

J-0512511

ARREST / NOTICE TO APPEAR

19CT20930 NB P-39344

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

JUVENILE

AD M I N I S T R A T I O N	ORIS Number	Agency ORI Number 0501700	Agency Name Jupiter Police Department	Agency Report Number (N.T.A. only) 5 4 19-005091	1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias	JUVENILE
D E F E N D A N T	Charge Type: Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other	If Weapon Seized Enter Type: NONE			Multiple Clearance Indicator: 1	
	Location of Arrest (Including Name of Business) 5500 MILITARY TRL JUPITER, FL 33458			Location of Offense (Business Name, Address) 5500 MILITARY TRL/DONALD ROSS RD, JUPITER, FL 33458		
	Date of Arrest 11/11/2019	Time of Arrest 21:17	Booking Date 11/11/2019	Booking Time 21:27	Jail Date	Jail Time
	Name (Last, First, Middle) PRUSAK, STEPHEN ANDREW			Alias (Name, DOB, Soc. Sec. #, Etc.) Alias: CY		
B E F O R E	Race W - White B - Black O - Oriental/Asian W	Sex M	Date of Birth 04/19/1995	Height 6'00	Weight 160	Eye Color BROWN
	Marital Status S			Religion OTHER		Complexion LIGHT
	Local Address (Street, Apt. Number) 15357 75TH WAY N, PALM BEACH GARDENS, FL 33418			Phone (561) 876-6186		Build Medium
	Permanent Address (Street, Apt. Number) 15357 75TH WAY N, PALM BEACH GARDENS, FL 33418			Phone (561) 876-6186		Residence Type: 1. City 2. County 3. Florida 4. Out of State 2
J U V E N I L E	Business Address (Name, Street) BAMBOO WOK,			Phone (561) 876-6186		Address Source FL DL
	D/I Number, State P622781951391 / FL			Soc. Sec. Number [REDACTED]		INS Number [REDACTED]
	Place of Birth (City, State) PALM BEACH GARDENS, FL			Citizenship US		
	Co-Defendant Name (Last, First, Middle)			Race	Sex	Date of Birth
C O D E F	Co-Defendant Name (Last, First, Middle)			Race	Sex	Date of Birth
	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 IAC 3. Incarcerated
C H A R G E	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.			School Attended		
	Property Crime? ☐ Yes ☒ No			Description of Property		
	Value of Property			Grade		
C H A R G E	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/Opior. P. Paraphernalia/ Equipment S. Synthetic U. Unknown Z. Other		
	Charge Description DUI - DRIVING UNDER INFLUENCE			Statute Violation Number 316.193(1)		
	Drug Activity			Drug Type	Amount / Unit	Offense #
	Counts			Domestic Violence ☐ Y ☒ N	Warrant / Capias Number	
C H A R G E	Charge Description			Statute Violation Number		
	Drug Activity			Drug Type	Amount / Unit	Offense #
	Counts			Domestic Violence ☐ Y ☒ N	Warrant / Capias Number	
	Bond			Violation of ORD #		
I N T A K E	Charge Description			Statute Violation Number		
	Drug Activity			Drug Type	Amount / Unit	Offense #
	Counts			Domestic Violence ☐ Y ☒ N	Warrant / Capias Number	
	Bond			Violation of ORD #		
N O T I C E T O A P P E A R	Health / Apparent Physical Condition of Defendant			Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries		
	Check which applies ☐ Released O.R. ☐ Released to Parent/Guardian ☐ T.O.T. County Jail ☐ Posted Bond ☐ South County Mental Health			PROPERTY - Received By		
	Transported By			Date Transported	Time Transported	Other
	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) North County PALM BEACH GARD Court Date and Time 12/18/2019 08:30:00		
A D M I N I S T R A T I O N	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) STEPHEN PRUSAK		
	Date Signed			No Photo Available		
	HOLD for Other Agency			Signature of Arresting Officer [Signature]		
	Name Verification (Printed by Arrestee) (PRINT)			I.D. # 1185		
A D M I N I S T R A T I O N	Name of Arresting Officer (Print) YOCHUM, CRAIG			I.D. # 383		
	Transporting Officer OFC. C. YOCHUM			Agency JPD		
	Witness here if subject signed with an "X".			PAGE 1 OF 1		
	Date of Arrest 11/11/2019			Time of Arrest 21:17		

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NOV 13 2019

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 11th DAY OF November 20 19 AT 8:48 AM ☒ PM
SUBJECT: Prusak Stephen A CASE NUMBER: 19-005091
AGENCY: Jupiter Police Department ARRESTING OFFICER: Craig Yochum # 383

PERSONAL CONTACT

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

On the aforementioned date at approximately 2053 hours, I responded to the area of C.R. 809 (Military Trl.) and Donald Ross Rd. in the Town of Jupiter, Palm Beach County, FL as a backup unit for Sergeant Frank, who had conducted a traffic stop on a black 2004 Lexus sedan bearing FL tag # JSNH35. At the time, I was driving an unmarked Jupiter Police Department patrol vehicle (vehicle 1916), I was wearing a JPD uniform clearly identifying myself as a Jupiter Police Officer, and I was wearing my department-issued Axon body camera. Upon arrival, Sergeant Frank advised he observed the aforementioned vehicle traveling westbound on Indian Creek Parkway at Military Trl. Sergeant Frank stated this vehicle came close to running the red light at the aforementioned intersection and was traveling in the dark without its lights activated. Sergeant Frank advised the driver of the vehicle eventually turned the lights to the vehicle on approximately 100 feet south of the aforementioned intersection, then quickly accelerated southbound on Military Trl. Sergeant Frank advised he paced the vehicle at 68 MPH in a posted 45 MPH speed zone and ultimately conducted a traffic stop. See supplement from Sergeant Frank.

OBSERVATION OF DRIVER:

I observed the aforementioned vehicle was stopped, facing south, in the ^{right} left turn lane of Military Trl. to turn west on Donald Ross Rd. The vehicle's driver door was open. I approached the vehicle on the driver side and made contact with the driver and sole occupant of the vehicle, Stephen Prusak (w/m; 04/19/1995). Prusak had glassy eyes and I could smell the odor of an unknown alcoholic beverage on his person and emanating from his vehicle. I requested Prusak exit the vehicle and he complied. Prusak walked to the rear of his vehicle and onto the sidewalk (at my request) with no apparent issues. While speaking with Prusak, I noted his speech was slightly slurred at times.

DRIVER'S STATEMENTS:

Prusak advised he was coming from Bamboo Wok in the Sea Plum Plaza, and that he had just gotten off of work. Prusak advised he purchased a beer at the Publix in the same plaza prior to leaving work and driving his vehicle. On a scale of 1 (being completely sober) and 10 (being the most intoxicated he had been in his life), Prusak estimated his level of impairment to be a 2. Due to the observations of the driving pattern made by Sergeant Frank and my observations of Prusak, I requested he complete Standardized Field Sobriety Tasks and he complied.

ODORS:

General odor of unknown alcoholic beverage on Prusak's person.

GENERAL OBSERVATIONS

SPEECH: Slightly slurred, otherwise normal

ATTITUDE: Cooperative, Understanding, Polite

CLOTHING: White t-shirt, gray shorts, blue/green shoes

MEDICAL/OTHER: No medical conditions. Prusak advised he takes Seroquel (1 at night) and Prozac (1 in morning). Prusak advised he had not yet taken the Seroquel.

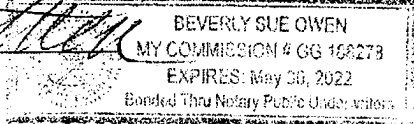
STATE OF FLORIDA
COUNTY OF PALM BEACH

(Signature of Arresting/Investigative Officer) [Signature]

The foregoing instrument was sworn to or affirmed and subscribed before me this 11th day of November 20 19 by Officer Craig Yochum # 383

(Print name of Arresting/Investigative Officer) [Signature] who is personally known to me and/or produced identification. Type of identification produced Personally Known

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



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Page 1 of 2

SUBJECT: Prusak Stephen CASE NUMBER 19-005091

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:

I am a certified Drug Recognition Expert (IACP # 32395) and I conducted this task in accordance with my training. Prusak's pupils were slightly dilated but of equal approximate size. Resting Nystagmus was not present and Prusak was able to track a moving stimulus equally with both eyes. Lack of Smooth Pursuit was observed in both Prusak's eyes.

WALK & TURN:

During the Instructions Stage, Prusak stood in the starting position appropriately and did not lose his balance or begin before being told. When told to begin, Prusak used his arms to balance (extending them to his sides like an airplane) for the first two steps. Prusak missed heel-to-toe on step 3. Prusak took a total of 9 steps before turning. Prusak turned improperly by taking small steps with both his feet (turning to his right). On the return walk, Prusak missed heel-to-toe on steps 3 and 5. Prusak took a total of 9 steps back down the line after turning.

ONE LEG STAND:

Prusak initially began this task standing on the paved area between the solid white fog line and the concrete curb. Prusak elected to raise his left leg, standing planted on his right. When told to begin, Prusak immediately raised his arms from his sides to maintain his balance (like an airplane). Prusak swayed and placed his foot on the ground to steady himself after approximately 3 seconds had elapsed. Prusak then complained about the superelevation of the roadway and requested to complete the task on the sidewalk. I allowed him to do so. On the sidewalk, Prusak again raised his left leg. Prusak used his arms to balance and was swaying throughout the duration of the timed 30 second period. Prusak placed his foot on the ground a total of 3 times during the timed 30 second period. For the duration of the task, Prusak counted slowly.

FINGER TO NOSE:

Before administering the task, Prusak demonstrated knowledge of his left and right arms. Prusak appropriately touched finger to nose on every call of the task. The cadence for this task was as follows: Left, Right, Left, Right, Right, Left. I did not observe any additional indicators of impairment during this task.

ROMBERG ALPHABET:

Prusak advised his highest level of education was high school and that he was comfortable reciting the alphabet. Prusak appropriately recited the alphabet to the letter V. Prusak opened his eyes then randomly stated the letter S before completing the alphabet (WXYZ) appropriately.

BREATH TEST RESULTS: (1) .083 (2) .082 (3) (4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

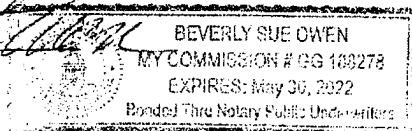
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 11th day of November, 2019 by Officer Craig Yochum # 383

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

Personally Known

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



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

PBSO CASE # 19-136570 PBSO ZONE 3-14
AGENCY CASE # 19-005091 CRASH CASE # _____
TIME OF STOP/CRASH 2048 DATE 11/11/2019 DAY Monday
SUBJECT'S NAME Prusak Stephen A RACE W SEX M
LAST FIRST MID
HGT 6'00" WGT 170 DOB 04/19/1995
LOCATION Military Trl./Donald Ross Rd. Jupiter, FL 33458
ARRESTING OFFICER'S NAME & ID Craig Yochum #383 AGENCY Jupiter PD
DIVISION: Road Patrol
NOTIFIED BY COMMO Yes
ARRIVAL AT FACILITY 2209
ARREST TIME 2117

BREATH RESULTS:

1)	.083
2)	.082
3)	/
4)	/

TESTING OFFICER'S ID 3184 PBSO VIDEOTAPE # N/A

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WITNESS LIST

CASE NUMBER: 19-005091

ARRESTING OFFICER: Craig Yochum

ADDRESS: 210 Military Trl. Jupiter, FL 33458

PHONE NUMBERS (HOME): _____ (WORK) (561) 746-6201

CAN TESTIFY TO: PC

NAME: Sergeant Eric Frank

ADDRESS: 210 Military Trl. Jupiter, FL 33458

PHONE NUMBERS (HOME) _____ (WORK) (561) 746-6201

CAN TESTIFY TO: PC

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 _____

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CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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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) _____

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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? Yes

WHERE WERE YOU GOING? Home

WHAT STREET OR HIGHWAY WERE YOU ON? Highway

DIRECTION OF TRAVEL? South WHERE DID YOU START? Banana Ave

WHAT TIME DID YOU START? Unknown WHAT TIME IS IT NOW? Approx 10

WHAT IS TODAY'S DATE? 11/13 WHAT DAY OF THE WEEK IS IT? Monday

WHAT COUNTY AND CITY ARE YOU IN NOW? WDB, FL

WHEN DID YOU LAST EAT? 10:00 AM WHAT DID YOU EAT? Burger

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Drinking Beer

HOW MUCH DO YOU WEIGH? 170 HAVE YOU BEEN DRINKING? Yes WHAT? Two or Three

HOW MUCH? One WHERE? In Car WITH WHOM? Alone

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? Yes ARE YOU UNDER THE INFLUENCE? Kind of

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? Restaurant Manager/Barman WHEN DID YOU LAST WORK? Today

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? No WHAT? _____

ARE YOU SICK OR INJURED? No WHAT'S WRONG? _____

DO YOU LIMP? No DID YOU RECEIVE A BUMP ON THE 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? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? Yes WHAT? Proton Pump Inhibitor WHEN? 10:00 AM

DO YOU HAVE:

EPILEPSY?	<u>No</u>
GLASS EYE?	<u>No</u>
FALSE TEETH?	<u>No - From Mom</u>
EAR INFECTION?	<u>No</u>
INNER EAR TROUBLE?	<u>No</u>
DIABETES?	<u>No</u>

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? No

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: Off. Eric Young

TESTING FACILITY TASK REPORT

AGENCY: San Diego

SUBJECT: John Doe CASE NUMBER: 130570

DATE: 11/13/19 VIDEO TAPE NUMBER: 019

BEGINNING TIME: 144 ENDING TIME: 144

BREATH TESTS RESULTS: 1) 19 TIME 144 A.M./P.M. 2) 19 TIME 144 A.M./P.M.

3) 19 TIME 144 A.M./P.M. 4) 19 TIME 144 A.M./P.M.

BREATH OPERATOR: 354

MAINTENANCE TECHNICIAN: 10467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE:

CLOTHING:

MEDICAL CONDITIONS:

MEDICATIONS:

OTHER:

COMMENTS:

NOV 13 2019



**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: 2019036466

Date: 11/12/2019

Specialist Name/ID: Gammage/5660

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