

0453430 2019CT022744 AMB 2895

ARREST / NOTICE TO APPEAR
Juvenile Referral Report1. Arrest
2. N.T.A.
3. Request for Warrant
4. Request for Capias

1

Juvenile

N

ADMINISTRATIVE	OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06-19-145402	
	Charge Type: Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Weapon Seized / Type 1. Yes 2. No		Multiple Clearance Indicator 1			
	Location of Arrest (Including Name of Business) 1480 ROYAL PALM BV ROYAL PALM BEACH FL 33412				Location of Offense (Business Name, Address) 1480 ROYAL PALM BOULEVARD / ROYAL PALM BEACH FL 33411			
	Date of Arrest 12/07/2019	Time of Arrest 0137	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle	
DEFENDANT	Name (Last, First, Middle) ALLEN SEAN JUSTIN				Alias (Name, DOB, Soc. Sec. #, Etc.)			
	Race W - White 1 - American Indian B - Black 0 - Oriental/Asian W		Sex M	Date of Birth 04/27/1988	Height 605	Weight 200	Eye Color BLUE	Hair Color BRO
	Complexion MED		Build MEDIUM		Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) TAT LEFT ARM/CHEST/LEG		Marital Status Single	Religion CATHOLIC
	Indication of Alcohol Influence Drug Influence ☐ Y ☐ N ☐ Unk.		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1		Address Source DEFENDANT		Occupation PROGRAMER	
	Local Address (Street, Apt. Number) 117 ELYSIUM DR ROYAL PALM BEACH FL 33411		Phone (772) 285 5451		Permanent Address (Street, Apt. Number)		Business Address (Name, Street)	
	DL Number, State (FL)A450790881470		Soc. Sec. Number		INS Number		Place of Birth (City, State) CUMBERLAND WI	
	Citizenship US		Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth	☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile
	Co-Defendant Name (Last, First, Middle)		Race	Sex	Date of Birth	Residence Phone ()		
	Address (Street, Apt. Number)		(City)	(State)	(Zip)	Business Phone ()		
	JUVENILE	Notified by: (Name)		Date	Time	Juvenile Disposition 1. Handled/processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated		Grade
Released To: (Name)		Relationship		Date	Time	The above address provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. ☐ Yes, by: (Name) ☐ No: (Reason)		
Property Crime? ☐ Yes ☐ No		Description of Property		Value of Property		School Attended		
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic	R. Smuggle D. Deliver E. Use	K. Dispense/ Distribute	M. Manufacture/ Produce/ Cultivate	Z. Other	Drug Type N. N/A A. Amphetamine	
B. Barbiturate C. Cocaine E. Heroin		H. Hallucinogen M. Marijuana O. Opium/Deriv.		P. Paraphernalia/ Equipment S. Synthetics		U. Unknown Z. Other		
CHARGE	Charge Description DUI		Counts 1	Domestic Violence ☐ Y ☒ N	Statute Violation Number 316.193(1)		Violation of ORD #	
	Drug Activity / Drug Type / Amount / Unit		Offense # 19-145402	Warrant / Capias Number		Bond OK		
	Charge Description		Counts	Domestic Violence ☐ Y ☒ N	Statute Violation Number		Violation of ORD #	
	Drug Activity / Drug Type / Amount / Unit		Offense #	Warrant / Capias Number		Bond		
CHARGE	Charge Description		Counts	Domestic Violence ☐ Y ☒ N	Statute Violation Number		Violation of ORD #	
	Drug Activity / Drug Type / Amount / Unit		Offense #	Warrant / Capias Number		Bond		
	Charge Description		Counts	Domestic Violence ☐ Y ☒ N	Statute Violation Number		Violation of ORD #	
	Drug Activity / Drug Type / Amount / Unit		Offense #	Warrant / Capias Number		Bond		
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	Drug Activity / Drug Type / Amount / Unit		Offense #	Warrant / Capias Number		Bond		
	Charge Description		Counts	Domestic Violence ☐ Y ☒ N	Statute Violation Number		Violation of ORD #	
	Drug Activity / Drug Type / Amount / Unit		Offense #	Warrant / Capias Number		Bond		
NOTICE TO APPEAR	Location (Court, Room Number, Address) 3228 GUN CLUB RD WPB FL 33406							
	Court Date and Time Month JANUARY Day 2 Year 2020 Time 0830 AM ☒ PM							
	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. 12/07/2019 Signature of Defendant (or Juvenile and Parent/Custodian) _____ Date Signed _____							
ADMIN	HOLD for other Agency Name:		Signature of Arresting Officer		Name Verification (Printed by Arrestee)			PAGE 1 OF 1
	☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:		Name of Arresting Officer (Print) INV E. K. WHITE		(PRINT) 7209			
	Intake Deputy AS-THAN TULL		Transporting Officer E. K. WHITE		ID # 7209			
Witness here if subject signed with an "X"								

		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		1		Juvenile	
ADMIN	OBTS Number			Agency ORI Number		Agency Name		Agency Report Number			
	FLO. 5.0.0.0.0.0.0		PALM BEACH COUNTY SHERIFF'S OFFICE				19145402				
CHARGES	Charge Type	☐ 1 Felony		☒ 2 Traffic Felony		☐ 3 Misdemeanor		☐ 4 Traffic Misdemeanor		☐ 5 Ordinance	
	Check as many as apply	☐ 2 Traffic Felony		☐ 4 Traffic Misdemeanor		☐ 6 Other				Special Notes	
DEF	Name (Last, First, Middle)	ALLEN, SEAN				Alias		Race		Sex	
	Charge Description	DUI						W		M	
VICTIM	Charge Description							Date of Birth		4/27/1988	
	Charge Description										
VICTIM	Victim's Name (Last, First, Middle)	STATE OF FL				Race		Sex		Date of Birth	
	Local Address (Street, Apt Number)	(City) (State) (Zip)				Phone		Address Source			
	Business Address (Name, Street)	(City) (State) (Zip)				Phone		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. ☐ was observed by _____ who told _____ ☐ confessed to _____ ☒ that he/she saw the arrested person commit the below acts. _____ was found to have committed the below acts, resulting from my (described) investigation. admitting to the below facts. On the <u>7TH</u> day of <u>DECEMBER</u> 20 <u>19</u> at <u>0120</u> ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.)											
On Saturday 12/7/2019 at approximately 0120 hours I was conducting routine traffic enforcement in the area of Lakeview Dr and Okeechobee Blvd within the Village of Royal Palm Beach. While observing the traffic flow I noticed a black Ford utility vehicle bearing FL Tag JBSU96 traveling at a high rate of speed (estimated at approximately 65 mph in a 45 zone) west bound on Okeechobee Blvd. I began to follow the vehicle and saw it had turned north bound on Royal Palm Beach Blvd. After doing so the vehicle began swaying in the lane ultimately crossing over the solid white lines approaching the intersection at Royal Palm Beach Blvd and River Run Street to the point that the utility vehicle was straddling both lanes with equal portion in each lane. The Ford then corrected and continued in the lane it had originated in and continued through the intersection. At this point I activated my overhead red and blue lights to initiate a traffic stop for the infractions. The driver of the vehicle pulled off of Royal Palm Beach Blvd to a parking lot at 1480 Royal Palm Beach Blvd into a parking spot. Once I approached the vehicle I spoke to the driver identified as Sean Allen by his FL Driver's License. While asking for the items necessary for the traffic stop (license, registration and proof of insurance) Sean mumbled short one word answers which caused me to lean in further to the vehicle's open driver side window. While doing so I was able to smell the odor of an unknown alcoholic beverage emanating from within the passenger compartment of the vehicle. I also saw that Sean was looking over the top of the proscription lenses he was wearing allowing me to see his eyes clearly. They were dilated glassy and red. When continuing to ask for his documents he advised he did not have them and seemed to be slurring his speech. I also noticed the only other person in the vehicle was a child who appeared to be approximately eight years of age. Based on these observations as well as the driving pattern which initiated the traffic stop, I contacted dispatch to reach out for a DUI unit to respond to the scene. Once here I turned the investigation over to him.											
STATE OF FLORIDA COUNTY OF PALM BEACH (Signature of Arresting/Investigative Officer) <u>16737</u> The foregoing instrument was sworn to and affirmed and subscribed before me this <u>7th</u> day of <u>December</u> 20 <u>19</u> by <u>DS N. Breen 16737</u> (Print name of Arresting/Investigative Officer, who is personally known to me and/or produced identification. Type of identification produced <u>LEO</u>) Notary Public, Clerk of Court, Officer (F.S.S. 117.10)											
PAGE 1 OF 1											

PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		Juvénile N	
OBTS Number		Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06- 19-145402	
Charge Type: Check as many as apply.		1. Felony 2. Traffic Felony		3. Misdemeanor 4. Traffic Misdemeanor		5. Ordinance 6. Other	
Name (Last, First, Middle) ALLEN, SEAN, JUSTIN		Alias		Race W		Sex M	
				Date of Birth 04/27/1988			
Charge Description DUI		316.193(1)		Charge Description			
Charge Description				Charge Description			
Victim's Name (Last, First, Middle) ,,		Race /		Sex /		Date of Birth /	
Local Address (Street, Apt. Number) ,		(City)		(State) (zip)		Phone ()	
Business Address (Name, Street)		(City)		(State) (zip)		Phone ()	
						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. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the <u>7</u> day of DECEMBER 20 <u>19</u> at <u>0055</u> ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.)							
On Saturday, December 7, 2019 at approximately 0100 hours, I responded to Royal Palm Beach Boulevard and River Run Street, Royal Palm Beach (Palm Beach County) Florida to assist Deputy Nathan Breen with a traffic stop that involved a possible drunk driver. I arrived inside a parking lot located at 1480 Royal Palm Beach Bv, where I noticed a black utility vehicle parked inside a parking space facing east. D/S Breen's patrol car was stopped facing toward it with its emergency lights activated. Deputy Sanchez was also on scene as a back up officer. I made contact with D/S Breen who told me the following: On Saturday 12/7/2019 at approximately 0120 hours I was conducting routine traffic enforcement in the area of Lakeview Dr and Okeechobee Blvd within the Village of Royal Palm Beach. While observing the traffic flow I noticed a black Ford utility vehicle bearing FL Tag JBSU96 traveling at a high rate of speed (estimated at approximately 65 mph in a 45 zone) west bound on Okeechobee Blvd. I began to follow the vehicle and saw it had turned north bound on Royal Palm Beach Blvd. After doing so the vehicle began swaying in the lane ultimately crossing over the solid white lines approaching the intersection at Royal Palm Beach Blvd and River Run Street to the point that the utility vehicle was straddling both lanes with equal portion in each lane. The Ford then corrected and continued in the lane it had originated in and continued through the intersection. At this point I activated my overhead red and blue lights to initiate a traffic stop for the infractions. The driver of the vehicle pulled off of Royal Palm Beach Blvd to a parking lot at 1480 Royal Palme Beach Blvd into a parking spot. Once I approached the vehicle I spoke to the driver identified as Sean Allen by his FL Driver's License. While asking for the items necessary for the traffic stop (license, registration and proof of insurance) Sean mumbled short one word answers which caused me to lean in further to the vehicle's open driver side window. While doing so I was able to smell the odor of an unknown alcoholic beverage emanating from within the passenger compartment of the vehicle. I also saw that Sean was looking over the top of the proscription lenses he was wearing allowing me to see his eyes clearly. They were dilated glassy and red. When continuing to ask for his documents he advised he did not have them and seemed to be slurring his speech. I also noticed the only other person in the vehicle was a child who appeared to be approximately eight years of age.							
STATE OF FLORIDA COUNTY OF PALM BEACH		INV E. K. WHITE					
(Signature of Arresting Investigative Officer)							
The foregoing instrument was sworn to or affirmed and subscribed before me this <u>7</u> day of DECEMBER 20 <u>19</u> by INV E. K. WHITE 7209							
(Print name of Arresting Investigative Officer), who is personally known to me and/or produced identification: Type of identification produced		KNOWN					
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)							

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	Juvenile	N	
ADMIN	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06-19-145402						
	Charge Type: Check as many as apply.		1. Felony 2. Traffic Felony		3. Misdemeanor 4. Traffic Misdemeanor		5. Ordinance 6. Other		Special Notes:		
DEF	Name (Last, First, Middle) ALLEN, SEAN, JUSTIN				Alias		Race W	Sex M	Date of Birth 04/27/1988		
	Charge Description DUI				316.193(1)		Charge Description				
CHARGES	Charge Description				Charge Description						
	Charge Description				Charge Description						
VICTIM	Victim's Name (Last, First, Middle)				Race		Sex	Date of Birth			
	Local Address (Street, Apt. Number)				(City)	(State)	(zip)	Phone		Address Source	
	Business Address (Name, Street)				(City)	(State)	(zip)	Phone		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 7 day of DECEMBER 2019 at 0055 ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.)

Based on these observations as well as the driving pattern which initiated the traffic stop, I contacted dispatch to reach out for a DUI unit to respond to the scene. Once here I turned the investigation over to him:

D/S Breen wrote a sworn witness statement on a probable cause affidavit detailing his involvement with this case. I made contact with the driver who was currently sitting in the driver seat of the previously mentioned vehicle. He was later identified as Sean Justin Allen by his Florida driver license. I noticed a small child lying in the passenger seat asleep. Allen told me the child is his daughter (Sailor Allen 04/27/2014). During this encounter I noticed his eyes were red, watery and glossy. His cheeks were flushed and his mouth dry. I could smell a strong odor of an unknown alcoholic beverage emanating from the inside of his vehicle. I told the driver he was stopped by D/S Breen for driving over the posted speed limit and failing to drive within a single lane. D/S Breen also suspected him to have been drinking and unknown amount of alcoholic beverages. Moreover I explained I share the suspicion of him drinking and unspecified amount of alcoholic beverages. He initially said he had not been drinking, but later admitted to drinking earlier. Based on my suspicion I asked if he would consent to performing Standardized Field Sobriety Evaluations (SFSTs) for the purpose of determining if he was impaired while operating a motor vehicle. He obliged. Prior to his performance I asked if he had any physical problems with his body that would inhibit him from performing light physical exercises. I also asked if he was taking medication. The defendant conveyed he neither had anything wrong with him physically, nor was he taking medication. I escorted him to a level surface that was smooth and free from obstructions and debris. I could now smell a strong odor of an unknown alcoholic beverage emanating from his breath that intensified when he spoke. I placed a yellow strip of masking tape on the surface that formed a line. The defendant identified the tape by giving its color and placing their left foot on it when prompt to do so. The following SFSTs were explained, demonstrated and acknowledged by him prior to his performance: HGN, The Walk and Turn, The One Leg Stand, The Finger to Nose and The Romberg Alphabet Recitation. His deficiencies were recorded on another form in this work sheet. At the conclusion of the SFSTs, coupled with the Deputy's observation of the defendant's vehicle in motion and my observation of personal indicators of impairment exhibited by the defendant, probable cause was established for DUI. I told the defendant he was being placed under lawful arrest for DUI. He was searched and handcuffed (double locked and checked for tightness) prior to being seated into the rear of my patrol car. We arranged for the child's grandmother to respond to the scene to take custody of the child and vehicle.

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV E. K. WHITE

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 7 day of DECEMBER 2019 by INV E. K. WHITE

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

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

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OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1	Juvenile	N	
ADMIN	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06- 19-145402						
	Charge Type: Check as many as apply.		1. Felony 2. Traffic Felony		3. Misdemeanor 4. Traffic Misdemeanor		5. Ordinance 6. Other		Special Notes:		
DEF	Name (Last, First, Middle) ALLEN, SEAN, JUSTIN				Alias		Race W	Sex M	Date of Birth 04/27/1988		
	Charge Description DUI				316.193(1)		Charge Description				
CHARGES	Charge Description				Charge Description						
	Charge Description				Charge Description						
VICTIM	Victim's Name (Last, First, Middle)				Race		Sex	Date of Birth			
	Local Address (Street, Apt. Number)				(City)	(State)	(zip)	Phone		Address Source	
	Business Address (Name, Street)				(City)	(State)	(zip)	Phone		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 <u>7</u> day of <u>DECEMBER</u> 20 <u>19</u> at <u>0055</u> ☒ A.M. ☐ P.M. (Specifically include facts constituting cause for arrest.) Meanwhile I began transport to the main jail breath analysis facility for further processing. Upon our arrival I escorted the defendant into the facility and began a 20 minute observation period. During this time the defendant did not ingest anything into his body orally or otherwise. Neither did he regurgitate. I escorted him into the testing room and asked him to provide breath samples for the purpose of determining his alcohol content. He obliged. During the process the defendant asked what would happen if he did not give the samples. I explained implied consent. Afterward he gave the breath samples. He rendered results of .241 and .247. I read him his Constitutional Rights and asked if he would give an interview. The defendant invoked his "rights". No Q&A was performed. He was booked into the main jail for DUI.											
STATE OF FLORIDA COUNTY OF PALM BEACH INV E. K. WHITE (Signature of Arresting/Investigative Officer) The foregoing instrument was sworn to or affirmed and subscribed before me this <u>7</u> day of <u>DECEMBER</u> 20 <u>19</u> by <u>INV E. K. WHITE</u> (Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced <u>KNOWN</u> Notary Public, Clerk of Court, Officer (F.S.S. 117.10)											



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

PBSO CASE # 19-145402 PBSO ZONE 9-11

AGENCY CASE # _____ CRASH CASE # _____

TIME OF STOP/CRASH 0055 DATE 12/07/2019 DAY Saturday

SUBJECT'S NAME ALLEN SEAN JUSTIN RACE W SEX M
LAST FIRST MID

HGT 605 WGT 200 DOB 04/27/1988

LOCATION 1480 ROYAL PALM BV ROYAL PALM BEACH FL 33412

ARRESTING OFFICER'S NAME & ID INVE. K. WHITE 7209 7209 AGENCY PBSO

DIVISION: VCD/DUI

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 0245hrs

ARREST TIME 0137

BREATH RESULTS:

1)	.241
2)	.247
3)	
4)	

TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # /

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 7 DAY OF DECEMBER 20 19 AT 0055 [✓] AM PM
SUBJECT: ALLEN SEAN JUSTIN CASE NUMBER: 19-145402

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV E. K. WHITE

PERSONAL CONTACT

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

OBSERVATION OF DRIVER:
SEE PC AFFIDAVITS

DRIVER'S STATEMENTS:
I DRANK EARLIER

ODORS:
STRONG ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE COMING FROM SUBJECT'S BREATH.

GENERAL OBSERVATIONS

SPEECH: SOFT
ATTITUDE: POLITE COOPERATIVE AND INATTENTIVE
CLOTHING: BLUE JEANS, WHITE SHIRT AND BLACK SHOES

MEDICAL/OTHER: NONE

STATE OF FLORIDA
COUNTY OF PALM BEACH

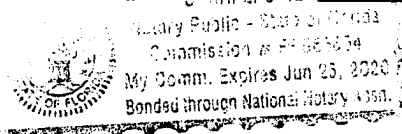
INV E. K. WHITE

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 7 day of DECEMBER 20 19 by INV E. K. WHITE

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

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



SUBJECT ALLEN

SEAN

CASE NUMBER 19-145402**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:

Subject was asked to stand with their feet together and place their hands by their side. They were asked to focus on the stimulus and follow it with their eyes. Lastly they were told not to move their head to assist in following the stimulus with their eyes. Subject showed equal pupil size that tracked equally. Both eyes lacked a smooth pursuit. I saw distinct and sustained Nystagmus at maximum deviation. I also saw an onset of Nystagmus prior to 45 degrees in both eyes. Subject swayed while performing this task.

WALK & TURN:

THE DEFENDANT WAS PLACED IN THE INSTRUCTIONAL STANCE FOR THE WALK AND TURN. THIS TASK WAS EXPLAINED AND DEMONSTRATED TO THE DEFENDANT. THE DEFENDANT ACKNOWLEDGED THE INSTRUCTIONS PRIOR TO PERFORMING THIS TASK: Subject was unable to maintain his balance while placed in the instructional position. He swayed and abandoned the position. During his performance he stepped off the line, he did not touch heel to toe, he took too many steps and turned improperly. He did not keep his arms by his side as instructed.

ONE LEG STAND:

THE DEFENDANT WAS PLACED IN THE INSTRUCTIONAL STANCE FOR THE ONE LEG STAND. THIS TASK WAS EXPLAINED AND DEMONSTRATED TO THE DEFENDANT. THE DEFENDANT ACKNOWLEDGED THE INSTRUCTIONS PRIOR TO PERFORMING THIS TASK: Subject began this task during the instructions, he could not maintain his balance while his leg/foot was elevated, he raised his arms and began hopping. He did not perform this task as instructed

FINGER TO NOSE:

THE DEFENDANT WAS PLACED IN THE INSTRUCTIONAL STANCE FOR THE FINGER TO NOSE. THIS TASK WAS EXPLAINED AND DEMONSTRATED TO THE DEFENDANT. THE DEFENDANT ACKNOWLEDGED THE INSTRUCTIONS PRIOR TO PERFORMING THIS TASK: Subject was unable to maintain his balance during this task. He failed to touch the tip of his finger to the tip of his nose on all attempts. Rather he touched underneath his nose and to the sides. He raised the wrong arm on the counter request

ROMBERG ALPHABET:

THE DEFENDANT WAS PLACED IN THE INSTRUCTIONAL STANCE FOR THE ROMBERG ALPHABET TASK. THIS TASK WAS EXPLAINED AND DEMONSTRATED TO THE DEFENDANT. THE DEFENDANT ACKNOWLEDGED THE INSTRUCTIONS PRIOR TO PERFORMING THIS TASK: Subject swayed while performing this task, he did not recite the alphabet as instructed, he rhymed it.

BREATH TEST RESULTS: 1) .241 2) .247 3) 4)STATE OF FLORIDA
COUNTY OF PALM BEACH**INV E. K. WHITE**

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 7 day of DECEMBER, 20 19 by INV E. K. WHITE(Print name of Arresting/Investigative Officer), who is personally known to me and/or produced identification. Type of identification produced KNOWN

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



FLORIDA DUI UNIFORM TRAFFIC CITATION **A2GCRYAP**

COUNTY Palm Beach		☐ (1) F.H.P. ☐ (2) P.D. ☒ (3) S.O. ☐ (4) OTHER	
CITY (IF APPLICABLE)		AGENCY NAME	
		AGENCY #	
IN THE COURT DESIGNATED BELOW THE UNDERSIGNED CERTIFIES THAT HEREIN HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT ON			
COMPLAINT (RETAINED BY COURT)			
DAY OF YEAR	MONTH	DAY	YEAR
SEP	12	07	2019
NAME (PRINT)		SEX	
Sean Justin Allen		M	
STREET		CITY	
117 Flysium Dr		FL 33411	
TELEPHONE NUMBER		DATE OF BIRTH	
		04/07/88	
DRIVER LICENSE NUMBER		CLASS	
A45079088		1	
VEHICLE MAKE		MODEL	
2017 Ford		LT	
VEHICLE TAG NO.		VEHICLE TAG STATE	
BSU96		FL	
UPON A PUBLIC STREET OR HIGHWAY, OR OTHER LOCATION NAMED		MOTORCYCLE	
Royal Palm Bch BV		☐ YES ☒ NO	
RIVER RUN ST		COMPANION CITATIONS	
		☐ YES ☒ NO	

ON UNLAWFULLY COMMIT THE OFFENSE OF DRIVING UNDER THE INFLUENCE OF ALCOHOLIC BEVERAGES, CHEMICAL OR CONTROLLED SUBSTANCES; DID DRIVE, OR WAS IN ACTUAL PHYSICAL CONTROL OF A VEHICLE, WHILE UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE/CHEMICAL SUBSTANCE/CONTROLLED SUBSTANCE TO THE EXTENT MENTAL FACILITIES WERE IMPAIRED, OR WITH A BLOOD OR BREATH ALCOHOL LEVEL OF .08 OR ABOVE OF .08.

AGGRESSIVE DRIVER		PASSENGER < 18 YEARS		STATE STATUTE		SECTION	
☐ YES ☒ NO	☐ YES ☒ NO			316.1930			
CRASH		DAMAGE TO OTHER PROPERTY		HARMY TO ANOTHER		SERIOUS BODILY HARM TO ANOTHER	
☐ YES ☒ NO	☐ YES ☒ NO	☐ YES ☒ NO		☐ YES ☒ NO		☐ YES ☒ NO	

THIS IS A CRIMINAL VIOLATION, COURT APPEARANCE REQUIRED, AS INDICATED BELOW.

COURT DATE	COURT TIME	COURT LOCATION
1/2/2020	0830	3228 GUN CLUB RD A2GCRYAP
WDB, FL 33406		

ARREST DELIVERED TO _____ DATE _____
I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THE CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

X SIGNATURE OF VIOLATOR _____

EFFECTIVE IMMEDIATELY, YOUR DRIVING PRIVILEGE IS SUSPENDED/DISQUALIFIED FOR:

☒ DRIVING WITH AN UNLAWFUL BLOOD OR BREATH ALCOHOL LEVEL. THIS SUSPENSION IS FOR A PERIOD OF SIX MONTHS IF THIS IS THE FIRST VIOLATION OR ONE YEAR IF PREVIOUSLY SUSPENDED FOR DRIVING WITH AN UNLAWFUL BLOOD OR BREATH ALCOHOL LEVEL. IF YOU HOLD A CDL OR YOU ARE OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR ONE YEAR FOR THE FIRST OFFENSE OR PERMANENTLY DISQUALIFIED FOR A SUBSEQUENT OFFENSE.

☐ REFUSAL TO SUBMIT TO LAWFUL BREATH, BLOOD OR URINE TEST SECTION 322.2615, F. S. THIS SUSPENSION IS FOR A PERIOD OF ONE YEAR IF THIS IS A FIRST REFUSAL OR 18 MONTHS IF PREVIOUSLY SUSPENDED FOR THIS OFFENSE. IF YOU HOLD A CDL OR YOU ARE OPERATING A CMV, YOUR COMMERCIAL DRIVER LICENSE/PRIVILEGE WILL ALSO BE DISQUALIFIED FOR A PERIOD OF ONE YEAR FOR A FIRST REFUSAL OR PERMANENTLY DISQUALIFIED FOR A SUBSEQUENT REFUSAL.

LICENSE SURRENDERED? ☒ YES ☐ NO REASON _____

ELIGIBLE FOR PERMIT? ☒ YES ☐ NO REASON _____

UNLESS INELIGIBLE, THIS CITATION SHALL SERVE AS A TEMPORARY DRIVER LICENSE AND WILL EXPIRE AT MIDNIGHT ON THE _____

NOT A CERTIFICATE

WITNESS LIST

CASE NUMBER: 19-145402

ARRESTING OFFICER: INV E. K. WHITE

ADDRESS: HQ

PHONE NUMBERS (HOME): _____ (WORK) 561 688 3000

CAN TESTIFY TO: FACTS

NAME: D/S NATHAN BREEN

ADDRESS: DIST 9

PHONE NUMBERS (HOME) 0 (WORK) 561 688 3000

CAN TESTIFY TO: SEEING THE DEFENDANT'S CAR IN MOTION

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) 0 (WORK) 0

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: _____

TESTING FACILITY TASK REPORT

AGENCY: 1700 J. J. 1075 11/20

SUBJECT: 1111 1111 J. CASE NUMBER: 19-190412

DATE: 12-01-19 VIDEO TAPE NUMBER: 1075

BEGINNING TIME: 0000 ENDING TIME: 0111

BREATH TESTS RESULTS: 1) 0.011 TIME 0011 (A.M./P.M.) 2) 0.011 TIME 0014 (A.M./P.M.)
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: J. J. 1075 11/20

MAINTENANCE TECHNICIAN: J. J. 1075 11/20

TESTING OFFICER'S OBSERVATIONS

SPEECH: 1111

ATTITUDE: 1111

CLOTHING: 1111

MEDICAL CONDITIONS: 1111

MEDICATIONS: 1111

OTHER: 1111

COMMENTS: 1111

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SUBJECT: Sean J. Allen CASE NUMBER: 19-145402

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) _____

SUBJECT: Seam J. Allen CASE NUMBER: 19-145402

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: INV. E. K. WHITE

WHITE - STATE ATTY.

YELLOW - DHSMV

PINK - CENTRAL RECORDS

GOLD - JAIL

**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: 12/07/2019

Date of Last Agency Inspection: 12/06/2019

Observation Period Began: 02:45

Subject's Name: SEAN J ALLEN

DOB: 04/27/1938 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	03:09
	Air Blank	0.000	03:10
	Control Test	0.081	03:10
	Air Blank	0.000	03:11
	Subject Sample #1	0.241	03:11
	Air Blank	0.000	03:12
	Air Blank	0.000	03:13
	Subject Sample #2	0.247	03:14
	Air Blank	0.000	03:15
	Control Test	0.080	03:15
	Air Blank	0.000	03:15
	Diagnostics Check	OK	03:15

Cylinder Lot: 17919080A1
Exp: 08/05/2021

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 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: 12-07-19
Signature

Sworn to (or affirmed) before me this 07 day of December, 2019

Signature of Notary Public-State of Florida Inv. White #7209
Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, and (for 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. It is to be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.20(5), F.S.



**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	

REVIEW COMPLETED BY

Booking Number: 2019039117

Date: 12/08/2019

Specialist Name/ID: howardt7185