



Arrest Report

SH 0284278

P-1915

FLORIDA HIGHWAY PATROL
P.O. BOX 540007, GREENACRES, FL 33454

18CT10236

Report Date / Time 6/9/2018 4:43:28AM	Report Number FHP99ARR781261	Case Number/CAD Number FHPL18OFF048216/ LWRC18CAD104467	Reporting Officer Name Z. TODD
Originating Agency ORI FL0509000	Occurrence Date Time Range 6/9/2018 4:21:52 AM -	Jurisdiction	Clearance

Location of Occurrence

Location Type BUSINESS	Location Description PARKING LOT		
Street Number 2070	Street S MILITARY TRL	Apt/Lot/Bldg	
County PALM BEACH	City WEST PALM BEACH	State FL	Zip 33415

Defendant

First Name VICTOR	Middle Name MANUEL	Last Name SANTOS	Suffix	Date Of Birth 12/22/1964	Age 53	Race H W	Sex MALE
SSN	MNI #	Place of Birth HONDURAS, FF, HONDURAS	Height 509	Weight 190	Hair BLD	Eyes BRO	
DL or ID Number S532873644620	ID State FL	ID Type E	Address Type RESIDENCE				
Street Number 4333	Street CANAL 8 RD APT F	Apt/Lot/Bldg					
County PALM BEACH	City WEST PALM BEACH	State FL	Zip 33406	Phone Number	Extension		
Location Description RESIDENCE							

Arrest

Arrest Date/Time 6/9/2018 4:35:58AM	Arrest Location Type BUSINESS	Arrest Location Description PARKING LOT	
Street Number 2070	Street S MILITARY TRL	Apt/Lot/Bldg	County PALM BEACH
City WEST PALM BEACH	State FL	Zip 33415	

Charge(s)

Counts 1	Charge 316.193.1	General Offense Code	Bond Amount \$ 0.00	<input type="checkbox"/> No Bond
Charge Degree N	Charge Level MISDEMEANOR	Arrest Offense Code Description DUI-UNLAW BLD ALCH	OR	
Charge Description DUI ALCOHOL OR DRUGS				

Probable Cause

On June 9, 2018 I was on routine patrol in my marked patrol car in Palm Beach County. I responded to the scene of a traffic crash that occurred on Military Trail (State Road 809). I arrived at the scene of 2072 S Military Trail. I was briefed on scene by Palm Beach Sheriff's Deputy Cowart. He stated to me that while conducting a traffic crash investigation he observed that the driver of the grey pickup truck that was involved in the crash had signs of impairment. He stated that the driver had bloodshot glassy eyes, an orbital sway, and the odor of an unknown alcoholic substance was emitting from his breath as he talked. The driver was later identified by his FL DL as Victor Santos. The deputy then stated to me that the other driver involved in the crash observed Mr. Santos behind the wheel of the vehicle. Deputy Cowart then stated to me that he was concluded his crash investigation. I then began a DUI investigation. I observed that Mr. Santos had bloodshot glassy eyes, an orbital sway as he stood in front of me and the odor of an unknown alcoholic beverage was emitting from his breath as he talked. I then had him walk over towards my patrol car. I again observed the odor and the orbital sway as he stood in front of me. Trooper J. Cantelar arrived on scene for translation. I then requested that he conduct field sobriety exercises and he

DS [Signature] 7622

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agreed.

Horizontal Gaze Nystagmus

Before beginning the exercises, I checked to see if Mr. Santos was wearing glasses or contact lenses. It was determined that Mr. Santos was not wearing glasses or contacts. I then checked Mr. Santos's eyes and observed equal tracking and equal pupil size. Mr. Santos was instructed to place his feet together and place his hands down at his side. He then was instructed to keep his head still and follow the stimulus with his eyes and his eyes only. He was also instructed to keep looking at the stimulus until told not to. Mr. Santos verbally indicated that he understood.

- Lack of smooth pursuit, left eye
- Lack of smooth pursuit, right eye
- A distinct and sustained nystagmus at maximum deviation in the left eye
- A distinct and sustained nystagmus at maximum deviation in the right eye
- An onset of nystagmus prior to 45 degrees in the left eye
- An onset of nystagmus prior to 45 degrees in the right eye

I also observed vertical nystagmus.

During the exercise Mr. Santos had to be told to stay in the proper position and not to move his head during the exercise. I also observed Mr. Santos to have orbital sway and glassy red eyes.

Walk and Turn Exercise

The area was level and free of debris. Mr. Santos verbally indicated that he saw the line on the ground. Mr. Santos was instructed to put his left foot on the line, then place his right foot on the line ahead of the left foot in a heel to toe manner. I then demonstrated this position. Mr. Santos was instructed not to begin until told to do so. Mr. Santos verbally indicated that he has understood all instructions up to this point. Mr. Santos was then instructed to take 9 heel to toe steps on the line when told to do so. I then demonstrated this. Mr. Santos was then instructed to turn on the ninth step and to keep the front foot on the line and to take a series of small steps with the foot on the line. I then demonstrated this for Mr. Santos. Mr. Santos was also instructed to keep his arms at his sides and to watch his feet during the exercise. Mr. Santos was also instructed to count aloud and to not stop once he begins the exercise. He was also instructed to keep his arms at his sides at all times.

He took 9 steps forward and 10 steps back. Mr. Santos showed difficulty keeping balance during the instructions and the exercise and used his arms for balance. He completed the turn incorrectly, and didn't touch heel to toe on all steps. He also did not look down at his feet and he had a sway as he walked. He also did not count aloud as instructed and stepped off the line on multiple steps.

One Leg Stand Exercise

Mr. Santos was instructed to stand with his feet together and to place his arms down at his side. Mr. Santos was instructed to maintain that position until told to do so. Once told to do so, Mr. Santos was instructed to raise one foot approximately 6 inches off the ground and to keep both legs straight with both arms at his side. He was also instructed to look at the elevated foot and count aloud in the manner of one thousand-one, one thousand-two and so on until told to stop. Mr. Santos verbally indicated that he understood the instructions after I demonstrated to him.

Mr. Santos was told to begin and raised his right foot. During the exercise Mr. Santos displayed an orbital sway. Mr. Santos also did not count aloud properly as instructed. Mr. Santos did not look down at his foot during the exercise. He also placed his foot down during the exercise multiple times.

He was then placed under arrest for DUI. He was then secured inside of my patrol car. Inside of my patrol car I conducted a 20 min observation. At no time did he regurgitate or take anything by mouth. I then requested that he provide a lawful sample of his breath and he agreed. He then provided a sample of .122 and .117. He was then booked into the Palm Beach County Jail.

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Originating Agency ORI FL0509000	Occurrence Date Time Range 6/ 9/2018 4:21:52 AM -	Jurisdiction	Clearance
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Booking Facility

Booking Date/Time	Booking County PALM BEACH	Booking Facility PALM BEACH COUNTY CORRECTIONS	Booking Facility Phone Number (561) 688-4400
Booking Facility Location 3228 GUN CLUB ROAD WEST PALM BEACH, FLORIDA 33406			Booking Number
Booking Comments			

Court

Court County PALM BEACH	Court Location 200 WEST ATLANTIC AVE. DELRAY BEACH, FL 33444		
Court PALM BEACH SOUTH COUNTY COURTHOUSE	Court Phone 561-274-1530	Court Appearance Date / Time 7/2/2018 830AM	Court Fine
Comments			

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the probable cause associated with this report

Reporting Officer

Officer Name Z. TODD	Officer Rank TROOPER	Officer ID No 4141	Sworn and subscribed before me, the undersigned authority This the ____ day of _____ DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER
Officer Agency FLORIDA HIGHWAY PATROL			
Officer Signature 		 O/B/E. Lovart 30556	

Approving Supervisor

Officer Name	Officer Rank	Officer ID No	Officer Agency
Officer Signature			

NOT A CERTIFIED COPY



Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/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: 2018019240	Date: 6/10/2018
	Specialist Name/ID: M. Tooks #8557

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JUN 12 2018