

Agency ORI Number: **FLO 500000** Agency Name: **PALM BEACH COUNTY SHERIFF'S OFFICE** Agency Report Number (N.T.A.'s only): **06-18106927**

Charge Type: 1. Felony 2. Traffic Felony 3. Misdemeanor 4. Traffic Misdemeanor 5. Ordinance 6. Other
 Weapon Seized / Type: 1. Yes 2. No N/A Multiple Clearance Indicator: **1**

Location of Arrest (Including Name of Business): **195/ 45TH ST, WEST PALM, FL, 33407** Location of Offense (Business Name, Address): **195/ 45TH ST, WEST PALM, FL, 33407**

Date of Arrest: **08/08/2018** Time of Arrest: **23:30** Booking Date: Booking Time: Jail Date: Jail Time: Location of Vehicle:

Name (Last, First, Middle): **EVANS TERRI** Alias (Name, DOB, Soc. Sec. #, Etc.):

Race: **W - White** Sex: **F** Date of Birth: **11/19/1978** Height: **5'9** Weight: **130** Eye Color: **BLE** Hair Color: **BLONDE** Complexion: **FAIE** Build: **THIN**

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): Marital Status: **Divorced** Religion: **CHRISTIAN** Indication of Alcohol Influence Drug Influence: Y N Unk.

Local Address (Street, Apt. Number): **7084 VIA LEONARDO** (City): **LAKE WORTH, FL, 33467** (State): (Zip): Phone: **(561) 676-0883** Residence Type: 1. City 2. County 3. Florida 4. Out of State

Permanent Address (Street, Apt. Number): (City): (State): (Zip): Phone: Address Source: **FL DL**

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

D/L Number, State: **E152805789190** Soc. Sec. Number: INS Number: Place of Birth (City, State): **HARLAN, KY** Citizenship: **YES**

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

Parent Legal Custodian Other: Address (Street, Apt. Number): (City): (State): (Zip): Residence Phone: 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:

Drug Activity: N/A Possess Sell Traffic R. Smuggle D. Deliver E. Use K. Dispense/Distribute M. Manufacture/Produce/Cultivate Z. Other Drug Type: 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 Description: **DUI** Counts: **1** Domestic Violence: Y N Statute Violation Number: **316.193(1)** Violation of ORD #:

Drug Activity: **N** Drug Type: **N** Amount / Unit: **N/A** Offense #: **18106927** Warrant / Capias Number: Bond: **OR**

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

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

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

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

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

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

Location (Court Room Number, Address): **3228 GUN CLUB RD WEST PALM BEACH FL 33406** Court Date and Time: **Month 9 Day 6 Year 2018 Time 0830 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): *[Signature]* Date Signed: **08/08/2018**

HOLD for other Agency Name: Signature of Arresting Officer: **X** Name Verification (Printed by Arresting Officer): **INV. G. LYNCH 8568** I.D. #: **8568**

Dangerous Resisted Arrest Suicidal Other: Name of Arresting Officer (Print): **INV. G. LYNCH 8568** I.D. #: **8568** Agency: **PBSO**

Witness here if subject signed with an "X": **1 OF 1**

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 8 DAY OF AUG 20 18, AT 23:16 AM PM

SUBJECT: EVANS TERRI CASE NUMBER: 18106927

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. G. LYNCH 8568

PERSONAL CONTACT

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

On 8/8/18 while on routine patrol, traveling south on interstate 95 (I95), in Palm Beach County, I observed a silver Nissan car, bearing FL tag RLQ1C, traveling south. The car could not maintain a single lane of travel and drifted over the lane lines to the left and right multiple times. I activated my emergency lights and conducted a traffic stop for the infractions on I95 approximately 1/2 mile north of 45th St., in Palm Beach County.

OBSERVATION OF DRIVER:

I made contact with the driver, Terri Evans, the sole occupant of the vehicle. I immediately noticed that Evans's eyes were glassy and there was an odor of an unknown alcoholic beverage coming from her breath, which got stronger when she spoke. I asked Evans when she was coming from and she advised me she was going home, to Lake Worth. I again asked when she was coming from and she advised downtown West Palm, on Clematis St. Based on the direction Evans was traveling and her location it appeared that Evans was confused about where she was. I asked Evans if she had been drinking and she stated no. Moments later Evans stated she may have been drinking. I had Evans exit her car and stand in front of my patrol car. I observed that Evans swayed while standing still. Based on my observations I asked Evans to perform standard field sobriety tasks, to which she complied.

DRIVER'S STATEMENTS:

"might have had a drink"

ODORS:

ODOR OF AN UNKNOWN ALCOHOLIC BEVERAGE COMING FROM SUBJECT'S BREATH.

GENERAL OBSERVATIONS

SPEECH:

ATTITUDE: calm/ cooperative

CLOTHING:

MEDICAL/OTHER:

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. G. LYNCH 8568

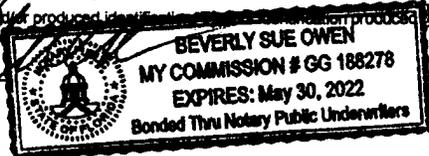
Signature of Arresting/Investigative Officer

The foregoing instrument was sworn to or affirmed and subscribed before me this 9 day of AUG 20 18 by INV. G. LYNCH 8568

Print name of Arresting/Investigative Officer, who is personally known to me and who produced identification from production of a KNOWN

Sue Owen (#3184)

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



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:

Evans was asked to stand with her feet together and place her hands by her sides. Evans was asked to focus on the stimulus and follow it with her eyes. Evans was told not to move her head to assist in following the stimulus. Evans showed equal pupil size that tracked equally. Both eyes lacked a smooth pursuit. I saw distinct and sustained Nystagmus at maximum deviation and onset of Nystagmus prior to 45 degrees in both eyes. Evans swayed while performing this task and had to be reminded to follow the stimulus and not to move her head.

WALK & TURN:

Evans was placed in the instructional stance for the walk and turn task. I utilized yellow tape to make a straight level line, free of debris, which Evans advised she could see. During the instructions Evans could not maintain the instructional stance and almost fell over. Due to Evan's almost falling over I had advised her to stand normally for the instructions. I explained and demonstrated the task to Evans and she advised she understood. During the task Evans did not walk heel to toe on any step and stepped off the line multiple times. Evans used her arms for balance and paused to steady herself multiple times. Evans did not turn and took the incorrect number of steps, walking past the end of the tape, taking 17 steps before being stopped. I reminded Evans that she was supposed to turn and walk back down the line. Evans then continued walking back down the line, again taking the incorrect number of steps, taking 17 steps.

ONE LEG STAND:

Evans was placed in the stance for the one leg stand task. I explained and demonstrated the task to Evans. After explaining and demonstrating the task Evans advised she did not understand. I the explained and demonstrated the task a second time. After explaining and demonstrating the task a second time, Evans advised she understood. During the task Evans swayed while balancing, and used her arms for balance. Evans put her foot down multiple times, prior to 30 seconds elapsing and almost fell over again.

FINGER TO NOSE:

Evans was placed in the stance for the finger to nose task. I explained and demonstrated the task to Evans. After explaining and demonstrating the task Evans advised she understood. During the task Evans missed touching the tip of her nose multiple times. Evans failed to return her hand to her side and had to be reminded multiple times to bring her hand down after touching her nose. Evans failed to keep her eyes closed and head tilted back. During the task I observed Evans's eyelids flutter while closed.

ROMBERG ALPHABET:

Evans was placed in the stance for the Romberg alphabet task. I explained and demonstrated the task to Evans, and she advised she understood. During the task Evans swayed, more than 2 inches. Evans separated her feet slightly for balance. Evans began to sing the alphabet.

BREATH TEST RESULTS: 1) REFUSED 2) REFUSED 3) 4)

STATE OF FLORIDA
COUNTY OF PALM BEACH

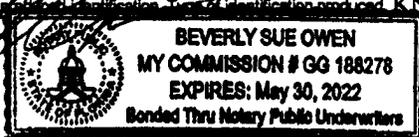
INV. G. LYNCH 8568
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 9 day of AUG 2018 by INV. G. LYNCH 8568

Print name of Arresting/Investigative Officer, who is personally known to me and/or whose identification I trust. Identification produced KNOWN

Sue Owen (#3184)

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



WITNESS LIST

CASE NUMBER: 18106927

ARRESTING OFFICER: INV. G. LYNCH 8568

ADDRESS: HQ

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

CAN TESTIFY TO: FACTS OF CASE

NAME: _____

ADDRESS: _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

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CAN TESTIFY TO: _____

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ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

NOT A CERTIFIED COPY

TESTING FACILITY TASK REPORT

AGENCY: PBSO

SUBJECT: EVANS Terri Elizabeth Leigh CASE NUMBER: 18-106927

DATE: 8/8/18 / 8/9/18 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: 0018 ENDING TIME: 0028

BREATH TESTS RESULTS: **REFUSED** TIME 0023 A.M./P.M. 2) TIME A.M./P.M.
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: S. Owen #3184

MAINTENANCE TECHNICIAN: J. Karlecke #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH:

ATTITUDE: polite, Co-operative, Apologetic, quiet

CLOTHING: grey tennis shoes, black TIGHTS, orange top

MEDICAL CONDITIONS: None

MEDICATIONS: None

OTHER: 39YOA

COMMENTS: A/O arrived at 2358 hrs
A/O observed 20 minutes
A/O requested breath test, asked for attorney
A/O read I/C, s didn't understand.
A/O explained I/C, s understood
still refused. Questioned why she
couldn't call attorney.
A/O read c/w, s understood rights
s answered Q&A Admitted drinking a
vodka (2 drinks) at Avocado Grill PBE
with Jr League of Plm Bchs.

SUBJECT: EVANS, Terri Elizabeth Leigh CASE NUMBER: 18-106927

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 INV Lynch 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

SUBJECT: EVANS, Terri Elizabeth Leigh CASE NUMBER: 18-106927

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? 95 south

DIRECTION OF TRAVEL? S WHERE DID YOU START? north

WHAT TIME DID YOU START? unk WHAT TIME IS IT NOW? unk

WHAT IS TODAY'S DATE? 8th - 9th Nov WHAT DAY OF THE WEEK IS IT? Thursday

WHAT COUNTY AND CITY ARE YOU IN NOW? Palm Beach County

WHEN DID YOU LAST EAT? 3 hrs ago WHAT DID YOU EAT? gucemole & chips

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? talking

HOW MUCH DO YOU WEIGH? 130 HAVE YOU BEEN DRINKING? yes WHAT? vodka

HOW MUCH? 2 drinks WHERE? Avocado grill WITH WHOM? Juaner Lopez of Palm Beach

WHEN DID YOU HAVE YOUR FIRST DRINK? 7pm AND YOUR LAST DRINK? 10pm

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? sip

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? no 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? client services WHEN DID YOU LAST WORK? Jan 18th

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? no WHAT? - WHEN? -

DO YOU HAVE: yes Birth control this morning

- DO YOU HAVE: EPILEPSY? no
- GLASS EYE? no
- FALSE TEETH? no
- EAR INFECTION? no
- INNER EAR TROUBLE? no
- DIABETES? no

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? yes WHERE? KY, TN

INTERVIEWER: [Signature]

PALM BEACH COUNTY SHERIFF'S OFFICE

3228 GUN CLUB ROAD

WEST PALM BEACH, FL 33406-3001

WRITTEN WARNING

NOTICE OF ILLEGAL OR FAULTY EQUIPMENT

Date/Time: THURSDAY 08/09/2018 12:32 AM

VIOLATOR

First Name: TERRI

Middle: ELIZABETH LEIGH

Last: EVANS

DOB: 11/19/1978

Address: 7084 VIA LEONARDO

City: LAKE WORTH

State: FL

Zip: 33467

Telephone:

Race: W

Sex: F

Hgt: 509

DL #: E152805789190

DL State: FL

Lic. Expires: 2020

Type: E

Diff. Addr. on DL: N

REGISTRATION

Yr. Veh: 2009

Veh. Tag: RLQ1C

Color: SIL

Yr. Tag Expires: 18

State: FL

Make: NISS

Style: 4D

LOCATION

Upon a Public Street or Highway or Other Location Name/ly:

195/ 45TH ST

VIOLATION

Did unlawfully commit the following Offense

FAILURE TO MAINTAIN A SINGLE LANE

NOTE: FOR EQUIPMENT VIOLATIONS PLEASE FOLLOW INSTRUCTIONS ON THE FOOTER

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Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
I/E Exemptions	<input type="checkbox"/>	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	<input type="checkbox"/>	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	<input type="checkbox"/>	119.071(4)(c)	Undercover personnel.	
	<input type="checkbox"/>	119.071(2)(f)	Confidential informants (CIs).	
	<input type="checkbox"/>	119.071(2)(e)	Confession.	
Public Info. Exemptions	<input type="checkbox"/>	985.04(1)	Juvenile offender records.	
	<input type="checkbox"/>	119.071(h)(i)	Assets of a crime victim.	
	<input type="checkbox"/>	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	<input type="checkbox"/>	394.4615(7)	Mental health information.	
	<input type="checkbox"/>	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)	<input checked="" type="checkbox"/>	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	<input type="checkbox"/>	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	<input type="checkbox"/>	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	<input type="checkbox"/>	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	<input type="checkbox"/>			
Other	<input type="checkbox"/>		Other:	
	<input type="checkbox"/>		Other:	

REVIEW COMPLETED BY

Booking Number: 2018026422	Date: 08/09/18
	Specialist Name/ID: Stewart/5660