

1026

☐ COURT ☐ STATE ATTORNEY ☐ COUNTY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ FIELD ☐ DEFENDANT

0473753

1024

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 7 DAY OF June 2019 AT 2027 A.M./P.M.:

SUBJECT: KRONICK STEVEN A CASE NUMBER: 2019009962

AGENCY: West Palm Bch. Police Dept. ARRESTING OFFICER: R. Heisser #1430

PERSONAL CONTACT

DRIVING PATTERN: ACTUAL PHYSICAL CONTROL (PHYSICAL EVIDENCE PUTTING DRIVER BEHIND THE WHEEL)

On the above date and time Lt Devito and Sgt Smith were flagged down by the security guard at Robovich Marina (See written statement) observed the defendant southbound on Poinsettia swerving back and forth, the vehicle failed to stop at the stop sign on Poinsettia Dr and 34th Street. The defendant did not obey the posted speeds and sped up and slowed down while being observed. At the vicinity of the 1200 Blk of N Flagler Dr Lt DeVito and Sgt Smith activated their emergency lights to conduct a traffic stop. The defendant did not stop until the 200 Blk of 8th Street.

BWC was activated upon contact

OBSERVATION OF DRIVER: Driver was repetitive, Poor Balance, Glassy Red Eyes, rambling about being a veteran, a minister, and the inventor of body worn cameras.

DRIVER'S STATEMENTS: Stated he was coming from a federal meeting and going to another federal meeting Stated he had not been drinking, Stated he wanted to give a breath test on the side of the road, talkative see BWC, talking over investigating officers, Friends with Jeff Green, and Donald Trump, Stated he was a vet and had PTSD when asked what service he stated his grandfather was a 5 star General during WW2, he was not in the service. Primary Language English stated he speaks 8 languages then he advised 17.

ODORS: Moderate odor

GENERAL OBSERVATIONS

SPEECH: Slurred, Talkative

ATTITUDE: Passive-aggressive

CLOTHING: Jeans long sleeve pullover

MEDICAL PROBLEMS: scars from when he was 4 then stated he had PTSD

MEDICATIONS: None

OTHER: Requested samples of his breath at which point he refused implied consent read subject refused and proceeded to tell us he was a secret agent and there was state and federal law that he didn't have to comply
Miranda read, upon Questions and Answers was repeating the questions and asking us

Lighting:	☒ Streetlights	☐ Headlights	☐ Daylight		
Weather:	☒ Clear	☐ Cloudy	☐ Raining	☐ Overcast	☐ Windy
W n T:	☐ Sidewalk	☒ Pavement	☐ Concrete	☐ Line	☒ No Line

SUBJECT: KRONICK STEVEN A

CASE NUMBER: 2019009962

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

☒ LEFT EYE DOES NOT FOLLOW SMOOTHLY

☐ LEFT EYE JERKS AT 45 DEGREE ANGLE OR LESS

☒ DISTINCT JERKING LEFT EYE MAXIMUM DEVIATION

☒ RIGHT EYE DOES NOT FOLLOW SMOOTHLY

☐ RIGHT EYE JERKS AT 45 DEGREE ANGLE OR LESS

☒ DISTINCT JERKING RIGHT EYE MAXIMUM DEVIATION

Unable to complete due to the subject repeatedly moving his head and talking, Explained several times in addition to allowing him to attempt several times

WALK AND TURN: Explained and demoed the stance several times, he went off on a tangent not listening to directions, He attempted the stance walking on his own after being advised not to, He was explained the stance again which he was unable to maintain and stepped to the side, it was clear he was unable to conduct roadsides therefore we then attempted the one leg stand. Note subject was advised refusal to conduct roadsides and can will be used against him in a court of law several times while he was rambling on

ONE LEG STAND: Explained and demoed the task subject attempted to walk stating he was told to walk, attempted several times subject was unable to follow directions

FINGER TO NOSE: Attempted to explain and demo the task, each time it was explained he would attempt to conduct the task even though he was advised not to do so, Subject was unable to follow the directions and was placed under arrest for the charge of DUI

ROMBERG/ALPHABET: Not Conducted

BREATH TEST RESULTS:

Refused

STATE OF FLORIDA
COUNTY OF PALM BEACH

THE FOLLOWING INSTRUMENT WAS NOTARIZED OR SWORN BEFORE ME THIS 6/7/19 (DATE)

NOTARY/CLERK OF COURT OFFICER (F.S. 117.10)

SIGNATURE OF ARRESTING OFFICER

WITNESS LIST

CASE NUMBER: **2019009962**

C. Maroto

ARRESTING OFFICER:

ADDRESS: **West Palm Beach Police Dept 600 Banyan Blvd West Palm Beach Florida**

PHONE NUMBERS: (HOME) N/A (WORK) **(561) 822-1635**

CAN TESTIFY TO: **Drivers Actions and Roadsides**

NAME: **Sgt Heisser**

ADDRESS **c/o 600 Banyan Blvd**

PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO: **Roadsides, Impairment Refusal and BAT**

NAME: **Lt Devito**

ADDRESS **c/o 600 Banyan Blvd**

PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO: **Driving Pattern**

NAME: **Sgt Smith**

ADDRESS **c/o 600 Banyan Blvd**

PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO: **Driving Pattern**

NAME: **Officer Sterk**

ADDRESS **c/o 600 Banyan Blvd**

PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO: **Impairment**

NAME: **Ofc Imbessi**

ADDRESS **c/o 600 Banyan Blvd**

PHONE NUMBERS (HOME) (WORK)

CAN TESTIFY TO: **Impairment**

NAME: **Burns, William (Retired Officer)**

ADDRESS **4200 N Flagler Drive WPB FL**

PHONE NUMBERS (HOME) **561-840-8313** (WORK)

CAN TESTIFY TO: **Impairment Security at Rybovich**

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:

WEST PALM BEACH POLICE DEPARTMENT

Case No: 19-9962

Date of Statement: Month: 06 Day: 07 Year: 2019 Time: 2250
Offense:

Statement

Please fill out in full detail

Date of Offense: Month: 06 Day: 07 Year: 2019 Time:

Suspect (last, first, middle):

Location of Offense

District:

Person Code: Name (last, first, middle): BURNS, William H. Age: DOB: 11-25-60 Race: W Sex: M
Address Res.: Zip: Phone:
Address Bus.: 4200 N. FLAGLER DR. WPB, FL 33407 Zip: 33407 Phone: 501-840-8313

Type of ID shown: FLORIDA

ID# if applicable: B652-928-60-425-0

I, WILLIAM BURNS, do hereby voluntarily make the following statement without threat, coercion, offer of benefit, or favor by any persons whomsoever.

A/T/P/O - FRIDAY JUNE 7, 2019 @ APPROX 1752 HOURS, M/W APPROACHES FRONT GATE IN BLACK LAND ROVER - APPEARS INTOX ON POSSIBLE NARCOTICS - STATES HE IS HERE TO SEE A FEMALE CREW MEMBER ON ONE OF OUR YACHTS - I ASK WHAT IS HER NAME + WHAT BOAT SHE IS ON + M/W STATED HE DID NOT KNOW - M/W BECAME BELIGERENT OVER THE FACT THAT WE WOULD NOT GIVE HIM ACCESS TO MARINA - M/W WAS INSTRUCTED TO MAKE A U-TURN WAIT OUTSIDE AND CALL FEMALE CREW MEMBER TO COME TO GATE - M/W CALL FEMALE CREW MEMBER KNOWN TO ME AND SHE ASKS TO GIVE HIM ACCESS WHICH I DO. M/W TAKES SEVERAL MINUTES TO PARK HIS CAR, EXITS THE VEHICLE AND IS UNSTEADY ON HIS FEET, WALKS TOWARDS CAFE THEN ENTERS CREW AREA + LOUNGE LOOKING AROUND - VERY SUSPICIOUS - MY PARTNER CALLS VIA RADIO IS ADVISED + CALLER ADVISES M/W CANNOT LEAVE RESTAURANT. M/W IS OBSERVED THROUGH THE EVENING DRINKING W/ CREW MEMBERS + FEMALE CREW MEMBER - AT APPROX 2022 HRS I OBSERVED M/W LEAVING CAFE WALKING TOWARDS HIS VEHICLE, UNSTEADY ON HIS FEET + DROPPING HIS KEYS TWICE - I WENT INTO CAFE AND ALERTED TWO WEST PALM PD OFFICERS AND POINTED OUT M/W WHO WAS EXITING MARINA IN HIS VEHICLE - TWO WPB OFFICERS PURSUED M/W - CAME BACK A SHORT TIME LATER + ASKED FOR THIS STATEMENT

Sworn to and subscribed before me, this 7 day of JUNE, 2019
GARY SMITH
Notary Public: ☐ Law Enforcement Officer ☒ Name Key ☐
Personally Known ☐ Produced Identification ☐ Type

I swear/affirm the above and/or attached statements are correct and true.

Signature: X

My signature below means that I refuse to prosecute the person(s) named above for the alleged crime(s) that occurred to me or to the property under my control.

Signature: X Date: 6-7-19

(Departmental policy prohibits use of this section in domestic violence cases.)

Victim's Rights Booklet provided? Yes ☐ No ☒

I will testify in court and prosecute criminally.

Initials: ER

Miranda Warning Read?

Yes ☐ No ☒

Page of

SUBJECT:

S. KROUTCH

CASE NUMBER:

19-9962

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) _____

ON 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 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) _____

ON VIDEO

TESTING FACILITY TASK REPORT

AGENCY: WEST PALM BEACH POLICE

SUBJECT: S. KRONICK

CASE NUMBER: 19-9962

DATE: 6/7/19

VIDEO TAPE NUMBER DELTAL

BREATH TESTS RESULTS:

1)

% TIME

A.M./P.M.

% TIME

A.M./P.M.

3)

% TIME

A.M./P.M.

4)

% TIME

A.M./P.M.

BREATH OPERATOR: HEISSEN

MAINTENANCE TECHNICIAN: SECOND

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLURRED REPETITIVE TALKATIVE

ATTITUDE: PASSIVE YET ARGUMENTATIVE

CLOTHING: JEANS LONG SLEEVE SHIRT

MEDICAL CONDITIONS: STATED ~~WAS~~ PTSD

MEDICATIONS: NONE

OTHER: REQUESTED TWO SAMPLE OF
HIS BREATH REFUSED UENBALL 2214

COMMENTS: STATED HE WAS UNDER CAUTION
FOR FBI CIA FLORIDA POLICE
FEDERAL POLICE, LOCKING DOWN
TO THE LEFT ENTIRE TIME
MODERATE OPEN EOTH
GLASS E/B
REPEATING OFFICER ON
Q+A.
UPON REFUSAL WENT OFF
ON TANGENT REPEATING HIMSELF

SUBJECT:

S. K. R. I. C. H.

CASE NUMBER:

19-9267**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? _____

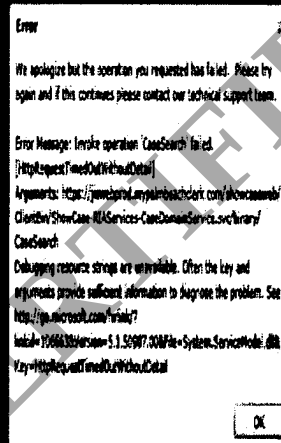
DIABETES? _____

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: _____





**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(b)(1), 539.003 FSS	Other: Pawn Broker Information	
	☐	3119.0712 (2)	Other: Personal Information Contained in a Motor Vehicle Record	

REVIEW COMPLETED BY

Booking Number: 2019018900	Date: 6/8/2019
	Specialist Name/ID: M. Tooks #8557