

PROBABLE CAUSE AFFIDAVIT

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

1

JUVENILE

OBTS Number			Agency ORI Number FL 0500200		Agency Name BOCA RATON POLICE DEPARTMENT		Agency Report Number 3 2 2013-014778		
Charge Type: Check as many as apply. <input type="checkbox"/> 1. Felony <input type="checkbox"/> 2. Traffic Felony <input type="checkbox"/> 3. Misdemeanor <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 6. Other							Special Notes:		
Name (Last, First, Middle) IMPERATO, CYNTHIA GELMINE						Alias	Race W	Sex F	Date of Birth 05/01/1957
Charge Description 316.193(1) DUI				Charge Description					
Charge Description				Charge Description					
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			
<p>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 ... <input checked="" type="checkbox"/> committed the below acts in my presence. <input type="checkbox"/> was observed by _____ who told _____ that he/she saw the arrested person commit the below acts. <input type="checkbox"/> confessed to _____ admitting to the below facts. <input checked="" type="checkbox"/> was found to have committed the below acts, resulting from my (described) investigation. On the 5 day of November, 2013 at 23:05 (Specifically include facts constituting cause for arrest.)</p> <p>On 11/5/2013 at 2253 hours, Officer Immler stopped a vehicle at 2400 West Palmetto Park Road, Boca Raton, Florida. The vehicle was a white Merz with Florida Tag VY273. Officer Immler observed the vehicle driving erratically. The vehicle nearly struck another vehicle at one point. See his report for further.</p> <p>On 11/5/2013 at 2149 hours, a civilian had contacted the police department about the same vehicle. The complainant had observed the vehicle driving erratically in the area of 49 NE 2nd Street, Boca Raton, Florida. They believed the driver maybe impaired. The vehicle was not located at that time.</p> <p>I arrived at the scene at 2256 hours. Officer Immler told me his observations and that he thought the driver maybe impaired. I made contact with the driver, Cynthia Imperato as she was still sitting in the driver's seat. The driver's door window was rolled down. I asked her if she knew why the officer stopped her and she stated she was weaving. She was attempting to use her cellular telephone. I asked her if she had any medical issues and she stated no.</p> <p>While we were talking, I could smell a strong odor of an alcoholic beverage coming from her breath. Her eyes were red and glassy. Her speech was slow and slurred. Her face was red and flush.</p> <p>I set up my in car camera as Officer Immler stayed with Imperato. I asked Imperato to exit the vehicle. She stated she would not and was calling her attorney. She was having problems dialing any numbers. I asked her several more times to exit the vehicle, and she refused each time. I took her cellular telephone and placed it on the roof of her vehicle. I unlocked the driver's door. I opened the door and asked her to exit again. When she exited, she used the door to push herself up. I asked her to walk to the front of my vehicle. I told her I was conducting a DUI Investigation. She refused to walk to the front</p>									
SWORN AND SUBSCRIBED BEFORE ME: SAPINO, MARK NOTARY PUBLIC / CLERK OF COURT / OFFICER (F.S.S. 117.10) 11/06/2013 DATE				SIGNATURE OF ARRESTING / INVESTIGATING OFFICER JESONEK, ROBERT S (531) NAME OF OFFICER (PLEASE PRINT) 11/06/2013 DATE					

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SUPPLEMENT

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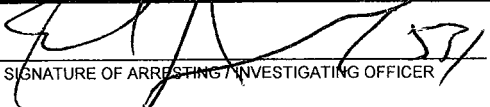
Name (Last, First, Middle) IMPERATO, CYNTHIA GELMINE	Alias	Race W	Sex F	Date of Birth 05/01/1957
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of my vehicle.

At 2305 hours, I placed her under arrest. The vehicle was removed by Westway Towing. I transported her to The BRPD.

Officer Carney conducted The Intoxilyzer 8000 testing. I asked her to provide a breath sample. She stated, she was refusing to do anything. I read her Implied Consent. She had no questions. I asked her again to provide a breath sample and she stated, I refuse. At 2347 hours, she was issued a refusal.

She was charged with DUI FSS 316.193(1). She was given the court date of 12/2/2013 at 8:30am. The video was submitted into property. After processing, she was transported to The PBCJ.

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