0501277 18CT160814 Check if Supplement is Attached

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

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

Juvenile: N

ADMINISTRATIVE

OBTS Number:

Agency ORI Number: FLO 5 0 0 3 0 0

Agency Name: BOYNTON BEACH POLICE DEPARTMENT

Agency Report Number (N.T.A.'s only): 3 4 - 1 8 - 0 4 6 0 4 4 ( )

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

If Weapon Seized — Enter Type:

Multiple Clearance Indicator: G

Location of Arrest (Including Name of Business): 300 EAST MARTIN LUTHER KING JR. BLVD. BOYNTON BEACH

Location of Offense (Business Name, Address): 300 E MARTIN LUTHER KING JR. BLVD BOYNTON BEACH

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
09/06/18	0636					

DEFENDANT

Name (Last, First, Middle): FISHER, TRISHA, A.

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

Race (W - White, B - Black, I - American Indian, O - Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	F	08/24/1968	5'06	230	BROWN	BROWN	FAIR	M

Scars, Marks, Tatoos, Unique Physical Features (Location, Type, Description):

Marital Status: SINGLE — Religion: CHRISTIAN — Indication of: Alcohol Influence / Drug Influence: Y

Local Address (Street, Apt. Number) (City) (State) (Zip) — Phone: ( ) — Residence Type: 1. City 2. County 3. Florida 4. Out of State

Permanent Address (Street, Apt. Number): 101 S. FEDERAL HWY (City): BOYNTON BEACH (State): FL (Zip): 33435 — Phone: 9169976537 — Address Source: VERBAL

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

D/L Number, State: NY F096946421115553368 — Soc. Sec. Number: [redacted] — INS Number — Place of Birth (City, State): BUFFALO NY — Citizenship: US

CO-DEF

Co-Defendant (Last, First, Middle)	Race	Sex	Date of Birth	1. Arrested 2. At Large	3. Felony 4. Misdemeanor 5. Juvenile
Co-Defendant (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 was provided by ☐ defendant and / or ☐ defendant's parents. The child and / or parent was told to keep the Juvenile Court Clerk's Office (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. Synthetic, U. Unknown, Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DUI	1	☐Y ☐N	316.193(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond
N	N	N	18-046044		

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

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

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

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

2018 SEP -7 AM 8:37 PALM BEACH COUNTY CLERK'S OFFICE BRANCH

NOTICE TO APPEAR

Location (Court, Room Number, Address): South County Courthouse • 200 W. Atlantic Avenue, Delray Beach, FL 33444

SEP 6 AM 10:59

Court Date and Time: Month OCTOBER Day 1ST Year 2018 Time 8:30 A.M. P.M.

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

ADMIN

HOLD for other agency

☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other:

Intake Deputy — I.D. # — Pouch #

Signature of Arresting Officer: X T. Posey

Name of Arresting Officer (Print): T. POSEY — I.D. #: 1104

Transporting Officer: T. POSEY — I.D. #: 1104 — Agency: BBPD

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 - JAIL GOLD - DEFENDANT (N.T.A.'s ONLY)

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D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 6th **DAY OF** September **2018 AT** 5:49 ☒ **A.M** ☐ **P.M.**

CASE #: 18-046044 **DEFENDANT:** Fisher, Trisha

PERSONAL CONTACT/DRIVING PATTERN/OBSERVATION OF DRIVER:

Fisher was observed by Sergeant Crowell screeching her tires at Boynton Beach Boulevard and N Federal Hwy. Fisher was then observed traveling northbound on N Federal Hwy in the left lane and repeatedly drove over the left solid line. Fisher continued northbound on N Federal Hwy and made an abrupt left hand turn into the left turn lane at the intersection of N Federal Hwy and Martin Luther King Jr. Blvd. Fisher then turned onto East Martin Luther King Jr. Blvd. traveling eastbound at approximately 10 mph just west of the railroad tracks. Fisher continued eastbound at approximately 10mph coming to a near complete stop before speeding back up to 10 mph. Fisher slowed down a second time on East Martin Luther King Jr. Blvd. and had her arm swinging out of the front passenger door making unusual hand gestures. At that point, Sergeant Crowell initiated a traffic stop on Fisher.

Sergeant Crowell notified me of the aforementioned and requested I respond to the scene. Upon arrival, Sergeant Crowell explained what he witnessed as he suspected the driver and sole occupant to be under the influence of an unknown substance.

Based on Sergeant Crowell's statements and observations, I asked Fisher if she would perform Roadside Field Sobriety Assessments in which Fisher stated yes.

See the below documented tasks for further.

After completion of the assessment, Trisha Fisher was subsequently placed under arrest for the suspicion of DUI and transported the Palm Beach County Sheriff's BAT Facility. During this time, I completed a 20-minute observation of Fisher in which Fisher did not take anything orally and did not regurgitate. Upon completion of Fisher's observation, I asked Fisher if she would take a breath test to which Fischer replied yes. PBSO Breath Operator Palmer (ID 24520) then administered Fisher a breath test and provided two adequate samples which read .000. Fisher was read the breath results by Palmer and fisher stated she understood the results of the test.

I then requested Fisher to submit to a lawful urine test to which Fisher stated she would a provide a urine sample. I then read Fisher Implied Consent and upon completion Fisher stated she understood Implied Consent and again stated she would provide a urine sample. I then advised Fisher of her Miranda Rights to which Fisher stated she understood and she did not want to be questioned without counsel. Fisher then provided a urine sample at 0750 hours.

Based on the above facts, I believe probable cause exists to charge and arrest Trisha Fisher with the Suspicion of DUI, pursuant to Florida State Statute 316.193. Results pending toxicology reports. Fisher was later turned over to the care custody and control of deputies at the Palm Beach County Jail.

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HORIZONTAL GAZE NYSTAGMUS:

☒ Left eye does not follow smoothly
☒ Left eye prior to 45 degrees
☒ Distinct jerking in left eye at maximum deviation
☐ Vertical Nystagmus in left eye

☒ Right eye does not follow smoothly
☒ Right eye prior to 45 degrees
☒ Distinct jerking in right eye at maximum deviation
☐ Vertical Nystagmus in right eye

WALK AND TURN:
Fisher was explained the instructions on how to perform the Walk and Turn assessment and was provided a demonstration. While explaining and providing demonstration, Fishers arms were straight out used as balance and Fisher became very jerky and frustrated. Fisher fell off the line and then stepped back on the line in the instructed position using her arms as balance. Fisher began the assessment early while I was still explaining and demonstrating. Fisher was instructed back to the starting point and instructed back into the starting position. Fisher began the assessment early a second time. Fisher was verbally redirected back to the starting point and starting position. Fisher was instructed to begin the assessment. While conducting the assessment, Fisher's arms were straight out to her side and walked 11 steps on the line at which point she gave up. Fisher was provided a second chance to conduct the assessment at which point she walked in excess of 10 steps and did not turn and walk back as she continued to walk ultimately giving up.

ONE LEG STAND:
Fisher was explained the instructions on how to perform the One Leg Stand and was provided a demonstration. Fisher began the assessment while I was explaining and demonstrating the assessment. Fisher's arms were straight out to her side to balance herself and was not paying attention. Fisher was instructed to begin the assessment at which point she counted to 1 and stopped for approximately 4 seconds and the started counting 1001, 1002 up to 1011 at which point Fisher placed her foot on the ground and stepped off the starting point. Fisher then put her foot back in the air with her arms straight out to her side and did not count until she was instructed to stop.

FINGER TO NOSE:
Fisher was explained the instructions on how to perform the Finger to Nose assessment and was also provided a demonstration. Fisher began the assessment early while I was still demonstrating and was conducting the assessment correctly. When instructed to begin, Fisher would turn her head the direction I instructed instead of placing the instructed finger to her nose.

ROMBERG/ALPHABET:
Not tested.

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The following instrument was sworn to before me this 6 day of September 2018

By: T. Posey

Notary/Police Officer (F.S.S. 117.10)

Signature of Arresting Officer

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	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2018029903	**Date:** 9/6/2018
	Specialist Name/ID: J. Beck/9007