

0483851  
FLORIDA HIGHWAY PATROL

3377

REPORT NUMBER  
FHP99ARR119789

## ARREST REPORT

Report Date / Time 11/25/2016 10:01 PM	Agency Case/Offense Number FHPL16OFF086809	OCA Number	Originating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number LWRC16CAD204210
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### LOCATION OF OCCURRENCE

County PALM BEACH	Address SR-9 ENT SB, BOCA RATON, FL 33487
Range of Occurrence Date/Time 11/25/2016 09:27 PM to 11/25/2016 11:30 PM	Latitude N 26 25.2420

### PERSON: SUSPECT

First Name STEVEN	Middle Name CARLTON	Last Name BROWN	Suffix	Date of Birth 08/15/1960	Age 56	Race W	Sex M	Height 509	Weight 205	Hair GRY	Eyes BRO
Master Name Index Number	Place of Birth ILLINOIS	Nation USA	SSN		Driver's License or Other ID B650783602950	State FL	Class or Type				
Address 223 NE 20TH AVE APT 4	City PEORIA	City POMPANO BEACH	County		State FL	Zip Code 33060	Phone				

### CHARGES

Counts 1	Charge Number 316.193.1	Charge DUI-UNLAW BLD ALCH	
Charge Degree	Charge Level MISDEMEANOR	General Offense Code PRINCIPAL	<input type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence
			Bond Amount \$0.00

### PROBABLE CAUSE

On the above date and time I was working in Palm Beach County. Dispatch had advised of a BOLO (Be on the lookout) that was called in by a witness of a vehicle that was unable to maintain its lane and traveling all over the road (See witness statement). Dispatch advised the location was northbound on Interstate 95 just north of Congress Avenue and that the witness was still landline. At the time I was traveling southbound just north of Atlantic Avenue. I advised dispatch that I was then turning around at Atlantic to which they advised the caller stated they just passed Atlantic Avenue. Once I turned around and traveled northbound I was able to get a visual of the vehicle in question approximately 1 mile south of Woolbright Road. The vehicle was traveling in the outside center lane. I observed the vehicle straddle both the outside center lane and center lane as well as the outside center lane and outside lane's white dashed lines approximately 6 times each line. Once we got to Woolbright Road I then activated my lights and sirens (emergency equipment). The vehicle continued to travel northbound changing from the outside center lane to the center lane then back to the outside center lane. The vehicle then came to a stop on the right shoulder at Boynton Beach Blvd. The witnesses also stopped out and did provided me with a statement. I then exited my patrol vehicle and approached the vehicle from the passenger side. Upon approach I observed a white male sitting in the driver seat. I then advised the subject who I was a reason for stop. I then asked the driver if he was ok which he replied yes. Once the subject replied I smelled an odor commonly associated with that of an alcoholic beverage emitting from his breath. I also observed the driver to have red blood shot glossy eyes. I then asked the subject if he had anything to drink to which at first he replied no and then stated only a couple. I then asked the subject to provide me with his license, registration, and insurance to which he did. At that point I was able to identify the subject as Steven Carlton Brown by his Florida driver's license. I then asked the subject if he would exit his vehicle and walk to the back of his vehicle in which he did. Once the subject exited I observed him to have a lack of balance. I then advised the driver that due to his driving pattern along with the odor of alcohol emitting from his breath I was under the suspicion he was operating a motor vehicle under the influence of alcohol and or a controlled substance and if he would perform field sobriety exercises to which he replied he would.

Before the exercises the subject was asked if he had any medical conditions that would prevent him from performing these exercise to which he replied no. Each exercise was demonstrated by myself and explained to the subject before he performed and each time he was asked if they understood the instructions to which he replied yes.

Horizontal Gaze Nystagmus (HGN): Lack of Smooth Pursuit observed

Distinct and Sustained Nystagmus at Maximum Deviation observed

Onset of Nystagmus prior to 45 degrees observed

6 clues observed subject would sway while standing as well as he would keep moving his head and not follow the instructions.

Walk and Turn: Subject could not balance during instructions (Breaks heel/toe)

Subject started exercise too soon

Subject does not touch heel to toe

Subject stepped off line

Subject used arms for balance

Subject made improper turn

Subject took wrong number of steps

7 Clues observed this exercise was attempted twice subject could not follow instructions

One Leg Stand: Subject put foot down

Subject used arms to balance

Subject swayed while balancing

3clues observed subject attempted for 3 seconds before putting foot down and advising he could not maintain his balance.

Finger to Nose: Subject swayed while balancing

Subject would keep finger on nose

Subject could not differentiate between left and right finger

Rhomberg with Recitation: Subject swayed while balancing

Subject could not state alphabet once he got to S he repeated STUV 3 times

Once the exercises were completed I then advised the driver as well as dispatch at 9:53pm that he was being placed under arrest for suspicion of operating a

09 Nov 2016

SCANNED NOV 26 4:12:19  
NOV 27 2016

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motor vehicle under the influence of alcohol and or a controlled substance pursuant to Florida Statute 316.193. Trooper Sayih #1650 then stayed with the subject's vehicle until Priority Towing took possession. I then transported the subject to Palm Beach County Jail. Once at the jail I observed the subject for twenty minutes before entering into the breathalyzer room. Once inside I asked the subject to provide us a sample of his breath at 10:47 pm the subject refuse to provide us a sample of his breath. There is no video of the stop nor is there of the field sobriety exercise. There is video from the breathalyzer center.

#### LEO BOND

Bond Amount \$	<input type="checkbox"/> None	<input type="checkbox"/> ROR	<input type="checkbox"/> Cash	<input type="checkbox"/> Any	<input type="checkbox"/> PreTrial If Qualify
	<input type="checkbox"/> Pro				<input type="checkbox"/>

#### COURT APPEARANCE INFORMATION

Court <b>(CRIMINAL) PALM BEACH SOUTH COUNTY COURTHOUSE</b>	Court Phone <b>561-274-1530</b>	Court Date & Time <b>12/19/2016 08:30 AM</b>
Court Address <b>200 WEST ATLANTIC AVE., DELRAY BEACH, FL 33444</b>		
Instructions		

#### ARREST INFORMATION

Arrest Date / Time <b>11/25/2016 09:53 PM</b>	Residency <b>Within state</b>	Injured <b>None</b>	Extent of Injury <b>N/A</b>	Resist Arrest <b>No</b>
Prior Arrests <b>No</b>	Arrest Jurisdiction <b>Within state</b>		Alcohol <b>Yes</b>	Drugs <b>No</b>

#### ARREST LOCATION

County <b>PALM BEACH</b>	Address <b>SR-9 ENT SB , BOCA RATON, FL 33487</b>
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#### ARREST DELIVERED TO

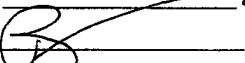
Jail / Booking Facility <b>PALM BEACH COUNTY CORRECTIONS</b>	Location <b>3228 GUN CLUB ROAD, WEST PALM BEACH, FLORIDA 33406</b>	Phone <b>(561) 688-4400</b>
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#### ARRESTING OFFICER

Officer Call Number <b>1637</b>	Officer Name <b>FERNANDEZ, RYAN P</b>	Officer Signature
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Subscribed and sworn to (or affirmed) before me this \_\_\_\_\_ day of \_\_\_\_\_ A.D., \_\_\_\_\_ by \_\_\_\_\_ who is \_\_\_\_\_ personally known to me or

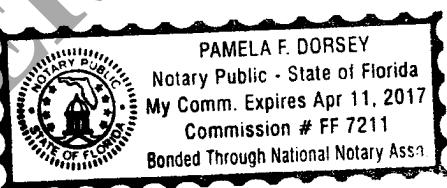
has produced \_\_\_\_\_ as identification.

 Signature \_\_\_\_\_  Notary Public  LEO  CO Commission No: **FF 7211** My Commission Expires: **4-11-17**

#### ARREST REPORT

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NOV 27 2016

## 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) Reed on Cenex

## 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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SUSPECT'S SIGNATURE: (X) \_\_\_\_\_

## 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? \_\_\_\_\_

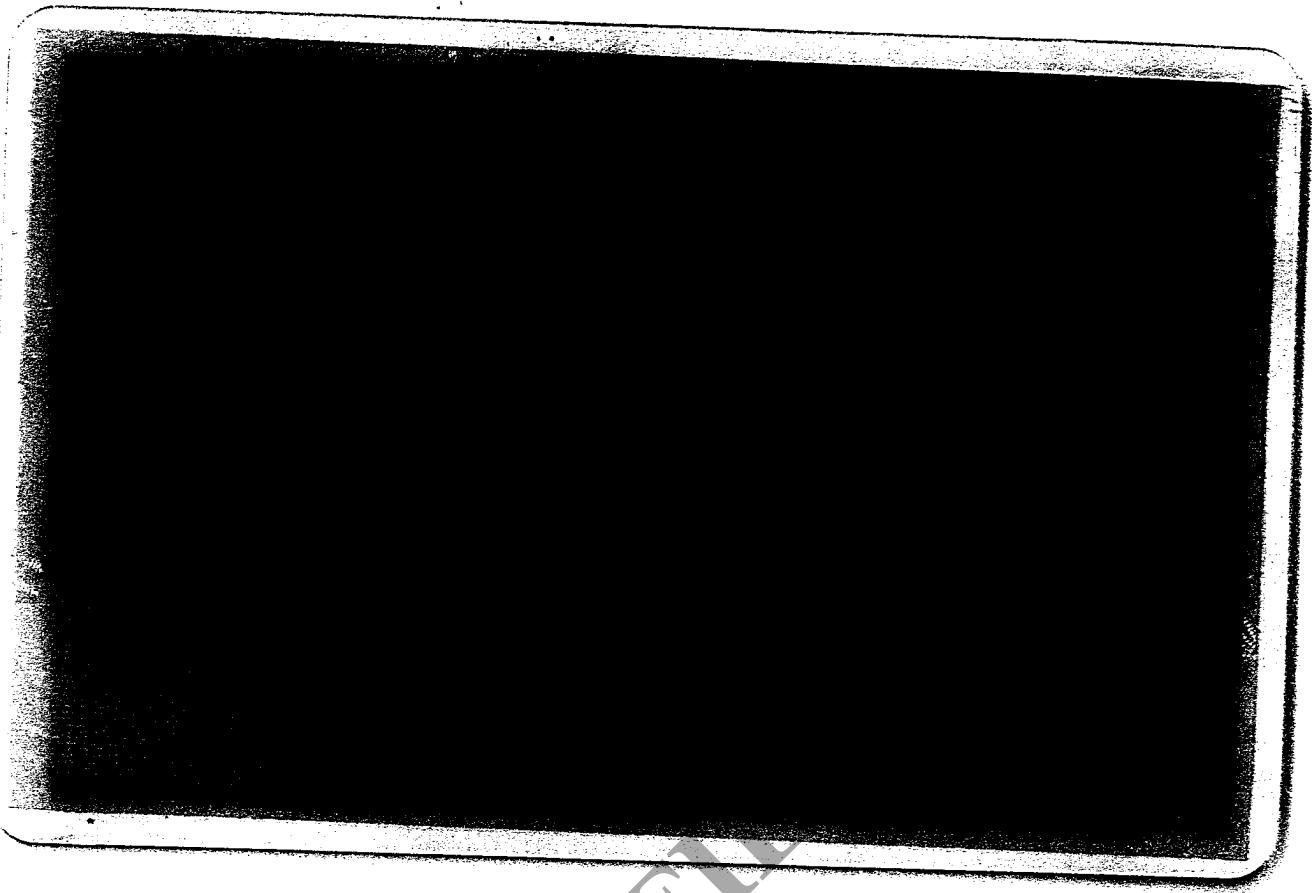
DIABETES? \_\_\_\_\_

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? **SCANNED**

DO YOU TAKE INSULIN? \_\_\_\_\_ IF SO, WHEN WAS YOUR LAST INJECTION? \_\_\_\_\_ **NOV 27 2016**

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

INTERVIEWER: \_\_\_\_\_



NOT A CERTIFICATE

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NOV 27 2016

# TESTING FACILITY TASK REPORT

SUBJECT:	Brown, Steven C.				AGENCY:	Palm Beach Sheriff's Office										
DATE:	11/25/2016				CASE NUMBER:	16-156629										
BEGINNING TIME:	2245				VIDEO DVD NUMBER:	61713										
BREATH TESTS RESULTS:	1)	REF	TIME	2247	A.M.	<input type="checkbox"/>	P.M.	<input checked="" type="checkbox"/>	2)	<input type="checkbox"/>	TIME	<input type="checkbox"/>	A.M.	<input type="checkbox"/>	P.M.	<input type="checkbox"/>
	3)	<input type="checkbox"/>	TIME	<input type="checkbox"/>	A.M.	<input type="checkbox"/>	P.M.	<input type="checkbox"/>	4)	<input type="checkbox"/>	TIME	<input type="checkbox"/>	A.M.	<input type="checkbox"/>	P.M.	<input type="checkbox"/>
BREATH OPERATOR:	CPL THOMAS WALTON #6942															
MAINTENANCE TECHNICIAN:	D/S JASON KARLECKE #6467															

## TESTING OFFICER'S OBSERVATIONS

SPEECH:	SLURRED											
ATTITUDE:	Cooperative											
CLOTHING:	Blue jeans, Blue shirt(dirty), shoes											
MEDICAL CONDITIONS:	None											
MEDICATIONS:	Metforman, Lisenipril											

## OTHER:

Odors of alcohol coming from his person,

## COMMENTS:

DEF WAS ASKED TO SUBMIT TO A BREATH TEST AND THE DEF REFUSED. THE DEF WAS READ FLA IMPLIED CONSENT AND THE DEF UNDERSTOOD FLA IMPLIED CONSENT. THE DEF REFUSED TO GIVE BREATH SAMPLE AT 2247HRS.

DEF WAS READ MIRANDA WARNINGS AND THE DEF STATED THAT THEY UNDERSTOOD THEM.

DEF REFUSED TO DO Q&A.

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