ARREST / NOTICE TO APPEAR

18CT166691

1 Arrest 3 Request for Warrant 2 N.T.A. 4 Request for Copies | 1 | JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number: 0500800 | Agency Name: West Palm Beach Police Department | Agency Report Number (N.T.A.'s only): 9 , 4 | 2018-0015290

Charge Type (Check as many as apply): ☐ 1. Felony ☐ 3. Misdemeanor ☐ 5. Ordinance ☐ 2. Traffic Felony ☒ 4. Traffic Misdemeanor ☐ 6. Other

If Weapon Seized: Enter Type: NOT APPLICABLE | Multiple Clearance Indicator: N

Location of Arrest (Including Name of Business): 2100-BLK N JOG RD,WPB, FL, 33411

Location of Offense (Business Name, Address): 2100 N JOG RD BLK, WEST PALM BEACH, FL 33411

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
09/15/2018	04:49	09/15/2018	04:59			SHEEHANS

DEFENDANT

Name (Last, First, Middle): MOHAMED, SHAMEER HASSEIN | Alias (Name, DOB, Soc. Sec. #, Etc.): Alias:

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
B	M	03/01/1964	5'09	265	BROWN	BALD	DARK	Heavy

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description) | Marital Status | Religion | Indication of: Alcohol Influence Yes ☒ No ☐ Unk. ☐ Drug Influence

Local Address (Street, Apt. Number) (City) (State) (Zip): 13963 67TH ST N, WEST PALM BEACH, FL 33412 | Phone: (561) 352-4208 | Residence Type (1. City 2. County 3 Florida 4. Out of State): 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 13963 67TH ST N, WEST PALM BEACH, FL 33412 | Phone: (561) 352-4208 | Address Source: FL DL

Business Address (Name, Street) (City) (State) (Zip) | Phone | Occupation

DL Number, State: M530788640810 / FL | Soc. Sec. Number: [redacted] | INS Number | Place of Birth (City, State): New York | Citizenship: US

CO-DEFR

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	
				☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile ☐ 2. At Large ☐ 4. Misdemeanor
				☐ 1. Arrested ☐ 3. Felony ☐ 5. Juvenile ☐ 2. At Large ☐ 4. Misdemeanor

JUVENILE

☐ Parent ☐ Other _____ ☐ Legal Custodian | Name (Last, First, Middle) | Residence Phone

Address (Street, Apt. Number) (City) (State) (Zip) | Business Phone

Notified by (Name) | Date | Time | JUVENILE DISPOSITION 1. Handled/Processed within Department and Released 2. TOT JAC 3. Incarcerated

Released To: (Name) Relationship | Date | Time

The above address was provided by ☐ defendant and/or ☐ defendant's parents.
The child and/or parent was told to keep the Juvenile Court Clerk's Office (Phone 355-2526) informed of any change of address.
☐ Yes, by: ☐ No.

School Attended | Grade

Property Crime? ☒ Yes ☐ No | Description of Property: VEHICLE | Value of Property: $1,000

CODE

Drug Activity: N N/A, P Possess, S Sell, B Buy, T Traffic, R. Smuggle, D Deliver, R 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/Derv., P. Paraphernalia/Equipment, S. Synthetics, U. Unknown, Z. Other

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #
DUI-DAMAGE TO PERSON/PROPERTY	316.193(3)(C)(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ Y ☒ N		OR

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

Health / Apparent Physical Condition of Defendant | Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries Explain:

Check which apply: ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health | PROPERTY - Received By | Released By | Released To

Transported By | Date Transported / / | Time Transported : | Other

NOTICE TO APPEAR

☒ INSTRUCTION NO. 1 - Mandatory appearance in court
☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): Criminal Justice CRIMINAL JUSTICE COMPLEX
Court Date and Time: 10/11/2018 08:30:00 3228 GUN CLUB ROAD

No Photo Available

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

Signature of Defendant (or Juvenile and Parent/Custodian) | Date Signed

ADMIN

HOLD for Other Agency | Signature of Arresting Officer | Name Verification (Printed by Arrestee) (PRINT) SEP 15 AM 8:02

☐ Dangerous ☐ Retained Arrest ☐ Suicidal ☐ Other

Name of Arresting Officer (Print): STREIGOLD, DAVID | I.D. # 01753

Transporting Officer: OFC STREIGOLD | I.D. # 1753 | Agency WPBPD

Witness here of subject signed with an "X" | PAGE 1 of 1

2018 SEP 16 PM 4:42

SCANNED
SEP 21 2018

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DUI PROBABLE CAUSE AFFIDAVIT

On the 15th Day of SEPTEMBER 2018 at 0449 A.M. P.M.

Subject: SHAMEER MOHAMED Case Number: 18-15290

Agency: West Palm Beach Police Department Arresting Officer: STREIGOLD #1753

Personal Contact

Driving Pattern Actual physical control (physical evidence putting the driver behind the wheel)

WPBPD officers were currently working a disabled vehicle at the 2100-blk N Jog Rd in the southbound lanes. This location is on N Jog Rd just north of Okeechobee Blvd. The officers had there emergency blue and red lights activated as they were in the lanes of traffic. A white truck was seen heading northbound on N Jog Rd crossing the Okeechobee Blvd intersection. This vehicle veered into the southbound lanes of traffic still driving northbound. The driver stopped the vehicle next to a marked patrol car. The officer's attempted to make contact with the driver however it appeared he was asleep behind the wheel. As the driver started to wake up, the driver accelerated and the front of this vehicle struck the front of the second WPBPD marked patrol car. The officer's were finally able to open the driver's door and place the vehicle in park and remove the keys from the ignition.

Observation of Driver

As the original officer's approached the vehicle, the driver appeared to be asleep behind the wheel. They were eventually able to open the driver's door after the driver had struck a marked patrol car. The driver was unable to maintain his balance, his eyes were glassy and he had slurred speech. Upon my contact with the driver, I noticed that he had unstable balance, his eyes were glassy, his speech was slurred and there was an odor of an unknown alcoholic beverage emitting from this person and the odor became stronger as the driver continued to speak to me.

Drivers Statements:

The driver stated that after he got off of work, he and some colleagues gathered in the parking lot and had some drinks. The driver stated he had three beers (Corona and Heineken) and two to three shots (Patron). The driver stated he was trying to drive home. The driver was unable to advise on how his vehicle struck a marked patrol car.

Odors:

An odor of an unknown alcoholic beverage was emitting from the driver and the odor intensified as the driver spoke.

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General Observations

Speech: Slurred

Attitude: Cooperative

Clothing: Yellow polo shirt, Black pants and Black shoes

Medical Problems/Medications: Diabetic

Other: I advised the driver that the accident investigation was completed and a DUI investigation was occurring. I read the driver his Miranda warnings in which the driver advised he understood. This was all captured on my body worn camera. WPBFD Rescue 7 (run #18-19313) responded to the scene to assess the driver's sugar levels as he stated he felt it was low. WPBFD advised that the driver's sugar levels were in normal range.

SCANNED

SEP 21 20

DUI PROBABLE CAUSE AFFIDAVIT

Subject: SHAMEER MOHAMED **Case Number:** 18-15290

Roadside Tasks

Horizontal Gaze Nystagmus

- ■ Left Eye Does Not Follow Smoothly
- ■ Left Eye Jerks at 45 Degree Angle or Less
- ■ Distinct Jerking Left Eye at Maximum Deviation
- ■ Right Eye Does Not Follow Smoothly
- ■ Right Eye Jerks at 45 Degree Angle or Less
- ■ Distinct Jerking Right Eye at Maximum Deviation

The driver was instructed to stand with his feet together with his arms at his sides. While in this position he would sway in a side to side front to back pattern. He was then asked if he could identify the color of the stimulus I placed in front of his eyes; in which he advised was red (which was correct). He was reminded to track the stimulus with his eyes only. He failed to keep his head still while tracking the stimulus.

Walk and Turn Task

The driver was asked to place his left foot on the line (neon pink duct tape) with his right foot directly in front of it, then place his arms at his sides and stay in this position while I demonstrated this task. He would sway, in a side to side, front to back pattern throughout the demonstration phase. He could not maintain his balance while listening to instructions and stepped out of the stance during the demonstration to catch his balance. He started the task before being instructed. On the first set of nine steps he missed heel to toe on step three, five and seven. On the second set of nine steps he missed heel to toe on steps six, seven and eight. He performed the turn other than the way it was demonstrated.

One Leg Stand

The driver was asked to stand with his feet together with his arms at his sides and stay in this position while I demonstrate this task. He would sway, in a side to side, front to back pattern throughout the demonstration phase. The driver raised his left foot approximately three inches off the ground. He continued to sway while balancing on one leg. The driver counted to 20 in a way other then instructed and stopped at that time and placed his foot down several times during the exercise.

Finger To Nose

The driver was asked to stand with his feet together with his arms at his sides and stay in this position while I demonstrate this task. He would sway, in a side to side, front to back pattern throughout the demonstration phase. On the first left and right and the second left and right the driver placed the tip of his finger on the tip of his nose. On the third right the driver placed the tip of his finger to the outside right of his nose. On the third left the driver placed the tip of his finger on the bridge of his nose.

Romberg Balance

The driver was asked to stand with his feet together with his arms at his sides and stay in this position while I demonstrate this task. He would sway, in a side to side, front to back pattern throughout the demonstration phase. The driver counted out loud (not as instructed) and reached 21 in the allotted 30 seconds. I reviewed the instructions with the driver and re-did the exercise. The driver again counted out loud (not as instructed) and reached 30 in the alloted 30 seconds.

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Breath Results from Instrument

1st Result REFUSED **2nd Result** REFUSED **3rd Result** (If Applicable)

State of Florida

County of Palm Beach

The Following Instrument was notorized or sworn before me this 9/15/18 (DATE)

☐ Personaly Known ■ Produced Identification ☐ Notary Public

Tina Lynch B558 — *Notary / Clerk of Courts / Officer (FSS: 117.10)*

1783 — *Signature of Arresting Officer*

SCANNED
SEP 21 2018

SUBJECT: SHAMEER MOHAMED CASE NUMBER: 18-15290

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 determining 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 determining its alcohol content and/or presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am STREIGOLD #1753 of the West Palm Beach Police Department. 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 priviledge 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.

SUBJECTS SIGNATURE: PBSO BAT VIDEO

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 voluntailry 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 can not afford a lawyer, you are entitled to the presense 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 treats 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.

SUBJECTS SIGNATURE: PBSO BAT VIDEO

SCANNED
SEP 21 2018

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DEFENDANT: SHAMEER MOHAMED **CASE NUMBER:** 18-15290

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 OPERATION A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT: I WAS IN THE VEHICLE BUT I STOPPED

WHERE WERE YOU GOING? HOME

WHAT STREET OR HIGHWAY WERE YOU ON? COMING ON JOG RD

DIRECTION OF TRAVEL? WEST PALM BEACH, NORTHWEST WHERE DID YOU START FROM? COMING FROM BROWARD COUNTY

WHAT TIME DID YOU START? I WOULDNT BE ABLE TO SAY WHAT TIME IS IT NOW? I HAVE NO IDEA

WHAT IS TODAY'S DATE? 15TH WHAT DAY OF THE WEEK IS IT? SATURDAY

WHAT COUNTY AND CITY ARE YOU IN NOW? WEST PALM BEACH

WHEN DID YOU LAST EAT? THIS MORNING WHAT DID YOU EAT? REGULAR FOOD

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE(3) HOURS? WORKING

HOW MUCH DO YOU WEIGHT? 265 HAVE YOU BEEN DRINKING? NO WHAT? –

HOW MUCH? – WHERE? – WITH WHOM? –

WHEN DID YOU HAVE YOUR FIRST DRINK? I DIDNT HAVE NO DRINK AND YOUR LAST DRINK? I DIDNT HAVE NO DRINK

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? IM NOT GOING TO ANSWER YOU

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? IM NOT GOING TO ANSWER YOU

ARE YOU UNDER THE INFLUENCE? NO

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? NO HOW MUCH? –

WHAT? – WHERE? – WHEN? –

WHAT LINE OF WORK ARE YOU IN? CONSTRUCTION

WHEN DID YOU LAST WORK? JUST GOT OFF WORK

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? NO WHAT? –

ARE YOU SICK OR INJURED? NO WHAT'S WRONG? –

DO YOU LIMP? A LITTLE BIT DID YOU RECEIVE A BUMP ON YOUR HEAD RECENTLY? NO

WERE YOU IN AN ACCIDENT TODAY? NO

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? NO WHEN? –

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? NO WHO? – WHEN? –

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? NO WHAT? – WHEN? –

DO YOU HAVE:

EPILEPSY?	NO
GLASS EYE?	NO
FALSE TEETH?	NO
EAR INFECTION?	YES
INNER EAR TROUBLE?	A LITTLE BIT
DIABETES?	YES

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTABLE BY GLASSES? NOT TO MY KNOWLEDGE

DO YOU TAKE INSULIN? NO IF SO, WHEN WAS YOUR LAST INJECTION? –

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? NO WHERE? –

INTERVIEWER: STREIGOLD #1753

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SCANNED
SEP 21 2018

West Palm Beach Police Department

600 Banyan Blvd
West Palm Beach, Florida 33401
(561)822-1900

Witness List:

Arresting Officer: OFC STREIGOLD #1753 **Case Number:** 18-15290
Address: (West Palm Beach Police Department) 600 Banyan Blvd, West Palm Beach, FL 33401
Phone Number **Home:** **Cell:** **Work:** (561)822-1900
Can Testify to: ARRESTING OFFICER

Witness Name: OFC K ELLIOT #1851 **Case Number:** 18-15290
Address: West Palm Beach Police Department) 600 Banyan Blvd, West Palm Beach, FL 33401
Phone Number **Home:** **Cell:** **Work:** 561-822-1900
Can Testify to: ASSITING OFFICER / WITNESS

Witness Name: OFC J BUTLER **Case Number:** 18-15290
Address: West Palm Beach Police Department) 600 Banyan Blvd, West Palm Beach, FL 33401
Phone Number **Home:** **Cell:** **Work:** 561-822-1900
Can Testify to: ASSISTING OFFICER / WITNESS

Witness Name: **Case Number:** 18-15290
Address:
Phone Number **Home:** **Cell:** **Work:**
Can Testify to:

Witness Name: **Case Number:** 18-15290
Address:
Phone Number **Home:** **Cell:** **Work:**
Can Testify to:

Witness Name: **Case Number:** 18-15290
Address:
Phone Number **Home:** **Cell:** **Work:**
Can Testify to:

VI. Information or evidence to be supplied later:
Item(s):
Date will be furnished:
Why not supplied at filing:

Note: It is the responsibility of the officer filing the case to insure that the foregoing list is complete and correct

9/15/2018
Signature of the Filing Officer — Date

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SEP 21 2018

TESTING FACILITY TASK REPORT

AGENCY: WPBPD

SUBJECT: MOHAMED SHAMEER H CASE NUMBER: 18-122142

DATE: 09/15/18 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 05:57 ENDING TIME: 06:06

BREATH TESTS RESULTS: 1) R TIME 05:59 (A.M./P.M.) 2) N/A TIME — A.M./P.M.

3) N/A TIME — A.M./P.M. 4) N/A TIME — A.M./P.M.

BREATH OPERATOR: P. Pound #24639

MAINTENANCE TECHNICIAN: J. KARLECKE # 6467

TESTING OFFICER'S OBSERVATIONS

REFUSED

SPEECH: SLURRED

ATTITUDE: CALM, QUIET

CLOTHING: BLUE PANTS, YELLOW SHIRT, BLACK CROCS SHOES

MEDICAL CONDITIONS: DIABETES

MEDICATIONS: IT'S AT HOME

OTHER: EYES GLASSY AND BLOODSHOT

COMMENTS: ARRIVED AT CENTER A/O BEGAN THE 20 MINUTE OBSERVATION PERIOD AT 05:33 HRS.

A. REFUSED TO TAKE TEST

A/O. READ I/C

A. STATED HE UNDERSTOOD I/C AND WOULD NOT TAKE TEST

A/O. READ RIGHTS

A. STATED HE UNDERSTOOD RIGHTS.

A/O. CONDUCTED Q+A

REFUSED

A. ANSWERS QUESTIONS

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SCANNED SEP 21 2018

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:	

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REVIEW COMPLETED BY

Booking Number: 2018031009	**Date:** 09/16/2018
	Specialist Name/ID: AM/31562

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SEP 21 2018