0299054

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1961 192 3145

OBTS Number

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

Juvenile:

ADMINISTRATIVE

Agency ORI Number	Agency Name	Agency Report Number (N.T.A.'s only)
FLO 500000	PALM BEACH COUNTY SHERIFF'S OFFICE	06- 19-022825

Charge Type: Check as many as apply: [ ] 1. Felony [ ] 2. Traffic Felony [X] 3. Misdemeanor [ ] 4. Traffic Misdemeanor [ ] 5. Ordinance [ ] 6. Other

Weapon Seized / Type: 1. Yes 2. No

Multiple Clearance Indicator: 01

Location of Arrest (Including Name of Business): 2998 S JOG ROAD GREENACRES FL, 33463

Location of Offense (Business Name, Address): 2998 S JOG RD GREENACRES FL 33463

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
01/06/2019	02:38					GARDENS TOWING

DEFENDANT

Name (Last, First, Middle): ALLEN SUZANNE M

Alias (Name, DOB, Soc. Sec. #, Etc.)

Race	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W - White I - American Indian B - Black O - Oriental/Asian: W	F	04/22/1968	5'1	110	BROWN	BROWN	LIGHT	MED

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description): NONE

Marital Status: MARRIED

Religion: CATHOLIC

Indication of: Alcohol Influence Y [X] N [ ] Unk. [ ]; Drug Influence Y [ ] N [ ] Unk. [X]

Local Address (Street, Apt. Number): 183 DEER CREEK BLVD APT 607 (City): DEERFIELD BEACH (State): FL (Zip): 33442

Phone: (305) 3045513

Residence Type: 1. City 2. County 3. Florida 4. Out of State: 3

Permanent Address (Street, Apt. Number) (City) (State) (Zip)

Phone ( )

Address Source

Business Address (Name, Street) (City) (State) (Zip)

Phone ( )

Occupation

D/L Number, State: A450793686420

Soc. Sec. Number: [redacted]

INS Number

Place of Birth (City, State): MASSIPQUA NEW YORK

Citizenship: US

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 [ ] Legal Custodian [ ] Other:

Residence Phone ( )

Address (Street, Apt. Number) (City) (State) (Zip)

Business Phone ( )

Notified by: (Name) | Date | Time | Juvenile Disposition 1. Handled/ processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated

Released To: (Name) | Relationship | Date | Time

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

School Attended | Grade

Property Crime? [ ] Yes [ ] No | Description of Property | Value of Property

CODE

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/Deriv. P. Paraphernalia/ Equipment S. Synthetics U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
D.U.I.	1	[ ] Y [X] N	316.193 (1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
U	U		19-022825		OR

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		[ ] Y [ ] N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		[ ] Y [ ] N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		[ ] Y [ ] N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

NOTICE TO APPEAR

Location (Court, Room Number, Address): PALM BEACH COUNTY CRIMINAL JUSTICE COMPLEX - 3228 GUN CLUB RD WEST PALM BEACH FL, 33406

Court Date and Time: Month FEBRUARY Day 7 Year 2019 Time 08:30 AM X PM

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)

01/06/2019
Date Signed

ADMIN

HOLD for other Agency Name:

[ ] Dangerous [X] Resisted Arrest [ ] Suicidal [ ] Other:

Intake Booty I.D. # Pouch #

Signature of Arresting Officer: X

Name of Arresting Officer (Print): Corporal R Soriano I.D. #: #9418

Transporting Officer: CPL SORIANO ID #: 9418 Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

PAGE 1 OF 1

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)

PBSO 9148 REV. 8/97

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2019 JAN -6 AM 8:44

PROBABLE CAUSE AFFIDAVIT

OBTS Number

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

ADMIN

Agency ORI Number: FLO 500000

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 06- 19-022825

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

Special Notes:

DEF

Name (Last, First, Middle): Allen, Suzanne M | Alias | Race: W | Sex: F | Date of Birth: 4/22/68

CHARGES

Charge Description: DUI | 316.193

Charge Description

Charge Description

Charge Description

VICTIM

Victim's Name (Last, First, Middle): State of Florida | Race | Sex | Date of Birth

Local Address (Street, Apt. Number) | (City) | (State) | (zip) | Phone | Address Source

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

PROBABLE CAUSE STATEMENT

The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law.
The Person taken into custody

- [x] committed the below acts in my presence.
- [ ] confessed to _____ admitting to the below facts.
- [ ] was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.
- [x] was found to have commited the below acts, resulting from my (described) investigation.

On the 6th day of January 2019 at 0200 [x] A.M. [ ] P.M. (Specifically include facts constituting cause for arrest.)

On 1/6/2019 at approximately 0200 hours, I was traveling northbound on S. Military Trail Rd in the outside travel lane approaching the 10th Ave intersection when I observed a small white vehicle ahead of me at the intersection facing westbound, partially in the intersection impeding on my lane of travel. While approaching the intersection, northbound and southbound lanes on S. Military Trail had the green traffic signal to proceed through the intersection. East and Westbound had the red traffic signal. I then turned right onto 10th Ave and conducted a U-turn to position myself behind the vehicle.

Once there, I exited my patrol vehicle and approached the white vehicle bearing FL license plate JUCX20 on the driver side. Once there, I shined my flashlight into the window, to which I observed a while female driver (sole occupant) slumped forward, asleep at the steering-wheel. I further observed the vehicle to be on and the transmission was in drive. As I was observing the drivers condition, the white vehicle began to travel forward, in a westerly direction of travel at a slow speed as if the driver took her foot off of the brake pedal. The vehicle continued to travel through the intersection while the traffic control device was a solid red. I then began to bang on the driver's side window in an attempt to wake the driver before the traveled into north and southbound traffic. After several unsuccessful attempts, I noticed oncoming traffic approaching my location in the intersection. I then ran back to my patrol vehicle. While doing so, several vehicles swerved out of their lanes of travel to avoid collision with the white vehicle.

Once to my patrol vehicle, several cars had slowed and began blowing their horns at the white vehicle. Seconds later, the white vehicle began accelerating westbound on 10th Ave from the intersection. I then proceeded to travel in the direction of the white vehicle while monitoring its driving pattern. I observed the white vehicle failing to maintain a single travel lane. This continued until I activated my emergency lights and sirens to initiate a traffic stop at S. Jog Rd and 10th Ave. Once to the vehicle, I identified myself to the driver, identified by FL DL as Suzanne Allen and asked her was she having a medical emergency, to which she advised no. I then began to ask her about the incident that just occurred where she was asleep behind the wheel, traveling through the intersection almost causing several collisions. Suzanne advised she couldn't recall any of those events. While speaking to Suzanne, I detected an odor commonly associated with alcoholic beverages emitting from inside the vehicle. When asked, Suzanne advised she consumed several alcoholic beverages earlier that evening.

Based on my observation and totality of events, I requested a DUI unit to come further investigate Suzanne's impairment level. Moments later, D/S Soriano #9418 arrived and became the primary investigator.

ADMINISTRATIVE

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 6th day of January 2019 by D/S G. Cleary

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

9418

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

PAGE 1 OF 1

PBSO #0004 REV. 04/01 DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY

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D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 6TH DAY OF JANUARY 20 19, AT 02:00 ✓ AM PM

SUBJECT: ALLEN SUZANNE M CASE NUMBER: 19-022825

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: Corporal R Soriano

PERSONAL CONTACT

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

On Sunday January 6, 2018 at approximately 02:00 hours, I responded to 2996 S Jog Road in the City of Greenacres in regards to a traffic stop involving a possible impaired driver. Upon my arrival, I observed a white Mercedes 2 door SLK55 bearing Florida tag 4JUC X20 parked in a parking space facing westbound towards S Jog Road. Parked directly behind was a black unmarked patrol car and several marked Palm Beach County Sheriffs Office (PBSO) patrol cars. Upon exiting my patrol car, I met with Deputy Cleary I.d. #31776 who told me the following, "I was traveling northbound on S Military Trail in the outside travel lane approaching the 10th Ave intersection when I observed a small white vehicle ahead of me at the intersection facing westbound, partially in the intersection impeding on my lane of travel. While approaching the intersection, northbound and southbound lanes on S Military Trail had the green traffic signal to proceed through the intersection. East and Westbound had the red traffic signal. I then turned right onto 10th Ave and conducted a U-turn to position myself behind the vehicle. Once there, I exited my patrol and approached the white vehicle bearing Florida License plate JUCX20 on the driver side. Once there I shined my flashlight into the window, to which I observed a white female driver (sole occupant) slumped forward, asleep at the steering wheel. I further observed the vehicle to be on and the transmission was in drive. As I was observing the drivers condition, the white vehicle to travel forward, in a westerly direction of travel at a slow speed as if the driver took her foot off the brake pedal. The vehicle continued to travel through the intersection while the traffic control devise was solid red. I then began to bang on the drivers side window in an attempt to wake the driver before it traveled into north and southbound traffic. After several unsuccessful attempts, I noticed oncoming traffic approaching my location in the intersection. I then ran back to my patrol vehicle. While doing so, several vehicles swerved out of their lanes of travel to avoid collision with the white vehicle. Once in my patrol vehicle, several cars had slowed and began blowing their horns at the white vehicle. Seconds later, the white vehicle began accelerating westbound on 10th ave from the intersection. I then proceeded to travel in the direction of the white vehicle while monitoring its driving pattern. I observed the white vehicle failing to maintain a single lane. This continued until I activated my emergency lights and siren to initiate a traffic stop at S Jog Road and 10th Ave. Once to the vehicle, I identified myself to the drier, identified by FL DL as Suzzanne Allen and asked her if she was having a medical emergency, to which she advised no. I then began to ask her about the incident that just occurred where she was asleep behind the wheel, traveling through the intersection almost causing several collisions. Suzzanne advised she couldn't recall any of those events. While speaking to Suzzanne, I detected an odor commonly associated with alcoholic beverages emitting from inside the vehicle. When asked, Suzzanne advised she consumed several alcoholic beverage earlier that evening."

OBSERVATION OF DRIVER:

I then approached the Mercedes on the driver side and met with the driver, whom I identified as Suzanne Marie Allen by her Florida driver's license. I observed Allen was wearing light blue pants and black and white long sleeve jacket. While questioning Allen, I observed that her eyes appeared to be red and glossy. I observed that she was slurring her words. Allen was explained why she had been stopped and after she acknowledged and understood, I asked her to exit the vehicle to perform field sobriety tasks which she agreed to.

DRIVER'S STATEMENTS:

I asked Allen if she had been drinking or used any drugs. Allen stated she had not taken any drugs and stated she had a cocktail at her home prior to driving. I asked Allen if she had any medical problems and/or previous injuries and she stated she had a surgery to her body. She stated that she did not have issues with her spine, knees or feet. I asked Allen if she wore any glasses or contacts to correct his vision and she answered yes. At the time I asked this question Allen was wearing clear glasses on her face. I asked Allen if she takes any medications and she answered "Asprin".

ODORS:

Obvious odor of an unknown alcoholic beverage

GENERAL OBSERVATIONS

SPEECH: **slurred, thick, slow, unclear**

ATTITUDE: **calm, compliant, upset, angry**

CLOTHING: **wearing light blue pants and black and white jacket**

MEDICAL/OTHER: **NONE**

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STATE OF FLORIDA
COUNTY OF PALM BEACH

Corporal R Soriano
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 6th day of January 20 19 by Corporal R Soriano

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

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

Notary Public State of Florida
Paris Pound
My Commission GG 200028
Expires 03/25/2022

SUBJECT:ALLEN SUZANNE CASE NUMBER 19-022825

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- [x] LT EYE-LACK OF SMOOTH PURSUIT
- [x] RT EYE-LACK OF SMOOTH PURSUIT
- [x] LT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] RT EYE-DISTINCT & SUSTAINED NYSTAGMUS AT MAX. DEVIATION
- [x] LT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES
- [x] RT- EYE-ONSET OF NYSTAGMUS PRIOR TO 45 DEGREES

Other Observations:

Once positioned in the front of my vehicle, I continued my investigation. I instructed Allen to keep her hands by her side, stand with her feet together, and follow a red light stimulus with her eyes not turning her head. I asked her if she understood my instructions. Once Allen verbally stated she understood my instructions the task was performed. I observed Allen swayed while standing stationary. I observed both eyes to be red, bloodshot, and glassy. Her left and right eye displayed equal pupil size, equal tracking, and a lack of smooth pursuit. I observed distinct and sustained nystagmus was present in both her left and right eye at maximum deviation during two separate four second evaluations. The onset of nystagmus was prior to a 45 degree angle in both her left and right eye during two separate four second evaluations. Vertical nystagmus was not present in both the left and right eye during two separate four second evaluations. While conducting the task I had to remind her to keep hands by her side, not turn her head and follow the stimulus multiple times.

WALK & TURN:

I positioned Allen on a painted white line, which was on a smooth and level surface, free of any debris and well lit by the headlights on my vehicle and nearby street lighting. I instructed Allen to place her left foot on the line and her right foot in front of the left touching heel to toe. I instructed her that she was to keep her hands at her side and stay in this position until I instructed her to do otherwise. Once placed into the instructed position, I explained and demonstrated the rest of the task. During the task, I observed Allen could not maintain the instructed position and had to be directed to return to the instructed position. Allen swayed while balancing, started too soon, stopped walking to steady self, did not touch heel to toe, used arms to maintain balance (+6"), did not turn properly as she jumped and turned the wrong way. Allen took incorrect number of steps.

ONE LEG STAND:

I placed Allen with her feet together and arms at her side. Once Allen was placed into the instructed position, I explained and demonstrated. Once the Allen stated she understood, the task, it was performed. During the task, I observed, Allen swayed while standing stationary. While raising her foot she swayed while balancing and put foot down twice within 30 seconds.

FINGER TO NOSE:

I instructed Allen to stand with her feet together, make each hand into a fist keeping, extended her index fingers and to place her palms facing up. She was instructed to lower her arms by her side. I instructed and demonstrated the proper hand and arm position and for her to remain in this position while I demonstrated the rest of the task. I instructed and demonstrated her to tilt her head back approximately 45 degrees and close her eyes while waiting for a verbal command of left or right. On the command of "left" or "right", she would raise the requested hand and fail to touch the tip of her finger to the tip of her nose, then bring her hand immediately back down to her side. During the instruction and demonstration of the task she swayed heavily while standing in the instructional position. I asked her if she understood the instructions I provided and she verbally stated she understood. I instructed her to start the task as explained. During the task, I observed the driver did not keep eyes closed, failed to return arms to side, correct finger did not touch tip of nose, used wrong hand.

ROMBERG ALPHABET:

I verbally inquired if Allen could recite the entire English alphabet. She stated she was able to recite the English alphabet and I instructed her to place her feet together with her arms at their side and stay in this position until told to do otherwise. I instructed her that upon starting she was to tilt her head back approximately 45 degrees and close her eyes. She would begin to state the alphabet in a slow and methodical manner without singing or rhyming it. I asked her if she understood the instructions and she verbally replied she understood. During the instructions she continued to sway while standing stationary. I instructed Allen to start the task as explained. During the task, I observed the Allen completed task as explained.

BREATH TEST RESULTS: | 1) refusal | 2) refusal | 3) | 4) |

STATE OF FLORIDA
COUNTY OF PALM BEACH

Corporal R Soriano
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 6th day of January 2019 by Corporal R Soriano

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

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

Notary Public State of Florida
Paris Pound
My Commission GG 200028
Expires 03/25/2022

NOT A CERTIFIED COPY

SUBJECT: ALLEN SUZANNE M CASE NUMBER: 17-022825

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: _____

NOT A CERTIFIED COPY

SUBJECT: ALLEN SUZANNE M CASE NUMBER: 17-022025

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 J.M. R. SORIANO of the PBSO.

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) READ ON CAMERA

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) READ ON CAMERA

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TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: ALLEN, SUZANNE M CASE NUMBER: 19-022625

DATE: 01/06/19 VIDEO TAPE NUMBER: n/a

BEGINNING TIME: 03:17 ENDING TIME: 03:20

BREATH TESTS RESULTS: 1) R TIME 03:19 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 #2463

MAINTENANCE TECHNICIAN: J. Rakicic #6461

TESTING OFFICER'S OBSERVATIONS

REFUSED

SPEECH: SLURRED

ATTITUDE: CALM

CLOTHING: BLK JEANS, BLK/WHITE PLAID SHIRT, BLK SHOES

MEDICAL CONDITIONS: ROTATOR CUFF

MEDICATIONS: NONE

OTHER: CNS

COMMENTS: ARRIVED AT CENTER A/O RECEIVE THE 20 MINUTE OBSERVATION PERIOD AT 02:55 HRS.

A. REFUSED TO TAKE TEST

A/O. READ F/C

A. STATED HE UNDERSTOOD F/C AND WOULD RETAKE TEST AGAIN.

A/O. READ RIGHTS

A. STATED HE UNDERSTOOD RIGHTS

NO BAC CONDUCTED

REFUSED

NOT A CERTIFIED COPY

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

19-022825

STATE OF FLORIDA
DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES
AFFIDAVIT OF REFUSAL TO SUBMIT TO
BREATH AND/OR URINE TEST

I, **Corporal R Soriano** , a duly certified Law Enforcement Officer or Correctional Officer,
(Name of Officer reading Implied Consent Warning)

am a member of **Palm Beach County Sheriff's Office** , and I do swear
(Name of law enforcement agency)

or affirm that on or about the **6TH** day of **JANUARY** , 20 **19** , at **02:38** ☐ P.M ☐ A.M.

DRIVER **SUZANNE** **M** **ALLEN** ,
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# **A450793686420** , state of **FLORIDA** , was placed under lawful arrest for

the offense of **D.U.I.** by **Corporal R Soriano** and
(Name of Arresting Officer)

issued Citation # **A2G405P** .

That on or about the **6TH** day of **JANUARY** , 20 **19** , at **03:19** ☐ P.M ☑ A.M.

in **PALM BEACH** County,

I requested that the driver submit to a ✕ **breath and/or** **urine** test to determine his or her blood alcohol level and/or the presence of chemical or controlled substances. I informed the driver that the refusal to submit to such test(s) would result in the suspension of his or her driving privilege for a period of one (1) year for a first refusal, or for a period of eighteen (18) months if his or her driving privilege had been previously suspended for refusing to submit to a breath, urine or blood test. I also informed the driver that he or she commits a misdemeanor by refusing to submit to a lawful test as requested above if his or her driving privilege has been previously suspended for refusal to submit to a lawful test of his or her breath, urine, or blood. Additionally, I informed the driver that if he or she holds a CDL, or was operating a CMV, refusal will result in the disqualification of the Commercial Driver's License/driving privilege for a period of one (1) year in the case of a first refusal or permanently if he or she has previously been disqualified as a result of a refusal to submit to any such lawful test. Nonetheless, the driver refused to submit to the test(s) requested.

Signature of Law Enforcement Officer or
Correctional Officer

THE AFFIDAVIT MUST BE NOTARIZED OR ATTESTED TO (F.S. 117.10)

Notary Public State of Florida
Paris Pound
My Commission GG 200028
Expires 03/25/2022

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title

Date

The foregoing instrument was sworn and subscribed before
me this **6th** day of **January** , 20 **19** ,
by **Corporal R Soriano** ,
who is personally known to me or who has produced
known as identification

Notary Public

Note: Mail or hand deliver to the designated Bureau of Administrative Reviews office, Department of Highway Safety and Motor Vehicles, with the driver's license, the appropriate copy of the UTC, and the probable cause affidavit.

HSMV-BAR1001 (REV. 10/2016)

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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 FS	Other: All records relating to pawnbroker transactions.	
	☐	119.0712(2)	Other: Personal information contained within a motor vehicle record	

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REVIEW COMPLETED BY

Booking Number: 2019000614	**Date:** 01/06/2019
	Specialist Name/ID: howardt/7185

WITNESS LIST

CASE NUMBER: 19-022825

ARRESTING OFFICER: Corporal R Soriano

ADDRESS: 3228 GUN CLUB RD WEST PALM BEACH, FL 33406

PHONE NUMBERS (HOME): _____ (WORK) 561-688-3000

CAN TESTIFY TO: FACTS OF CASE AND INVESTIGATING SUCH CASE

NAME: D/S CLEARY #31779

ADDRESS: 3228 GUN CLUB RD WEST PALM BEACH, FL 33406

PHONE NUMBERS (HOME) _____ (WORK) 561-688-3000

CAN TESTIFY TO: FACTS OF CASE

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

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NAME: _____

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PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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