Jct# 0454824 18CT 16338 Pch# 673

ARREST / NOTICE TO APPEAR

1. Arrest 3. Request for Warrant
2. N.T.A. 4. Request for Capias

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 | 2018-0015170

Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other
If Weapon Related: Enter Type: NOT APPLICABLE
Multiple Clearance Indicator

Location of Arrest (Including Name of Business): 50TH WAY & VILLAGE BLVD.
Location of Offense (Business Name, Address): 50TH WAY & VILLAGE BLVD, WEST PALM BEACH, FL 33409

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
09/13/2018	01:57	09/13/2018	02:07			

DEFENDANT

Name (Last, First, Middle): VAN DER ENDEN,SHANE, SHANE
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
W	M	03/19/1986	6'02	195	BLUE	BROWN	LIGHT	Medium

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

Local Address (Street, Apt. Number) (City) (State) (Zip): 5120 51ST WAY, WEST PALM BEACH, FL 33409
Phone:
Residence Type: 1. City 3. Florida 2. County 4. Out of State: 1

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 5120 51ST WAY, WEST PALM BEACH, FL 33409
Phone:
Address Source: VERBAL

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

DL Number, State: 0102569910 ACN: N/A /
Soc. Sec. Number: [redacted]
INS Number:
Place of Birth (City, State): RODVILLE, MD,
Citizenship:

CO-DEF

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 | ☐ 1. Arrested ☐ 2. At Large ☐ 3. Felony ☐ 4. Misdemeanor ☐ 5. Juvenile

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 Value of Property

CODE

Drug Activity: N. N/A F. Possess S. Sell B. Buy T. Traffic R. Smuggle D. Deliver E. Use K. Disperse/ 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. Synthetic U. Unknown Z. Other

CHARGE

Charge Description: DUI-ACCOMPANIED BY PERSON UNDER 18 YOA
Statute Violation Number: 316.193(4)
Violation of ORD #:

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 applies: ☐ 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: 10/04/2018 13:00:00 3228 GUN CLUB ROAD

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

No Photo Available

ADMIN

HOLD for Other Agency
☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other
Intake Deputy: I.D. # Pouch #

Signature of Arresting Officer: 2094
Name of Arresting Officer (Print): THOMAS, MICAH I.D. # 02094
Transporting Officer: THOMAS, MICAH I.D. # 2094 Agency WPBPD

Name Verification (Printed by Arrestee) (PRINT)
Witness here if subject signed with an "X":

SCANNED SEP 13 AM 4:21
SEP 14 2018

PAGE 1 OF 1

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DUI PROBABLE CAUSE AFFIDAVIT

On the 13 Day of September at 0127 A.M. P.M.

Subject: Van Der Enden, Shane Case Number: 2018-0015170

Agency: West Palm Beach Police Department Arresting Officer: M. Thomas 2094

Personal Contact

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

Driver was observed by Ofc. D. Goldberger failing to maintain lane, scrubbing the vehicle tire sidewall on the curbside for approximately 10 second, before jumping the curb and driving on top of the curb for approximately 3 seconds.

Observation of Driver

Initial approach to the vehicle's passenger side, I immediately smell the strong odor of alcoholic beverage emanating from the interior of the vehicle. Observing the driver from the driverside, the strong odor emanated moreso from his head and mouth area. Driver's eyes were reddened and water. Driver's speech was slurred

Drivers Statements:

Driver advised he was in the Abacoa area with friend and had a beer while there. In addition, driver advised he works as a bartender.

Odors:

Strong odor of alcoholic beverage(s) emanated from his head and mouth area.

General Observations

Speech: Slurred

Attitude: Polite

Clothing: Blue Plaid Button Down Shirt, Blue Long Pants, and Black Tennis Shoes

Medical Problems/Medications: None

Other: N/A

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SEP 14 2018

DUI PROBABLE CAUSE AFFIDAVIT

Subject: Van Der Enden, Shane **Case Number:** 2018-0015170

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

Walk and Turn Task

Started exercise before being instructed, walked off line, stop to steady himself, used arms for balance, counted to many steps on both passes.

One Leg Stand

Hopped during exercise, used arms for balance, and failed to count out loud

Finger To Nose

Left, right, left, left, right, right. Driver failed to touch the tip of his nose approximately 5 out of the 6 times requested. Driver failed to keep eyes closed.

Romberg Balance

N/A

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Breath Results from Instrument

1st Result	2nd Result	3rd Result (If Applicable)
.222	.223	N/A

SCANNED SEP 14 2018

State of Florida

County of Palm Beach

The Following Instrument was notorized or sworn before me this 09/13/18 (DATE)

■ Personaly Known ■ Produced Identification ☐ Notary Public

KERIANE MARIE MOYNIHAN
Notary Public - State of Florida
Commission # GG 016116
My Comm. Expires Oct 5, 2020
Bonded through National Notary Assn.

Notary / Clerk of Courts / Deputy Clerk

2394

Signature of Arresting Officer

TESTING FACILITY TASK REPORT

AGENCY: WPB/THOMAS

SUBJECT: VAN DER ENDEN, SHANE

CASE NUMBER: 18-121319

DATE: Sep 13, 2018

VIDEO DVD NUMBER: N/A

BEGINNING TIME: 0238

ENDING TIME: 0257

BREATH TESTS RESULTS: 1) .222 TIME 0243 A.M. ☒ P.M. ☐ 2) .223 TIME 0246 A.M. ☒ P.M. ☐

3) XX TIME XX A.M. ☐ P.M. ☐ 4) XX TIME XX A.M. ☐ P.M. ☐

BREATH OPERATOR: S. PALMER #24520

MAINTENANCE TECHNICAN: J Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED, LOW

ATTITUDE: CALM, QUIET

CLOTHING: BLUE SHIRT,BLUE PANTS, BLACK SHOES

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES GLASSY AND BLOODSHOT, ODOR OF UNKNOWN ALCOHOLIC BEVERAGE COMING FROM BREATH, SUBJECT ADMITTED TO DRINKING TWO SHOTS OF SCOTCH (Q&A)

COMMENTS:

ARRESTING OFFICER CONDUCTED THE 20 MINUTE OBSERVATION BEGINNING AT 0215
SUBJECT AGREED TO TAKE BREATH TEST
AND PROVIDED TWO ADEQUATE SAMPLES SUCCESSFULLY
TECH READ TEST RESULTS
A/O READ RIGHTS
SUBJECT STATED HE UNDERSTOOD RIGHTS
A/O CONDUCTED Q&A
SUBJECT ANSWERED SOME QUESTIONS AND INVOKED HIS RIGHT

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SCANNED
SEP 14 2018

SUBJECT: Van Der Eden, Shane CASE NUMBER: 2018-0015170

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.

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SEP 14 2018

SUSPECT'S SIGNATURE: (X) Read on Camera

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

PBSO #0129B REV. 06/11

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SUBJECT: Van Der Lden, Shane CASE NUMBER: 2018-0015170

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? Yes

WHERE WERE YOU GOING? Home

WHAT STREET OR HIGHWAY WERE YOU ON? Vista Blvd.

DIRECTION OF TRAVEL? S WHERE DID YOU START? Sam's Club Gurnee

WHAT TIME DID YOU START? 0130 WHAT TIME IS IT NOW? IDK

WHAT IS TODAY'S DATE? 09/1/2018 WHAT DAY OF THE WEEK IS IT? Sat

WHAT COUNTY AND CITY ARE YOU IN NOW? Sunrise

WHEN DID YOU LAST EAT? 10hrs ago WHAT DID YOU EAT? Chicken

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? At work

HOW MUCH DO YOU WEIGH? 155 HAVE YOU BEEN DRINKING? Yes WHAT? Beer

HOW MUCH? 2 shots WHERE? At work WITH WHOM? Co-workers

WHEN DID YOU HAVE YOUR FIRST DRINK? 2 hours AND YOUR LAST DRINK? 2 hours

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? Slow

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? Yes ARE YOU UNDER THE INFLUENCE? No

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? No

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

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

INTERVIEWER: Ofc. Thomas # 2094

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SCANNED
SEP 14 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.	
	☐	[redacted]		
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2018030729	**Date:** September 13, 2018
	Specialist Name/ID: L. Rosales, 4489

SCANNED
SEP 14 2018