05006042 6061

# ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

## ADMINISTRATIVE

OBTS Number

Agency ORI Number: FLO 500000 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number (N.T.A.'s only): 06- 19054068 19CT5923

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

Weapon Seized / Type: 2 (1. Yes 2. No) | Multiple Clearance Indicator: 1

Location of Arrest (Including Name of Business): 170th RD N and Brian Way, Jupiter Farms, FL 33478

Location of Offense (Business Name, Address): 170th RD N and Brian Way, Jupiter Farms, FL 33478

| Date of Arrest | Time of Arrest | Booking Date | Booking Time | Jail Date | Jail Time | Location of Vehicle |
|---|---|---|---|---|---|---|
| 03/30/2019 | 2212 | | | | | 170th RD N and Brian Way, Jupiter Farms, FL 33478 |

## DEFENDANT

Name (Last, First, Middle): **Bliffen, Trey, Michael** | Alias (Name, DOB, Soc. Sec. #, Etc.)

| Race (W - White I - American Indian B - Black O- Oriental/Asian) | Sex | Date of Birth | Height | Weight | Eye Color | Hair Color | Complexion | Build |
|---|---|---|---|---|---|---|---|---|
| W | M | 12/30/1972 | 5'11 | 195 | brown | brown | light | medium |

Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description): tattoos- torso and limbs

Marital Status: Married | Religion: NONE | Indication of: Alcohol Influence Y ☒ N ☐ Unk. ☐; Drug Influence Y ☐ N ☐ Unk. ☒

Local Address (Street, Apt. Number) (City) (State) (Zip): 16435 128th Trl N, Jupiter, FL 33478 | Phone: (772) 475-3378 | Residence Type: (1. City 2. County 3. Florida 4. Out of State) 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 16435 128th Trl N, Jupiter, FL 33478 | Phone: ( ) | Address Source: verbal/driver's license

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

| D/L Number, State | Soc. Sec. Number | INS Number | Place of Birth (City, State) | Citizenship |
|---|---|---|---|---|
| B415813724701, FL | [redacted] | | Huntington, WV | USA |

## 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: 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 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 # |
|---|---|---|---|---|
| Driving Under The Influence (DUI) | 1 | ☐Y ☒N | 316.193(1) | |

| Drug Activity | Drug Type | Amount / Unit | Offense # | Warrant / Capias Number | Bond |
|---|---|---|---|---|---|
| U | U | n/a | 19054068 | | 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): South County Courthouse, Courtroom #I, 200 W. Atlantic Ave., Delray Beach, FL 33444 - Ph: (561) 355-2996

Court Date and Time: Month Apr Day 29 Year 2019 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) | Date Signed: 03/30/2019

## ADMIN

HOLD for other Agency Name

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other:

Intake Deputy | D.R. | Pouch #

Signature of Arresting Officer: x

Name of Arresting Officer (Print): INV. Jacob Frey | I.D. #: 9658

Transporting Officer: INV. Jacob Frey | ID #: 9658 | Agency: PBSO

Name Verification (Printed by Arrestee) (PRINT)

Witness here if subject signed with an "X"

PAGE OF

SCANNED

APR 01 2019

FIELD DEFENDANT (N.T.A.'s ONLY)

DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY

PBSO #148 REV. 8/97

MAR 31 AM 3:22

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# PROBABLE CAUSE AFFIDAVIT

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

**ADMIN**

Agency ORI Number: FLO 500000 | Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE | Agency Report Number: 06-19054068

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) | Alias | Race | Sex | Date of Birth |
|---|---|---|---|---|
| BLIFFEN, TREY | | W | M | 12/30/1972 |

**CHARGES**

Charge Description: DRIVING UNDER THE INFLUENCE 316.193(1)

Charge Description:

Charge Description:

Charge Description:

**VICTIM**

| Victim's Name (Last, First, Middle) | Race | Sex | Date of Birth |
|---|---|---|---|
| STATE OF FLORIDA | | | |

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

☑ 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.
☑ was found to have commited the below acts, resulting from my (described) investigation

On the 30TH day of MARCH 20 19 at 09:27 ☑ A.M. ☑ P.M. (Specifically include facts constituting cause for arrest.)

**On 3/30/2019 at approximately 2101 hours I was dispatched to investigate a possible motor vehicle accident in the area of Brian Way and 174th Court North, Jupiter, FL, 33478 in unincorporated Palm Beach County. Prior to my arrival I was provided with the following information. A person by the name of Lani Foulton Called 911 from 720-979-1263 to report there was a cement truck driving erratically and then the cement truck rolled over. The 911 caller did not remain on scene.**

**Upon my arrival to the area i was not able to locate any vehicle at the above listed location so I kept driving southbound on Brian Way. As I was passing 170th Road North I happened to look to my left and as I was passing I saw a brown in color pickup truck with both front river and front passenger doors open. I was going too fast to stop in time however as I was passing I could see under the driver door what appeared to be a pair of legs standing there at the driver door but I could not see anyone standing. When I found a safe location to turn around and returned to the scene I noticed that no one was at the driver door however I looked under the car and could see a pair of legs standing at the front passenger door. I walked over and noticed a white male, wearing a white Shirt lying face down on the front passenger seat of the vehicle. I said something to the effect of "Are you OK" and he said "I'm just laying here fucking drunk". I immediately noticed the strong odor of an unknown alcoholic beverage emitting from his mouth area this odor intensified as he spoke to me, the driver's speech was slightly slurred, his eyes were glassy and he was unsteady on his feet. I asked him again if he was in a crash and he advised "I don't known man something happened". i then asked him for his driver's license or ID card. He then reached inside his vehicle, almost falling over and handed me a business card that said "Trey Bliffens Tree Service". I held onto this card and asked him again for his driver's license and he advised "I just gave it to you man". I showed him what he gave me and he then reached back into his pocket and produced a Florida driver's license identifying him as Trey Bliffen. I asked him if he had any injuries and he advised "No". Fire Rescue checked on Trey and they advised he was OK. I then called for a DUI unit to assess Trey for the possibility of impairment.**

**This concludes my involvement in this case.**

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APR 01 2019

**ADMINISTRATIVE**

STATE OF FLORIDA
COUNTY OF PALM BEACH

D/S P. SCARTOZZI
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 30th day of MARCH 20 19 by D/S P. SCARTOZZI

(Print name of Arresting/Investigative Officer) who is personally known to me or has produced Identification. Type of identification produced DEPARTMENT I.D. CARD

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

# PROBABLE CAUSE AFFIDAVIT

OBTS Number:

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

Juvenile: N

**ADMIN**

Agency ORI Number: FLO 5 0 0 0 0 0

Agency Name: PALM BEACH COUNTY SHERIFF'S OFFICE

Agency Report Number: 0 6 - 1 9 - 0 5 4 0 6 8

Charge Type: Check as many as apply — 1. Felony; 2. Traffic Felony; 3. Misdemeanor; 4. Traffic Misdemeanor (X); 5. Ordinance; 6. Other

Special Notes:

**DEF**

Name (Last, First, Middle): Bliffen, Trey

Alias:

Race: W | Sex: M | Date of Birth: 1 2 3 0 7 2

**CHARGES**

Charge Description: DUI

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:

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.
- [ ] was found to have commited the below acts, resulting from my (described) investigation.

On the 30 day of March 20 19 at 2100 [ ] A.M. [X] P.M. (Specifically include facts constituting cause for arrest.)

**PROBABLE CAUSE STATEMENT**

This is a supplemental Probable cause affidavit in reference to pbso case number,

on the above date and time, I responded to the area of Brian way and 170th Rd. N. in unincorporated Jupiter, in reference to providing routine backup on a D.U.I. investigation.

upon my arrival, I observed a male, later identified by his Florida Drivers License as Trey Bliffen, speaking with Fire Rescue near his gray pickup truck. As I approached Bliffen & the truck, I could smell a strong odor of an unknown alcoholic beverage emitting from his breath, which intensified as he spoke. I could hear Bliffen's speech was slurred, thick, and at times difficult to understand. As I stood by, I observed Bliffen ~~stum~~ stumbling around behind his truck, attempting to explain to Fire Rescue that he was backing up, and jack knifed his trailer. It should be noted Bliffen spoke in the ~~fi~~first person, and described himself as the driver of the vehicle. Bliffen also stated there was no one else with him in the vehicle. ~~This~~

This ends my involvement in this case, ~~the~~ Affidavit is for Supplemental purposes only.

**ADMINISTRATIVE**

STATE OF FLORIDA
COUNTY OF PALM BEACH

2729
(Signature of Arresting/Investigative Officer)

The foregoing instrument ~~was sworn to or~~ affirmed and subscribed before me this 30 day of March 20 19 by D/S D. BOORAS 2729

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

9658
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

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APR 01 2019

PAGE 1 OF 1

PBSO # 0004 REV. 04/01 DISTRIBUTION: WHITE — Court Copy GREEN — State Attorney YELLOW — Agency PINK — Agency

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

PBSO CASE # 19054068 PBSO ZONE 3-17

AGENCY CASE # 19054068 CRASH CASE #

TIME OF STOP/CRASH 2101 DATE 03/30/2019 DAY Saturday

SUBJECT'S NAME Bliffen, Trey, Michael RACE W SEX M

HGT 5'11 WGT 195 DOB 12/30/1972

LOCATION 170th RD N and Brian Way, Jupiter Farms, FL 33478

ARRESTING OFFICER'S NAME & ID INV. Jacob Frey (9658) AGENCY Palm Beach County Sheriff's Office

DIVISION: DUI

NOTIFIED BY COMMO Yes

ARRIVAL AT FACILITY 2305hrs

ARREST TIME 2212

BREATH RESULTS:

REFUSED

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TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # N/A

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APR 01 2019

STATE OF FLORIDA **19054068**

DEPARTMENT OF HIGHWAY SAFETY & MOTOR VEHICLES

AFFIDAVIT OF REFUSAL TO SUBMIT TO

# BREATH AND/OR URINE TEST

I, **INV. Jacob Frey**, 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 **30** day of **March**, 20 **19**, at **2212** ☑ P.M. ☐ A.M.

DRIVER **Trey** **Michael** **Bliffen**,
(Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# **B415813724701**, state of **Florida**, was placed under lawful arrest for

the offense of **Driving Under The Influence (DUI)** by **INV. Jacob Frey** and
(Name of Arresting Officer)

issued Citation # **A2G3X6P**

That on or about the **30** day of **Mar**, 20 **19**, at **2339** ☑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 (l) 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 (l) 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)**

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # FF 988954
My Comm. Expires Jun 25, 2020
Bonded through National Notary Assn.

(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before me this **31** day of **Mar**, 20 **19**, by **INV. Jacob Frey**, who is personally known to me or who has produced **Known** as identification

Notary Public **Shari O'Neal (#6212)**

The foregoing instrument was sworn and subscribed before me:

Signature of Attesting Officer

Title

Date

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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SCANNED
APR 0 1 2019

# D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 30 DAY OF Mar 20 19, AT 2101 AM ✓ PM

SUBJECT: Bliffen, Trey, Michael CASE NUMBER: 19054068

AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV. Jacob Frey

## PERSONAL CONTACT

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

On 30Mar19 at approximately 2135hrs I arrived at the intersection of 170th Rd N and Brian Way, Jupiter Farms, in unincorporated Palm Beach County in reference to a Driving Under the Investigation (DUI).

Upon arrival I spoke to D/S P. Scartozzi (21289). He told me he responded to the area in reference to a possible traffic crash. He told me he arrived in the area and could not locate the crash. He told me as he was traveling southbound on Brian Way passing 170th RD N he observed a pickup truck on 170th Rd N (east side of the intersection). The vehicle had both front doors open. He observed legs standing at the driver's door and could not see the body because it was within the passenger compartment. He made a U-turn and came back to the vehicle within a couple seconds. As he returned back to the vehicle he could see legs standing under the passenger's door. As he approached the vehicle he observed a white male lying face down across the bench seat of vehicle. It is to be noted the pickup truck is a two passenger vehicle with a continuous bench seat across the passenger compartment of the vehicle. He told me the vehicle was not running but the keys were in the ignition. He asked the male if he was OK and the male responded "I'm just laying her fucking drunk". He told me he immediately noticed the "strong odor of an unknown alcoholic beverage emitting from his mouth area" and stated the "odor intensified as he spoke." He said his speech was slurred, his eyes were glassy, and he was unsteady on his feet. He asked him for his driver's license. He stated the male reached inside his vehicle and removed a business card (Trey Bliffen's Tree Service). He almost fell over as he handed the card to D/S Scartozzi. He asked him again for his driver's license and the male replied "I just gave it to you man". D/S Scartozzi show him the card he handed to him. The male then reached into his pocket and removed a Florida Driver's License. The male was identified as Trey Bliffen by his Florida Driver's License. D/S Scartozzi completed a supplemental probable cause affidavit.

I then spoke to D/S D Booras (27529). He told me he arrived on scene as a backup officer. Upon his arrival he observed Trey speaking to Palm Beach County Fire Rescue near his vehicle. As he approached Trey he could smell the odor of an unknown alcoholic beverage coming from his breath and intensified as he spoke. He said Trey's speech was "slurred, thick, and at times difficult to understand". He observed him stumbling around the back of his truck. D/S Booras heard Trey explaining to Fire Rescue that he was backing up his truck and jackknifed the trailer. He stated Trey "spoke in the first person and described himself as the driver of the vehicle" when speaking to Fire Rescue. He also heard Trey state that he was the sole occupant of the vehicle. D/S Booras completed a supplemental probable cause affidavit.

Celayne Fullerton had placed the call to dispatch in reference to this incident. I was unable to make contact with her at this time in reference to this incident.

OBSERVATION OF DRIVER:

**At the scene I observed a camouflage Chevy pickup truck (regular cab) (Fl Tag CCSW91) stopped in the center of the 170th Rd N. On the back of the vehicle was a log splitting trailer. The trailer was laying on its left side and was broken off at the hitch. Inside the cab of the vehicle on the driver's side was an empty cardboard container for Angry Orchard Apple Cider. I observed Trey prior to making contact. He was stumbling around the vehicle and the scene and had difficulty maintaining his balance. As I approached Trey I could smell the very strong odor of an unknown alcoholic beverage coming from his person and when he spoke it was coming from his breath. He was leaning against the front of his vehicle. His shirt and pants were both stained and dirty and he was wearing sandals. His eyes were glassy and bloodshot. When he spoke his speech was slurred and thick tongued. I had him walk to the front of my patrol vehicle to perform Standard Field Sobriety Task (SFST). He stumbled and staggered as he walked. He nearly fell over several times. I read to him his constitutional right and he acknowledged he understood. He told me just prior to the arrival of D/S Scartozzi, he was driving on 170th Rd N. when he lost control of his trailer (went into the ditch) and caused it to fall over. He had difficulty standing with his feet together and his body swayed.**

DRIVER'S STATEMENTS:

**He told me just prior to the arrival of D/S Scartozzi, he was driving on 170th Rd N. when he lost control of his trailer (went into the ditch) and caused it to fall over. He had difficulty standing with his feet together and his body swayed.**

ODORS:

**Strong odor of an unknown alcoholic beverage coming from his person and from his breath.**

## GENERAL OBSERVATIONS

SPEECH: **slurred and thick tongued**

ATTITUDE: **copperative, mood changes, belligerent, hilarious, cocky, excited**

CLOTHING: **white t-shirt(dirty and stained), tan shorts (dirty and stained), black sandals**

MEDICAL/OTHER: **none stated**

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. Jacob Frey
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 31 day of Mar 20 19 by INV. Jacob Frey

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

Shari O'Neal (#6212)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # FF 9[illegible]
My Comm. Expires [illegible]

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APR 01 2019

SUBJECT: Bliffen, Trey, Michael CASE NUMBER 19054068

## 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:**

I checked his eyes for Horizontal Gaze Nystagmus (HGN). He had equal tracking and equal pupil size. His eyes were glassy and bloodshot. His body swayed; he could not stand with his feet together and when he attempt to he would nearly fall over. In both eyes he had lack of smooth pursuit, distinct and sustained nystagmus at maximum deviation, and the onset of Nystagmus prior to 45 degrees He had difficulty following the stylus and had moved his head several times. He did not have vertical gaze nystagmus or lack of convergence. The task was completed on a dry and visually level surface.

### WALK & TURN:

**I instructed and demonstrated the walk and turn; he acknowledged he understood. He could not stand as instructed and had to step off the line nearly falling over. He started the task before being instructed to do so. He walked 6 steps forward failing to maintain heel to toe and stepped off the line nearly falling over. He stopped. He then walked 4 more steps failing to maintain heel to toe and stepping off the line. He stopped again. He turned incorrectly. He walked 9 steps back failing to maintain heel to toe and stepped off the line nearly falling over. During the task he had to raise his arms from his side to maintain his balance. The task was completed on a dry and visually level surface using a yellow tape line.**

### ONE LEG STAND:

**I instructed and demonstrated the one leg stand; he acknowledged he understood. He had difficulty lifting his left leg and placed it down several times. When he did lift his leg he lifted it with a bent knee. He hopped on his right left (nearly falling over). He raised his arms from his side for balance. His body swayed. The task was completed barefoot on a dry and visually level surface.**

### FINGER TO NOSE:

**I instructed and demonstrated the finger to nose; he acknowledged he understood. His body swayed. He opened his eyes during the task. On several commands he used the pad of his finger to touch his upper lip, underneath his nose, and the side of his nose. He attempted to use the wrong hand. I had to remind him to place his hand back down to his side. He tilted his head forward and opened his eyes. His body swayed. The task was completed on a dry and visually level surface.**

### ROMBERG ALPHABET:

He told me his highest level of education was 10th grade and he acknowledged he knew the English alphabet. His body swayed. He tilted his head forward and open his eyes. When he recited the alphabet by singing it. The task was completed on a dry and visually level surface.

I instructed the Modified Rhomberg. He acknowledged he could estimate 30 seconds. His estimate of 30 seconds was approximately 55 seconds. His body swayed and he tilted his head forward. The task was completed on a dry and visually level surface.

**BREATH TEST RESULTS:** refusal

STATE OF FLORIDA
COUNTY OF PALM BEACH

INV. Jacob Frey
(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 31 day of Mar 20 19 by INV. Jacob Frey

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

Shari O'Neal (#6212)
Notary Public, Clerk of Court, Officer (F.S.S 117.10)

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APR 01 2019

# TESTING FACILITY TASK REPORT

7

AGENCY: [illegible] Tr. Hwy #96

SUBJECT: Ditter, Troy [illegible] CASE NUMBER: 19-[illegible]

DATE: 02-20-19 VIDEO TAPE NUMBER: N/A

BEGINNING TIME: [illegible] ENDING TIME: [illegible]

BREATH TESTS RESULTS: 1) REFUSED TIME [illegible] A.M./P.M. 2) _____ TIME _____ A.M./P.M.

3) _____ TIME _____ A.M./P.M. 4) _____ TIME _____ A.M./P.M.

BREATH OPERATOR: T. Cook #1612

MAINTENANCE TECHNICIAN: C. Fields #1067

TESTING OFFICER'S OBSERVATIONS

SPEECH: Cutting, Loud, Loud

*ATTITUDE: Uncooperative, Refusing, Fidgety, Uncooperative

CLOTHING: Light-Blue Gray Tank Top

MEDICAL CONDITIONS: None

MEDICATIONS: None

OTHER: Eyes: Bloodshot, Glassy

*Uncooperative

Strong odor of vomit coming from breath.

COMMENTS: 20 min observation done by PO Fry #96

I did to be told to sit down during

20 min. observation.

I did to be told to sit down before

Trooper Fry.

PO explained to me that I was required

would be cause the PO kept asking for

his citing.

PO read the implied consent warning

twice.

Trooper Fry refused

No Vote.

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APR 01 2019

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

PBSO #0129A REV.11/02

SUBJECT: [redacted] CASE NUMBER: [redacted]

# 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 [redacted] of the [redacted].

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) [redacted]

# 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) [redacted]

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

SUBJECT: [illegible] CASE NUMBER: 19-[illegible]

# 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: _____

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APR 01 2019

# WITNESS LIST

CASE NUMBER: 19054068

ARRESTING OFFICER: INV. Jacob Frey

ADDRESS: 3228 Gun Club Rd, WPB

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

CAN TESTIFY TO: Personal contact SFST

NAME: D/S P. Scartozzi (21289)

ADDRESS: 3228 Gun Club Rd, WPB

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

CAN TESTIFY TO: physical control, personal contact

NAME: D/S D Booras (27529)

ADDRESS 3228 Gun Club Rd, WPB

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

CAN TESTIFY TO: physical control, personal contact

NAME: Fullerton, Celayne, D'Lon

ADDRESS 16330 121st Ter N, Jupiter, FL 33478

PHONE NUMBERS (HOME) (720) 979-1263 (WORK) 0

CAN TESTIFY TO: wheel witness (driving pattern)

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 _____

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: _____

NAME: _____

ADDRESS _____

PHONE NUMBERS (HOME) _____ (WORK) _____

CAN TESTIFY TO: _____

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APR 01 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 | ☐ | 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:** 2019010724 | **Date:** 03/31/2019 |
| | **Specialist Name/ID:** howardt/7185 |

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APR 01 2019