

0419770 190 11847 1325

OBTS Number		ARREST / NOTICE TO APPEAR Juvenile Referral Report		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		Juvenile											
Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number (N.T.A.'s only) 06-19-087626															
Charge Type Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Weapon Seized / Type 1. Yes 2. No		Multiple Clearance Indicator 1															
Location of Arrest (Including Name of Business) HYPOLUXO RD AND VENETIAN DR LAKE WORTH FL 33467				Location of Offense (Business Name, Address) HYPOLUXO RD AND VENETIAN DR LAKE WORTH FL 33467															
Date of Arrest 06/28/2019		Time of Arrest 2301		Booking Date		Booking Time		Jail Date											
Jail Time		Location of Vehicle BECK'S TOWING																	
Name (Last, First, Middle) KELLY VANESSA ANN				Alias (Name, DOB, Soc. Sec. #, Etc.)															
Race W - White 1 - American Indian B - Black 0 - Oriental/Asian W		Sex F		Date of Birth 06/25/1986		Height 503		Weight 130											
Eye Color BRO		Hair Color BRO		Complexion MED		Build SML													
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) NONE				Mental Status S		Religion CATHOLIC		Indication of Alcohol Influence Drug Influence Y ☐ N ☐ Unk. ☐											
Local Address (Street, Apt. Number) 3209 HOYLAK RD LAKE WORTH FL 33467				Phone (561) 685		Residence Type: 1. City 2. County 3. Florida 4. Out of State 1													
Permanent Address (Street, Apt. Number)				Phone		Address Source DL													
Business Address (Name, Street)				Phone		Occupation													
D/L Number, State (FL)K400861867250		Soc. Sec. Number		INS Number		Place of Birth (City, State) Philadelphia PA		Citizenship US											
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth											
Co-Defendant Name (Last, First, Middle)				Race		Sex		Date of Birth											
☐ 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, ☐ 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													
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td>Drug Activity S. Sell B. Buy P. Possess</td> <td>S. Sell D. Deliver E. Use</td> <td>R. Smuggle K. Dispense/ Distribute</td> <td>M. Manufacture/ Produce/ Cultivate</td> <td>Z. Other</td> <td>Drug Type N. N/A A. Amphetamine</td> <td>B. Barbiturate C. Cocaine E. Heroin</td> <td>H. Hallucinogen M. Marijuana O. Opium/Deriv.</td> <td>P. Paraphernalia/ Equipment S. Synthetics</td> <td>U. Unknown Z. Other</td> </tr> </table>										Drug Activity S. Sell B. Buy P. Possess	S. Sell D. Deliver E. Use	R. Smuggle 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
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Charge Description DUI		Counts 1		Domestic Violence ☐ Y ☒ N		Statute Violation Number 316.193(1)		Violation of ORD #											
Drug Activity /		Drug Type /		Amount / Unit N/A		Offense # 19-087626		Warrant / Capias Number											
Bond																			
Charge Description REFUSAL TO SUBMIT TO TESTING		Counts 1		Domestic Violence ☐ Y ☒ N		Statute Violation Number 316.1939(1)		Violation of ORD #											
Drug Activity /		Drug Type /		Amount / Unit N/A		Offense # 19087626		Warrant / Capias Number											
Bond																			
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #											
Drug Activity /		Drug Type /		Amount / Unit N/A		Offense #		Warrant / Capias Number											
Bond																			
Charge Description		Counts		Domestic Violence ☐ Y ☒ N		Statute Violation Number		Violation of ORD #											
Drug Activity N/A		Drug Type N/A		Amount / Unit N/A		Offense # 19-083207		Warrant / Capias Number											
Bond																			
Location (Court Room Number, Address) 3228 GUN CLUB RD WPB FL 33406																			
Court Date and Time Month JULY Day 25 Year 2019 Time 0830 AM ☒ 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 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 06/28/2019															
HOLD for other Agency Name				Signature of Arresting Officer		Name Verification (Printed by Arrestee)													
☐ Dangerous ☐ Suicidal ☐ Resisted Arrest ☐ Other:				Name of Transporting Officer (Print) INV E. K. WHITE		(PRINT)													
Intake Deputy SPAW STOL				ID # 7209		Agency PBSO													
DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)				Transporting Officer E. K. WHITE		ID # 7209		Agency PBSO											
				Witness here if subject signed with an "X"		PAGE 1													

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		Juv	
ADMIN	Agency ORI Number FLO 500000		Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE		Agency Report Number 06-19087626				
	Charge Type: Check as many as apply: ☐ 1. Felony ☐ 2. Traffic Felony ☒ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other				Special Notes:				
CHARGES	Name (Last, First, Middle) Kelly, Vanessa, Ann		Alias		Race W		Sex F		Date of Birth 06/25/1986
	Charge Description		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	
PROBABLE CAUSE STATEMENT	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. ☒ committed the below acts in my presence. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. ☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation. On the 28th day of June 2019 at 2043 ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.) The following incident occurred in the 7500 block of S Military Trl, located in unincorporated Lake Worth, Palm Beach County, Florida: On 06/28/2019 at about 2240 hours, I observed a white Mercedes CLA 250 bearing FL ta 1B67JH traveling northbound in the 7500 block of S Military Trl. I visually estimated the speed of the vehicle to be 60MPH in a posted 45MPH zone. I activated my department issued Pro Laser III (S/N #PL14650) and received a reading of 61MPH. As I got behind the vehicle, we were approaching Hypoluxo Rd on S Military Trl in the left travel lane. The vehicle changed lanes into the left turn lane, then abruptly without using a turn signal changed lanes into the left travel lane. The vehicle continued north and once again turned into the left turn lane for the entrance of 4545 Hypoluxo Rd (Wal-Mart) then abruptly changed lanes without a signal into the left turn lane. The vehicle continued north and abruptly hit the brakes, although no vehicular traffic was in front. As the vehicle continued north, it started to veer into the center travel lane causing vehicle traffic in the center lane to abruptly hit their brakes to avoid a crash. The vehicle then abruptly veered back into the left travel lane. The vehicle then made a U-turn and went southbound on S Military Trl towards Hypoluxo Rd. The vehicle turned eastbound on Hypoluxo Rd from S Military Trl. I conducted a traffic stop on the vehicle, in my fully marked PBSO vehicle, at the intersection of Hypoluxo Rd and Lawrence Rd. The vehicle took approximately 60 seconds to pull over. It had several location, in which it could have stopped, including just east of Hypoluxo Rd and Lawrence. The vehicle came to a stop at Hypoluxo Rd and Venetian Dr. I approached the vehicle and made contact with the driver, identified via FLDL as Vanessa Kelly, who was the sole occupant of the vehicle. Immediately, I could smell the odor of an unknown alcoholic beverage emanating from her breath. In addition, I observed that the driver had glassy eyes and a slurred speech. At this time, I requested a DUI unit to respond and asses the driver. I requested to see her license, registration, and proof of insurance. She retrieved a blue booklet from the center console and started looking for the documents. I could see the vehicle registration in front, but she skipped over it multiple times. Finally, she provided me with a copy of the registration. I then requested her license again, at which point she looked in the blue booklet again, and then finally retrieved it out of her purse. I requested to see her insurance. The driver put her head down and closed her eyes. I requested to see it again and she started looking through the blue booklet once again. A few minutes later, as she was still looking through the blue booklet, she asked me what she was looking for. I requested her insurance card once again. She advised me it should be on her phone. She retrieved her phone and opened up the "messages" application. The then exited out of that application and opened her "email" application, and then another application. She did this approximately 5 times. D/S White #7209 arrived and conducted a DUI investigation.								
ADMINISTRATIVE	STATE OF FLORIDA COUNTY OF PALM BEACH		B VANDERMEEREN						
	(Signature of Arresting/Investigative Officer)								
The foregoing instrument was sworn to or affirmed and subscribed before me this 28th day of JUNE 20 19 by B VANDERMEEREN SANCHEZ									
(Print name of Arresting/Investigative Officer, must be personally known to me and/or produced identification. Type of identification produced)		KNOWN							
D/S White #7209									
Notary Public, Clerk of Court, Officer (F.S.S. 417.10)									
		PAGE 1 OF 1							

OBT Number		PROBABLE CAUSE AFFIDAVIT		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- 19-087626						
	Charge Type: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other		Special Notes:								
CHARGES	Name (Last, First, Middle) KELLY, VANESSA, ANN		Alias		Race W		Sex F		Date of Birth 06/25/1986		
	Charge Description DUI		316.193(1)		Charge Description REFUSAL TO SUBMIT TO TESTING		316.1939(1)				
VICTIM	Victim's Name (Last, First, Middle)				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 ☐ 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 committed the below acts, resulting from my (described) investigation. On the <u>28</u> day of <u>JUNE</u> 20<u>19</u> at <u>2243</u> ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.) I approached the whit vehicle from the driver side and made contact with the driver who was currently sitting in the driver seat. She was later identified as Vanessa Ann Kelly by her Florida driver license. She was emotionally disturbed and crying while trying to make a phone call. During my interview I noticed the driver's eyes were red, watery and glossy. Her cheeks were flushed, mouth dry and she slurred her speech while speaking. The defendant wore short blue jeans, a red tank top shirt and black slides. I could smell a strong odor of an unknown alcoholic beverage emanating from the inside of the vehicle. I told the driver I had a suspicion that she had been drinking an unspecified amount of alcoholic beverages. She uttered she messed up. She also told me she did not know where she was coming from. I asked if she would consent to performing Standardized Field Sobriety Evaluations (SFSTs) for the purpose of determining if she was impaired while operating a motor vehicle. She told me she was not doing anything. I explained Taylor Warnings that informed her performing the SFSTs were voluntary and she did not have to comply. However if she did not comply I would only be left with the evidence before me {previously mentioned indicators and the officer's observation of her vehicle in motion} which could be strong basis for her being placed under arrest for DUI. I asked if she understood the consent. She told me to give her a minute. I asked again if she would consent to the SFSTs. She refused. Based on the defendant's unwillingness to cooperate with the SFSTs, coupled with D/S Vandermeeren Sanchez's observation of the defendant's vehicle in motion and my observation of personal indicators of impairment exhibited by the defendant, probable cause was established for DUI. I asked her to exit the vehicle. She told me she needed to call her parents. I asked her to placed the phone down and adhere to my instructions. I removed her phone from her hand and sat it on the dashboard. The defendant exited the vehicle and was unable to maintain her balance. I told her she was being placed under lawful arrest for DUI. Deputy Yanick Exceusd assisted me by searching her, prior to placing her in handcuffs that were double locked and checked for tightness. I escorted her to my patrol car. During this time she could not maintain her balance while walking. I had to support her weight by leaning against her as we walked. I could now smell a strong odor of an unknown alcoholic beverage coming from her breath that intensified when she spoke. D/S Exceusd arranged for the defendant's vehicle to be towed by a wrecker service on our rotation list. Beck's Towing Company responded and impounded the defendant's vehicle to their lot. Meanwhile I began transport to the main jail breath analysis facility for further processing. Upon our arrival I escorted the defendant into the facility and began a 20 minute observation period. During this time the defendant did not ingest anything into her body orally or otherwise. She did not regurgitate either.											
STATE OF FLORIDA COUNTY OF PALM BEACH		INV E. K. WHITE									
(Signature of Arresting/Investigative Officer)											
The foregoing instrument was sworn to or affirmed and subscribed before me this <u>28</u> day of <u>JUNE</u> 20 <u>19</u> by <u>INV E. K. WHITE</u>											
(Print name of Arresting/Investigative Officer), who is personally known to me and produced identification. Type of identification produced: <u>KNOWN</u>											
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)		Notary Public - State of Florida Commission # <u>FF 865354</u> My Comm. Expires <u>Jun 25, 2020</u>									
PAGE <u>1</u> OF <u>2</u>											

		PROBABLE CAUSE AFFIDAVIT		1. Arrest 2. N.T.A.		3. Request for Warrant 4. Request for Capias		1		Juvenile	
ADMIN	OBTS Number			Agency ORI Number		Agency Name		Agency Report Number			
	FLO 500000		PALM BEACH COUNTY SHERIFF'S OFFICE		06-19-087626						
DEF	Charge Type: Check as many as apply.	☐ 1. Felony ☐ 2. Traffic Felony		☐ 3. Misdemeanor ☐ 4. Traffic Misdemeanor		☐ 5. Ordinance ☐ 6. Other		Special Notes:			
	Name (Last, First, Middle)		Alias		Race		Sex		Date of Birth		
CHARGES	Charge Description		316.193(1)		Charge Description		REFUSAL TO SUBMIT TO TESTING		316.1939(1)		
	Charge Description				Charge Description						
VICTIM	Victim's Name (Last, First, Middle)				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.											
☐ committed the below acts in my presence. ☐ was observed by _____ who told _____ that he/she saw the arrested person commit the below acts.											
☐ confessed to _____ admitting to the below facts. ☒ was found to have committed the below acts, resulting from my (described) investigation.											
On the 28 day of JUNE 20 19 at 2243 ☐ A.M. ☒ P.M. (Specifically include facts constituting cause for arrest.)											
Afterward I escorted her into the testing room and asked her to give breath samples for the purpose of determining her alcohol content. She refused. I read her implied consent and asked her if she understood when I was done. She told me she did not understand the consent. I allowed her to read the consent and she told me it was too much. She told me she would need her lawyer to help her understand the consent. Due to the defendant's lack of cooperation I deemed her a "refusal". I did a status check of the defendant's driver license through the Driver and Vehicle Information Database which revealed she has a prior refusal on 12/02/2013. Based on this information the defendant is additionally being charged with Refusal to Submit to Testing.											
STATE OF FLORIDA COUNTY OF PALM BEACH INV E. K. WHITE (Signature of Arresting/Investigative Officer)											
The foregoing instrument was sworn to or affirmed and subscribed before me this 28 day of JUNE 20 19 by INV E. K. WHITE (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 Commission # FF 008506 My Comm. Expires Jan 26, 2015											
PAGE 2 OF 2											

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

I, INV E. K. WHITE, a duly certified Law Enforcement Officer or Correctional Officer,
 (Name of Officer reading Implied Consent Warning)

am a member of PBSO, and I do swear
 (Name of law enforcement agency)

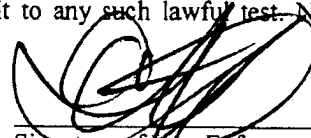
or affirm that on or about the 28 day of JUNE, 20 19, at 2301 ☒ P.M. ☐ A.M.

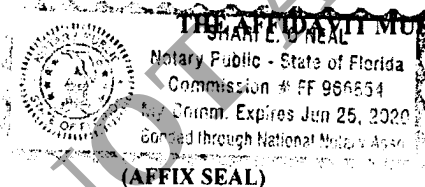
DRIVER VANESSA ANN KELLY
 (Type or Print) FIRST NAME MIDDLE OR MAIDEN NAME LAST NAME

DL# (FL)K400861867250, state of FLORIDA, was placed under lawful arrest for
 the offense of DUI by INV E. K. WHITE and
 issued Citation # A2G3UJP
 (Name of Arresting Officer)

That on or about the 29 day of JUNE, 20 19, at 0025 ☐ 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



(AFFIX SEAL)

The foregoing instrument was sworn and subscribed before
 me this 28 day of JUNE, 20 19,
 by INV E. K. WHITE,

who is personally known to me or who has produced
KNOWN as identification

Notary Public S. O'Neal

HSMV-BAR1001 (REV. 10/2016)

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

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.



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

PBSO CASE # 19-087626 PBSO ZONE 6-12

AGENCY CASE # _____ CRASH CASE # _____

TIME OF STOP/CRASH 2243 DATE 06/28/2019 DAY Friday

SUBJECT'S NAME KELLY VANESSA ANN RACE W SEX F
LAST FIRST MID

HGT 503 WGT 130 DOB 06/25/1986

LOCATION HYPOLUXO RD AND VENETIAN DR LAKE WORTH FL 33467

ARRESTING OFFICER'S NAME & ID INV E. K. WHITE 7209 7209 AGENCY PBSO

DIVISION: VCD/DUI

NOTIFIED BY COMMO YES

ARRIVAL AT FACILITY 0000hrs

ARREST TIME 2301

BREATH RESULTS:

1)	
2)	
3)	
4)	

TESTING OFFICER'S ID 6212 PBSO VIDEOTAPE # /

D.U.I. PROBABLE CAUSE AFFIDAVIT

ON THE 28 DAY OF JUNE 20 19, AT 2243 AM ☒ PM
SUBJECT: KELLY VANESSA ANN CASE NUMBER: 19-087626
AGENCY: PALM BEACH COUNTY SHERIFF'S OFFICE ARRESTING OFFICER: INV E. K. WHITE

PERSONAL CONTACT

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

On Friday, June 28, 2019 at approximately 2245 hours, I responded to Hypoluxo Road and Venetian Drive, Lake Worth (Palm Beach County) Florida to assist Deputy Bill Vandermeeren Sanchez with a traffic stop that involved a possible drunk driver. Upon my arrival I saw two Palm Beach County patrol vehicles stopped in the drive way of Freedom Shores Elementary School in front of a closed gate with their emergency lights activated. A white vehicle was stopped ahead of the patrol cars facing the gate. All vehicles were facing south. I saw a white female subject sitting in the driver seat of the white vehicle. She was the sole occupant inside the vehicle. I met with D/S Vandermeeren Sanchez who told me he observed the white vehicle traveling at a high rate of speed. He got behind the vehicle and attempted to conduct a traffic stop on it. After activating his emergency lights he watched the vehicle weave, slow and continue traveling east on Hypoluxo Rd. When the vehicle stopped he made contact with the previously mentioned subject and suspected her to have been drinking an unspecified amount of unknown alcoholic beverages. He asked for a DUI unit to respond to his location to assess the driver for being impaired. D/S Vandermeeren Sanchez wrote a sworn witness statement on a probable caused affidavit detailing his involvement with this case.

OBSERVATION OF DRIVER:

SEE PC AFFIDAVITS

DRIVER'S STATEMENTS:

I MESSED UP...I MADE A MISTAKE

ODORS:

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

GENERAL OBSERVATIONS

SPEECH: slurred

ATTITUDE: AGGRESSIVE EMOTIONAL UNCOOPERATIVE

CLOTHING: blue jean shorts

MEDICAL/OTHER: none

STATE OF FLORIDA
COUNTY OF PALM BEACH

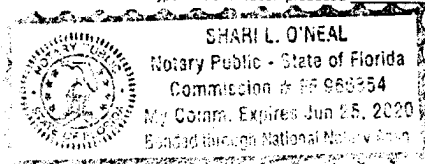
INV E. K. WHITE

(Signature of Arresting/Investigative Officer)

The foregoing instrument was sworn to or affirmed and subscribed before me this 28 day of JUNE 20 19 by INV E. K. WHITE

(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)



SUBJECT KELLY

VANESSA

CASE NUMBER 19-087626

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:

REFUSED

WALK & TURN:

REFUSED

ONE LEG STAND:

REFUSED

FINGER TO NOSE:

REFUSED

ROMBERG ALPHABET:

REFUSED

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

STATE OF FLORIDA
COUNTY OF PALM BEACH

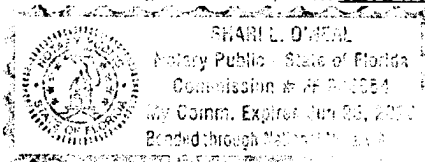
INV E. K. WHITE

(Signature of Arresting/Investigative Officer)

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

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



TESTING FACILITY TASK REPORT

4

AGENCY: PBSO Inv. 11131 # 7204

SUBJECT: Melly, Vanessa A. CASE NUMBER: 14-037626

DATE: 06-24-14 VIDEO TAPE NUMBER: 1

BEGINNING TIME: 002111 ENDING TIME: 002511

BREATH TESTS RESULTS: **REFUSED** 1) 0025 AM/P.M. 2) TIME A.M./P.M.
3) TIME A.M./P.M. 4) TIME A.M./P.M.

BREATH OPERATOR: B. O'Neal #6212

MAINTENANCE TECHNICIAN: Cpl. [unclear] #6469

TESTING OFFICER'S OBSERVATIONS

SPEECH:

*ATTITUDE: Cooperative, Talkative, Misleading, Uncooperative

CLOTHING: Short Sleeve Shirt, Blue Jeans

MEDICAL CONDITIONS: None

MEDICATIONS: None

OTHER: Eyes: Red, Glazy

* Sarcastic, Difficult

COMMENTS: 20 min observation done by AIO 11131 #7204

AIO requested the breath test.

D became uncooperative or evasive.

D kept stating no comment on camera.

AIO requested the breath test.

D refused the requested breath test.

AIO read the implied consent on camera.

AIO was going to let the D read the

IC but was being difficult.

Taken as a refusal.

No Q&A

SUBJECT: Kelly, Vanessa A. CASE NUMBER: 19-077026

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. 12148 #7204 of the PCSO

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) [Signature]

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) _____

SUBJECT: Kelly, Vanessa A. CASE NUMBER: 14-037626

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A MOTOR VEHICLE AT THE TIME OF THE STOP/ACCIDENT? _____

WHERE WERE YOU GOING? _____

WHAT STREET OR HIGHWAY WERE YOU ON? _____

DIRECTION OF TRAVEL? _____ WHERE DID YOU START? _____

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

WHAT IS TODAY'S DATE? _____ WHAT DAY OF THE WEEK IS IT? _____

WHAT COUNTY AND CITY ARE YOU IN NOW? _____

WHEN DID YOU LAST EAT? _____ WHAT DID YOU EAT? _____

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

HOW MUCH DO YOU WEIGH? _____ HAVE YOU BEEN DRINKING? _____ WHAT? _____

HOW MUCH? _____ WHERE? _____ WITH WHOM? _____

WHEN DID YOU HAVE YOUR FIRST DRINK? _____ AND YOUR LAST DRINK? _____

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? _____

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? _____ ARE YOU UNDER THE INFLUENCE? _____

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE ACCIDENT? _____ HOW MUCH? _____

WHAT? _____ WHERE? _____ WHEN? _____

WHAT LINE OF WORK ARE YOU IN? _____ WHEN DID YOU LAST WORK? _____

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? _____ WHAT? _____

ARE YOU SICK OR INJURED? _____ WHAT'S WRONG? _____

DO YOU LIMP? _____ DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? _____

WERE YOU IN AN ACCIDENT TODAY? _____

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? _____ WHEN? _____

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? _____ WHO? _____ WHY? _____

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? _____ WHAT? _____ WHEN? _____

DO YOU HAVE:

EPILEPSY?	_____
GLASS EYE?	_____
FALSE TEETH?	_____
EAR INFECTION?	_____
INNER EAR TROUBLE?	_____
DIABETES?	_____

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? _____

DO YOU TAKE INSULIN? _____ IF SO, WHEN WAS YOUR LAST INJECTION? _____

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? _____ WHERE? _____

INTERVIEWER: _____



**PALM BEACH COUNTY
SHERIFF'S OFFICE**
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐	539.001 FS	Other: All records relating to pawnbroker transactions.	
	☐	119.0712(2)	Other: Personal information contained within a motor vehicle record	

REVIEW COMPLETED BY

Booking Number: 2019021284

Date: 06/29/2019

Specialist Name/ID: howardt/7185