J - 0143897 74

P-984

ARREST / NOTICE TO APPEAR

1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias 5 Juvenile Referral

1 JUVENILE

ADMINISTRATION

OBTS Number

Agency ORI Number: 0500200

Agency Name: Boca Raton Police Department

Agency Report Number (NTA's only): 3 | 2 | 2018-016142

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: None/not Applicable

Multiple Clearance Indicator

Location of Arrest (Including Name of Business): 6100 W GLADES RD - Boca Raton

Location of Offense (Business Name, Address): 6100 W GLADES RD, BOCA RATON, FL

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
11/30/2018	21:41	11/30/2018	21:51	12/01/2018	00:00	TOWED BY WESTWAY

DEFENDANT

Name (Last, First, Middle): GINSBURG, WENDIE PAULA

Alias: 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	06/14/1949	5'00	120	HAZEL	BLONDE	LIGHT	Med

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

Marital Status: S | Religion: JEWISH | Indicators of Alcohol Influence / Drug Influence: Yes ☒ ☒ No ☐ ☐ Unk ☐ ☐

Local Address (Street, Apt Number) (City) (State) (Zip): 724 NW 25TH AVE, DELRAY BEACH, FL 33445 — Phone: (561) 479-7547 — Residence Type (1 City, 2 County, 3 Florida, 4 Out of State):

Permanent Address (Street, Apt Number) (City) (State) (Zip): 724 NW 25TH AVE, DELRAY BEACH, FL 33445 — Phone: (561) 479-7547 — Address Source: FL D/L

Business Address (Name, Street) (City) (State) (Zip): SAKS, 5860 W GLADES RD, BOCA RATON, FL — Phone: (561) 417-5151 — Occupation: Sales

D/L Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
G521895497140 / FL	[redacted]	N/A	PHILADELPHIA, PA,	US

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 ☐ Other ☐ Legal Custodian — 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 Department and Released, 2 TOT JAC, 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 ☐ No

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	Statute Violation Number	Violation of ORD #
DUI	316.193(1)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
	N	/		1	☐ Y ☒ N		OR

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

CHARGE

Charge Description	Statute Violation Number	Violation of ORD #

Drug Activity	Drug Type	Amount / Unit	Offense #	Counts	Domestic Violence	Warrant / Capias Number	Bond
		/			☐ Y ☐ N		

INTAKE

Health / Apparent Physical Condition of Defendant: GOOD

Any knowledge of the following: ☐ Mental ☐ Escape Risk ☐ Medication ☐ Deformities ☐ Injuries — Explain

Check which applies: ☐ Released O.R. ☐ Released to Parent/Guardian ☒ TOT County Jail ☐ Posted Bond ☐ South County Mental Health

PROPERTY - Received By: D. GRAHAM — Released By: D. GRAHAM — Released To: TOT CJ

Transported By: D. GRAHAM — Date Transported: 12/01/2018 — Time Transported: 00:00 — Other

NOTICE TO APPEAR

☒ INSTRUCTION NO. 1 - Mandatory appearance in court
☐ INSTRUCTION NO. 2 - You need not appear in Court but must comply with instructions on Page 2.

Location (Court, Room): South County 200 W Atlantic Ave Delray Beach, FL 33444

Court Date and Time: 01/07/2019 08:30:00

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.

I Wendie Ginsburg — 11/30/18

Signature of Defendant (or Juvenile and Parent/Custodian) — Date Signed



2

ADMIN

HOLD for Other Agency

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other

Intake Deputy: THOMAS ID# 990 — Pouch #

Signature of Arresting Officer: [signature] 773

Name of Arresting Officer (Print): GRAHAM, D. L. — ID #: 773

Transporting Officer: D. GRAHAM HDQ WP # 773 Agency: BRPD

Name Verification (Printed by Arrestee) (PRINT): (NR)

Witness hereto, initial or sign with an "X"

PAGE 1 OF 1

☐ COURT ☐ STATE ATTORNEY ☐ AGENCY ☐ CENTRAL RECORDS ☐ JAIL ☐ CRIME ANALYSIS ☐ P.I.O. ☐ DEFENDANT

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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:

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL 0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 2018-016142

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

Special Notes:

DEF

Name (Last, First, Middle)	Alias	Race	Sex	Date of Birth
GINSBURG, WENDIE PAULA		W	F	06/14/1949

CHARGES

Charge Description	Charge Description
316.193(1) DUI	
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
100 NW 2ND AVE, BOCA RATON, FL 33432	(561) -	
Business Address (Name, Street) (City) (State) (Zip)	**Phone**	**Occupation**
	(56) -	

PROBABLE CAUSE STATEMENT

The undersigned certifies and swears that he/she has just and resonable 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 SERGEANT FRENZ who told OFFICER D. GRAHAM that he/she saw the arrested person committ the below acts.

☒ was found to have committed the below acts, resulting from my (described) investigation

On the 30 day of November, 2018 at 21:41 (Specifically include facts constituting cause for arrest.)

On 11/30/18 at approximately 2109 hours, I responded to 6100 West Glades Road as a back-up officer for Sergeant Frenz. He conducted a traffic stop on a yellow Volkswagen (FL tag ILIF87) after he observed traffic violations.

Sergeant Frenz later informed me that as he was driving home from a special detail he observed the Volkswagen originally in the southbound lane at the intersection of W Glades Road and St Andrews Blvd. The Volkswagen then abruptly crossed three lanes of traffic to proceed northbound on St. Andrews Blvd. Other vehicles on the roadway had to avoid from hitting the Volkswagen. The Volkswagen proceeded northbound slightly behind and to the left of Sergeant Frenz. He was able to see the vehicle swerve in an out of lanes from his rearview mirror. He further stated that the Volkswagen crossed over the lane divider several times. The vehicle then made a U-turn near the 4400 block of St Andrews at which time Sergeant Frenz got behind the vehicle to follow it. The vehicle continued southbound and then proceeded to get into the right turn lane as if it was going to turn into the Santa Barbara community. The vehicle then abruptly turned left in front of Sergeant Frenz to continue going southbound. Sergeant Frenz had to apply his brakes to avoid a collision. The vehicle then turned right to head westbound on W. Glades Road where Sergeant Frenz conducted a traffic stop just west of the intersection of St Andrews Blvd.

Sergeant made contact with the driver and sole occupant of the vehicle, Wendie Ginsburg. When speaking with her, Sergeant Frenz could see her eyes were red and glassy and she had a smell of an alcoholic beverage coming from her breath. She informed Sergeant Frenz that she had just left work, went to the supermarket, and was heading home and had gotten lost. She stated she has worked at Saks for two and a half years in the mall and left around 7:30pm, and then went to Davinci`s and had a "drink." She stated that she never gets lost, but tonight she appeared to be based on her driving pattern. I then arrived and took over the investigation.

NOT A CERTIFIED COPY

ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

GRAHAM, KEITH T #114
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F S S 117 10)

12/01/2018
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

GRAHAM, DALE LEO (773)
NAME OF OFFICER (PLEASE PRINT)

12/01/2018
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

OBTS Number

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

1 Arrest 2 NTA 3 Request for Warrant 4 Request for Capias | 1 | JUVENILE

ADMIN

Agency ORI Number	Agency Name	Agency Report Number
FL 0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 2018-016142

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
GINSBURG, WENDIE PAULA		W	F	06/14/1949

PROBABLE CAUSE STATEMENT

When I asked Ginsburg what she had to drink she advised that she had two glasses of wine at Davinci`s. It should be noted that Davinci`s is a restaurant that sells alcoholic beverages. I informed Ginsburg that based on the observations made by Sergeant Frenz, I believed that she was under the influence of an alcoholic substance. I asked Ginsburg if she would be willing to perform field sobriety tasks to dispel my alarm that she was under the influence and she agreed to perform the tasks. It should be noted that I explained and demonstrated each and every task to Ginsburg prior to performing them, and she stated that she understood each task explained. I asked Ginsburg if she had any medical issues or injuries and she stated that she did not. We were on a flat and dry smooth surface. It should also be noted that I gave Ginsburg several opportunities to take off her boots while performing the tasks; however, she refused to because she did not want her feet touching the road surface.

The first task was the horizontal gaze nystagmus. Ginsburg followed the tip of my pen by moving her head and failed to follow the tip of my pen with her eyes only as she was instructed.

The second task was the walk and turn. Ginsburg could not maintain the starting position as she was instructed. She failed to maintain her feet, heel to toe. She failed to keep her hands at her side. She failed to count aloud as instructed.

The third task was the one leg stand. Ginsburg did not maintain the starting position as instructed. She could not keep her balance or her hands to her side. Ginsburg placed her foot down twice. She did not point her foot out as instructed. She failed to count aloud.

The fourth task was the finger to nose (L-R-L-L-R-L). Ginsburg failed to touch the tip of her nose the first two attempts. Ginsburg had to be reminded to place her hands at her side immediately after touching her nose.

The fifth task was the Romberg Alphabet. Ginsburg stated she had some college experience. Ginsburg did not close her eyes as instructed. She also failed to recite the alphabet in non-rhythmic tone instead she said it at a fast pace.

Based on my investigation, I placed Ginsburg under arrest for DUI pursuant F.S.S. 316.193(1). The vehicle was towed by Westway Towing. I transported Ginsburg to the Boca Raton Police Services Department temporary holding facility for processing. Upon arrival, Officer Coon conducted the Intoxilyzer 8000 testing. I asked Ginsburg if she would provide a breath sample and she stated, "yes". Ginsburg provided two breath samples of .079 and .078.I then asked her if she would provide a urine sample to be tested and she stated "yes". Officer Coon observed and collected the urine sample from Ginsburg which was submitted into BRPD evidence.

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

GRAHAM, KEITH T
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F S S 117 10)

12/01/2018
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

GRAHAM, DALE LEO (773)
NAME OF OFFICER (PLEASE PRINT)

12/01/2018
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

ADMIN

OBTS Number

PROBABLE CAUSE AFFIDAVIT
SUPPLEMENT

1 Arrest 3 Request for Warrant
2 NTA 4 Request for Capias

1

JUVENILE

Agency ORI Number	Agency Name	Agency Report Number
FL 0500200	BOCA RATON POLICE DEPARTMENT	3 | 2 2018-016142

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
GINSBURG, WENDIE PAULA		W	F	06/14/1949

PROBABLE CAUSE STATEMENT

Once the testing was complete I read Ginsburg her Constitutional Rights from a pre-printed department issued Miranda Card. She signed and stated she understood all the rights that were read to her. Ginsburg admitted to taking her medication at approximately 1630 hours today prior to having the two glasses of wine. She stated she also had Dicyclomine, Xanax and another medication that she forgot the name of today.

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ADMINISTRATIVE

SWORN AND SUBSCRIBED BEFORE ME

GRAHAM, KEITH T #714
NOTARY PUBLIC / CLERK OF COURT / OFFICER (F S S 117 10)

12/01/2018
DATE

SIGNATURE OF ARRESTING / INVESTIGATING OFFICER

GRAHAM, DALE LEO (773)
NAME OF OFFICER (PLEASE PRINT)

12/01/2018
DATE

COURT STATE ATTORNEY CENTRAL RECORDS JAIL CRIME ANALYSIS P. I. O.

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: BOCA RATON PD
Instrument Serial Number: 80-006622 Software: 8100.27
Date of Test: 11/30/2018

Date of Last Agency Inspection: 11/09/2018
Observation Period Began: 22:05
Subject's Name: WENDIE P GINSBURG DOB: 06/14/1949 Sex: F

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:

Test	g/210L	Time
Diagnostics Check	OK	22:54
Air Blank	0.000	22:55
Control Test	0.079	22:55
Air Blank	0.000	22:56
Subject Sample #1	0.078	22:57
Air Blank	0.000	22:58
Air Blank	0.000	22:59
Subject Sample #2	0.078	23:00
Air Blank	0.000	23:00
Control Test	0.078	23:01
Air Blank	0.000	23:01
Diagnostics Check	OK	23:01

Cylinder Lot: 13518080A5
Exp: 08/05/2020

State of Florida, County of PALM BEACH,

Personally appeared before me the undersigned authority, who (X) is personally known to me or (__) produced _____ as identification, and who after being placed under oath, states:

I REBECCA L COON, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: RC #744 Date: 11/30/18
Signature

Sworn to (or affirmed) before me this 30 day of NOVEMBER 2018

Signature of Notary Public-State of Florida

OFC. D. GRAHAM
Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

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20180161 42
2141
2205-2225

DUI INFLUENCE REPORT

NOT A CERTIFIED COPY

BOCA RATON POLICE SERVICES DEPARTMENT
100 NW 2nd Avenue
Boca Raton, FL 33432

ARRESTING OFFICER: OFC. D. GRAHAM

Name: OFC. D. GRAHAM Phone #(561)3686201 Work # _____

Address: 100 NW 2ND AVE / 6100 W GLADES RD

Can testify to: ROADSIDES

Name: ~~OFC.~~ SGT. FRENZ Phone #(561)3686201 Work # _____

Address: 100 NW 2ND AVE/6100 W GLADES RD

Can testify to: ROADSIDES

Name: OFC. BURNETTE Phone #(561)3686201 Work # _____

Address: 100 NW 2ND AVE / 6100 W GLADES RD

Can testify to: ROADSIDES

Name: OFC. CARNEY Phone #(561)3686201 Work # _____

Address: 100/NW 2ND AVE / 6100 W GLADES RD.

Can testify to: ROADSIDES

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

Name: _____ Phone # _____ Work # _____

Address: _____

Can testify to: _____

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-END OF PART ONE-

BOCA RATON POLICE SERVICES DEPARTMENT
DUI INFLUENCE REPORT – PART II

To be filled out at testing facility

Agency Case # 20180161 42

I. INTRODUCTION (Instrument Operator faces video camera)

A. The day is FRIDAY (day), NOVEMBER (month), 30 (date), 2018 (year).

B. The time is now approximately 2252 AM/(PM)

C. The following is in reference to case number 20180161 42.

D. Present at this time is OFC. D. GRAHAM of the Boca Raton Police Department. (Officer's Name)

E. Officer GRAHAM, have you arrested WENDIE GINSBURG (Defendant's name) in violation of Florida State Statute 316.193?

F. Did this violation occur within the City of Boca Raton, Palm Beach County, Florida? YES

G. Mr./Mrs./(Ms.) GINSBURG, I am required to inform you these proceedings are being video recorded.

Operator Note: ***Video record breath request, breath sample, and interview.***

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II. AT THIS TIME THE ARRESTING OFFICER WILL REQUEST A BREATH SAMPLE.

Note: Read only the paragraph applicable to the type of test you are requesting.

A. I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content.

B. I am now requesting that you submit to a lawful test of your **URINE** for the purpose of determining its alcohol content.

C. I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and the presence of chemical or controlled substances.

IMPLIED CONSENT WARNINGS

Note: Read only if the subject does not comply with your request.

I am OFC GRAHAM of the BOCA RATON POLICE DEPT

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 Signature: _____

Note: Also read for CDL holders:

IN ADDITION, your refusal to submit will result in the loss of your commercial privileges for one year from today. If this is your SECOND REFUSAL, you will be permanently disqualified from operating a commercial motor vehicle.

Note: After reading the implied consent warning, the arresting officer must request a breath sample again.

(IF REFUSAL THEN)

At this time Mr./Mrs./Ms. _____ has refused to submit to a breath test.

The date is _____ (month), _____ (day), _____ (year), and the time is _____AM/PM.

A refusal form will be completed by the arresting officer.

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BOCA RATON POLICE SERVICES DEPARTMENT

JUVENILE CONSTITUTIONAL WARNINGS

Rights of suspects prior to custodial questioning.
Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

(1) You have the right to remain silent and not answer any questions. *Tell me in your own words what you think this means.*
(You do not have to talk to me or answer any questions about this offense. You can be quiet if you want.)

(2) Any statement you make must be freely and voluntarily given. *Tell me in your own words what you think this means.*
(If you do talk to me it has to be because you want to and not because anyone is forcing you to speak.)

(3) You have a right to the presence and representation of a lawyer of your choice before you make any statement and during any questioning. *Tell me in your own words what you think this means.*
(You can talk to a lawyer before we ask you any questions and you can have him/her with you now, during our questioning.)

(4) If you cannot afford a lawyer, you are entitled to the presence and representation of a court appointed lawyer before you make any statement and during any questioning. *Tell me in your own words what you think this means*
(If you do not have money for a lawyer and you want one, a lawyer will be given to you for free.)

(5) If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. *Tell me in your own words what you think this means.*
(If you decide to talk to me then change your mind, you can stop answering my questions at any time.)

(6) I can make no threats or promises to induce you to make a statement. This must be of your own free will. *Tell me in your own words what you think this means*
(I am not allowed to threaten you or make you any promises to get you to talk to me. If you decide to talk, it must be because you want to.)

(7) Any statement can be and will be used against you in a court of law. *Tell me in your own words what you think this means*
(Anything you say to me can and will be told to the judge or a jury in court. A judge is a person who decides if you have done something wrong. Sometimes a group of people called a jury decide this, but the Judge is the person who decides what punishment you get.)

(8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed: _____ Date: _____ Time: _____

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BOCA RATON POLICE SERVICES DEPARTMENT

TESTING FACILITY TASK REPORT

SUBJECT: GINSBURG, WENDIE

CASE #: 20180161142 DATE: 11/30/18

BREATH TEST RESULTS

1) TIME 2257 AM/PM 2) TIME 2300 AM/PM

3) TIME _____ AM/PM 4) TIME _____ AM/PM

BREATH OPERATOR: OFC. R. COZZN

MAINTENANCE TECHNICIAN: OFC. B. PARE

TESTING OFFICER'S OBSERVATIONS

SPEECH: SLOW SPEECH

ATTITUDE: COOPERATIVE, RC TALKATIVE & ANNOYED

CLOTHING: BEIGE SWEATER, BEIGE SKIRT

MEDICAL CONDITION: COLITIS

OTHER: _____

COMMENTS: SMELLED STRONGLY OF ALCOHOLIC BEVERAGE, RED & GLASSY EYES, STARING EYES, ORIGINALLY SAID SHE DIDN'T TAKE MEDICATION BUT LATER ON SHE STATED SHE TOOK XANAX ALONG WITH HER WINE.

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Identify yourself and state:

I am required to warn you before you make any statement that you have the following Constitutional rights:

(1) You have the right to remain silent and not answer any questions.
(2) Any statement you make must be freely and voluntarily given.
(3) You have a right to the presence and representation 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 and representation of a court appointed lawyer before you make any statement 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 be and will be used against you in a court of law.
(8) Do you understand these rights as I have read them to you, and do you wish to speak to me?

Signed Wendie Bumgbeeg Date: 11/30/18 Time: 11:02

NOT A CERTIFIED COPY

QUESTIONS AND ANSWERS

Were you operating a motor vehicle at the time of the accident/stop? Yes

Where were you going? Home

What street or highway were you on? Glades Rd

Direction of travel? Unknown

Where did you start driving from? Mall

What city (county) were you stopped in? Boca Raton

What time did you start? 07:30 AM/PM What time is it now? 11:02 p.m.

What is today's date? 11/30/18 What day of the week is it? Thursday

When did you last eat? 04:30pm What did you eat? Pasta

What have you been doing the past three hours prior to this stop/accident? worked

How much do you weigh? 120 Have you been drinking? Yes What were you drinking? Wine

How much? 2 glasses Where? Divine's With whom were you drinking? alone

When did you have your first drink? 7:05 AM/PM When did you stop drinking? 07:30 AM/PM

How did you consume your last two drinks? sipped

Are you under the influence of alcohol now? ☐ Yes ☒ No

Can you feel the effects of alcohol? ☐ Yes ☒ No

Have you consumed alcohol since the accident? ☐ Yes ☐ No NA ☒

Can you feel the effects of alcohol? ☐ Yes ☒ No

Have you consumed alcohol since the accident? ☐ Yes ☐ No How much? N/A

What? N/A Where? N/A

What line of work are you in? Sales

When did you last work? 11/30/18 07:00pm

Do you have any physical defects or injuries? ☐ Yes ☒ No If yes, explain:

Are you sick or injured? ☐ Yes ☒ No If yes, explain:

Do you limp? ☐ Yes ☒ No Did you get a bump on the head? ☐ Yes ☒ No

Were you in an accident today? No

Have you taken any drugs or smoked marijuana today? Medication

What? Xanax When? 04:30 pm

Have you seen a doctor or dentist today? ☐ Yes ☒ No Who? N/A

Are you taking any prescription medications? ☐ Yes ☐ No What? _____ When? _____

Do you have: Epilepsy? ☐ Yes ☒ No Inner ear trouble? ☐ Yes ☒ No

Glass eye? ☐ Yes ☒ No Ear infection? ☐ Yes ☒ No

False teeth? ☐ Yes ☒ No Diabetes? ☐ Yes ☒ No

Any problems not correctable by glasses or contact lenses? She wears glasses

Do you take insulin? ☐ Yes ☒ No If yes, when was your last injection? N/A

Have you ever had a driver's license in any other state? Pennsylvania

I am now ending this video recording. The time is now approximately 2311 AM/PM

The date is NOVEMBER (month), 30 (day), 2018 (year).

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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	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2018039896	**Date:** 12/02/2018
	Specialist Name/ID: AM/31562