



1100241125

OBTS NUMBER		COMPLAINT/ARREST AFFIDAVIT										POLICE CASE NO. 15004759		
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> WARRANT		<input type="checkbox"/> MISD	<input checked="" type="checkbox"/> TRAFFIC	<input type="checkbox"/> JUV	<input type="checkbox"/> DV	<input type="checkbox"/> MOVES	<input type="checkbox"/> CIV INF	JAIL NO.	PMHD NO	COURT CASE NO.		
IDS NO.		AGENCY CODE 085		MUNICIPAL P.D. DEF. ID NO.		MDPD RECORDS AND ID NO.		STUDENT ID NO.		GANG RELATED NO		FRAUD RELATED NO		
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) CRUZ, PETER								ALIAS and / or STREET NAME			SIGNAL:			
DOB (MM/DD/YYYY) [REDACTED]		AGE 56	RACE W	SEX M	HISPANIC: NO ETHNICITY: HIS	HEIGHT 6'02	WEIGHT 240	HAIR COLOR BLK	HAIR LENGTH SHT	HAIR STYLE STR	EYES BRO	GLASSES NO	FACIAL HAIR CLN	TEETH NOR
SCARS, TATTOOS, UNIQUE PHYSICAL FEATURES (Location, Type, Description)										PLACE OF BIRTH (City, State/Country) NY US				
LOCAL ADDRESS (Street, Apt. Number) 2495 ALI BABA AVE				(City) OPA-LOCKA	(State) FL	(Zip) 33054	PHONE (305) 953-2877		CITIZENSHIP US					
PERMANENT ADDRESS (Street, Apt. Number) 2495 ALI BABA AVE				(City) OPA LOCKA	(State) FL	(Zip) 33054	PHONE (305) 953-2877		OCCUPATION					
SCHOOL OR BUSINESS ADDRESS (Street, Apt. Number)				(City)	(State)	(Zip)	PHONE		ADDRESS SOURCE DL					
DRIVER'S LICENSE NUMBER/STATE [REDACTED]		SOCIAL SECURITY NO. [REDACTED]		WEAPON SEIZED NO		Defendant/CONCEALED WEAPON PERMIT NONE		INDICATION OF: Alcohol Influence: Y Drug Influence: N						
ARREST DATE 08/31/2015		ARREST TIME 06:59		ARREST LOCATION 19900 W COUNTRY CLUB DR AVENTURA, FL 33180								GRID		
CO-DEFENDANT NAME					DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR			
CO-DEFENDANT NAME					DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR			
CO-DEFENDANT NAME					DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR			
JUV only	Relation		Name		Street				Zip		Phone		Contacted?	
CHARGES				CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.		CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION		
1. T/O-DRIVING UNDER THE INFLUENCE				F.S.	1	316.193(1)				00215400	N	A0Z11JP		
2. T/O-DUI/DAMAGE TO PROPERTY OR PERSON				F.S.	1	316.193(3)(ABC)1					N	A38F3WE		
3.														
4.														
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: On the 31 day of AUGUST, 2015, at 06:19 at 19900 W COUNTRY CLUB DR AVENTURA, FL 33180 DEF. PETER CRUZ WAS OPERATING A SILVER FORD PICKUP TRUCK (NY TAG# FMP1808) EASTBOUND ON NE 199TH ST APPROACHING THE INTERSECTION AT WEST COUNTRY CLUB DR. THE DEF.'S VEHICLE THEN PROCEEDED STRAIGHT THROUGH THE T-INTERSECTION AND CRASHED INTO THE SOLID WOODEN FENCE LOCATED ON THE EAST-SIDE OF THE ABOVE INTERSECTION. FOLLOWING THE FIRST CRASH, THE DEF.'S VEHICLE THEN PROCEEDED EAST UP THE BERM AND THROUGH TREES AND SHRUBS ON THE OUTSKIRTS OF THE TURNBERRY RESORT AND GOLF COURSE. CHIEF STEINBERG (I.D.#102) OBSERVED THE DEF.'S VEHICLE IN THE BERM AND WAS FIRST ON... [Continued on Next Page]														
HOLD FOR OTHER AGENCY VERIFIED BY				<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).				<input type="checkbox"/> 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. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juvéniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side herof.						
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. ANTELO, J: Court ID: 085-00274				SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 31 DAY OF AUGUST, 2015 BURNS, J: Court ID: 085-00142										

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COMPLAINT/ARREST AFFIDAVIT - COURT COPY



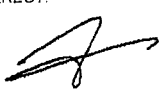
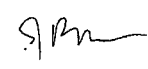
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OETS NUMBER		COMPLAINT/ARREST AFFIDAVIT CONTINUATION				POLICE CASE NO 15004759			
JAIL NO.				COURT CASE NO.					
SPECIAL OPERATION:		<input type="checkbox"/> FELONY <input type="checkbox"/> MISD <input checked="" type="checkbox"/> TRAFFIC <input type="checkbox"/> JUV <input type="checkbox"/> DV <input type="checkbox"/> MOVES <input type="checkbox"/> CIV INF <input type="checkbox"/> Out State		JAIL NO.		PMHD NO		COURT CASE NO.	
DEFENDANT'S NAME (LAST, FIRST, MIDDLE) CRUZ, PETER		DOB (MM/DD/YYYY) 07/02/1959							
CO-DEFENDANT NAME		DOB		<input type="checkbox"/> IN CUSTODY <input type="checkbox"/> AT LARGE		<input type="checkbox"/> FELONY <input type="checkbox"/> DV		<input type="checkbox"/> JUVENILE <input type="checkbox"/> MISDEMEANOR	
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CHARGES		CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION
5.									
6.									
7.									
8.									
<p>SCENE AND ADVISED OF THE CRASH OVER POLICE RADIO. OFC. IINO (I.D.#152) AND MYSELF RESPONDED MINUTES LATER TO THE SCENE. UPON ARRIVAL I SPOKE WITH THE DEF. CRUZ WHOM APPEARED EXTREMELY UN-EASY ON HIS FEET AND FIRST DID NOT ANSWER WHEN I ASKED "ARE YOU OK?". AFTER ASKING A SECOND TIME, THE DEF. REPLIED "YES I AM FINE." THE DEF. THEN REFUSED FIRE-RESCUE ON SCENE. WHEN ASKED WHAT HAPPENED, HE STATED HE WAS DRIVING AND WAS TRYING TO TURN LEFT. HE STATED HE WAS UNABLE TO COMPLETE THE TURN.</p> <p>CHIEF STEINBERG ADVISED UPON HIS ARRIVAL ON SCENE, HE OBSERVED THE DEF. CRUZ STANDING NEXT TO THE ABOVE TRUCK WHICH WAS RESTING ON-TOP OF CRUSHED TREES ON THE BERM ON THE EAST-SIDE OF THE ROADWAY. THE DEF. IDENTIFIED HIMSELF AS A POLICE OFFICER FROM THE CITY OF OPA LOCKA AND STATED HE WAS OPERATING HIS CITY ISSUED RENTAL VEHICLE (ABOVE DESCRIBED SILVER PICKUP).</p> <p>I THEN APPROACHED THE DEF. AND ASKED HIM FOR HIS DRIVER'S LICENSE AND PROOF OF INSURANCE. THE DEF. FUMBLLED WHEN HE REMOVED HIS WALLET FROM HIS POCKET AND STRUGGLED TO REMOVE HIS DRIVER'S LICENSE AND EVENTUALLY WAS ABLE TO PROVIDE IT. THE DEF. THEN MUMBLED WHEN I ASKED FOR HIS PROOF OF INSURANCE, AND WHEN I ASKED A SECOND TIME HE STATED "IT'S MY POLICE VEHICLE, AND IT'S A RENTAL."</p> <p>WHILE SPEAKING WITH THE DEF. I COULD DETECT A STRONG ODOR OF ALCOHOL EMITTING FROM HIS BREATH AS HE OPENED HIS MOUTH AND SPOKE ALONG WITH BLOODSHOT WATERY EYES AND A FLUSH FACE. THE DEF SWAYED WHILE STANDING AND STUMBLED WHEN HE ATTEMPTED TO WALK. THE DEF THEN SAT ON A WOODEN FENCE WHILE OFFICERS CONDUCTED OUR CRASH INVESTIGATION. THE DEF NEARLY FELL OFF THE FENCE AFTER LOOSING HIS BALANCE. THEN HE DROPPED HIS CELLPHONE AS HE FUMBLLED WITH IT, AND LEFT IT ON THE GROUND FOR SEVERAL MINUTES. BASED ON OUR INVESTIGATION OFFICERS DETERMINED THAT THE DEF WAS THE DRIVER AND SOLE OCCUPANT OF THE VEHICLE. AT ALL TIMES WHEN STANDING THE DEF WAS VERY UNSTEADY ON HIS FEET, AND WAS UNABLE TO STAND WITHOUT SUPPORT - IE HOLDING ON TO TREE - LEANING ON TRUCK - OR HOLDING ON TO FENCE. BASED ON OUR INTERACTION AND OBSERVATION WE BELIEVED THE DEF WAS IMPAIRED. THE DEF WAS INFORMED OUR CRASH INVESTIGATION WAS COMPLETE AND WE WERE CONDUCTING A CRIMINAL INVESTIGATION BECAUSE WE BELIEVED HE WAS IMPAIRED.</p> <p>I THEN ASKED THE DEF. IF HE WOULD PERFORM STANDARDIZED FIELD SOBRIETY EXERCISES AT WHICH TIME HE REPLIED "I AIN'T DOING THOSE TESTS MAN" AS HE STUMBLED SLIGHTLY BACKWARDS TO THE RIGHT. THE DEF. THEN BEGAN TO WALK TO HIS RIGHT SEVERAL FEET AND STOPPED AND LOOKED AT THE OFC.'S ON SCENE, NOW STANDING IN THE SWALE BETWEEN THE SIDEWALK AND ROADWAY. I THEN ADVISED THE DEF. THAT I WOULD BASE MY DECISION TO ARREST ON MY PHYSICAL OBSERVATIONS OF HIM AND OUR INTERACTIONS AT WHICH TIME HE... [Continued on Next Page]</p>									
HOLD FOR OTHER AGENCY VERIFIED BY		<input type="checkbox"/> HOLD FOR BOND HEARING. DO NOT BOND OUT (Officer Must Appear at Bond Hearing).		<input type="checkbox"/> 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. Furthermore, I agree that notice concerning the time, date and place of all court hearings should be sent to the above address. I agree that it is my responsibility to notify Clerk of the Court (Juvoniles notify Juvenile Division) anytime that my address changes. <input type="checkbox"/> You need not appear in court, but must comply with the instructions on the reverse side hereof.					
I SWEAR THAT THE ABOVE STATEMENT IS TRUE AND CORRECT. ANTELO, J: Court ID: 085-00274		SWORN TO AND SUBSCRIBED BEFORE ME, THE UNDERSIGNED AUTHORITY THIS 31 DAY OF AUGUST, 2015 BURNS, J: Court ID: 085-00142							



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DEFENDANT'S NAME (LAST, FIRST, MIDDLE) CRUZ, PETER								DOB (MM/DD/YYYY) 07/02/1959			
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CHARGES			CHARGE AS:	CNTS	FL STATUTE NUMBER	VIOL OF SECT.	CODE OF	UCR	DV	WARRANT TYPE OR TRAFFIC CITATION	
9.											
10.											
11.											
12.											
<p>REPLIED "I KNOW I'M FUCKED."</p> <p>AFTER CONSULTING WITH THE ON-CALL STATE ATTORNEY, ALONG WITH THE DEF.'S CONDITION ON SCENE AND THE CIRCUMSTANCES REGARDING THE CRASH, THE DEF. WAS TAKEN INTO CUSTODY WITHOUT INCIDENT FOR THE CHARGE OF D.U.I.</p> <p>THE DEF. WAS TRANSPORTED TO NEARBY MIAMI-DADE STATION-6 INTRACOASTAL FOR BREATH TESTING. WHILE TRANSPORTING THE DEF THERE WAS A STRONG ODOR OF AN ALCOHOLIC BEVERAGE FROM THE DEF IN MY POLICE VEHICLE. THE DEF. REFUSED TO PROVIDE A BREATH SAMPLE AT SAID LOCATION WITH OFC. VARGHESE (I.D.#139) PRESENT.</p> <p>THE DEF. WAS THEN TRANSPORTED TO APD FOR PROCESSING AND ULTIMATELY T.G.K. CORRECTIONAL FACILITY.</p> <p>AT AVENTURA PD THE DEF STRIPPED COMPLETELY NAKED (REMOVING ALL OF HIS CLOTHING), AFTER BEING PLACED IN THE HOLDING CELL. THE DEF THEN WENT TO SLEEP. WHILE SLEEPING THE DEF URINATED ON HIMSELF AND ALL OVER THE FLOOR OF THE HOLDING CELL.</p>											

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(Electronic Version)

Crash Date 08/31/15	Time of Crash 06:19 AM	Date of Report 08/31/15	Reporting Agency Case Number 0115004759	HSMV Crash Report Number 85764101
CRASH IDENTIFIERS				
County Code 01	City Code 29	County of Crash MIAMI DADE	Place or City of Crash AVENTURA	Within City Limits YES
Time on Scene 06:21 AM	Time Cleared Scene 11:25 AM	Completed 2 YES	Reason (If Investigation NOT Complete)	Notified By 2 LAW ENFORCEMENT
ROADWAY INFORMATION (CHOOSE ONLY 1 OF 4 OPTIONS)				
Crash Occurred On Street, Road, Highway NE 199TH ST			At Street Address # + At Latitude - Longitude	
At Feet 25	Or Miles	Direction E	From Intersection With Street, Road, Highway W COUNTRY CLUB DR	Or From Milepost #
Road System Identifier 5 LOCAL	Type of Shoulder 2 Unpaved	Type of Intersection 3 T-INTERSECTION		
CRASH INFORMATION (CHECK IF PICTURES TAKEN) X				
Light Condition 4 Dark - Lighted	Weather Condition 1 CLEAR	Roadway Surface Condition 1 DRY	School Bus Related 1 NO	Manner Of Collision 77 OTHER EXPLAIN IN NARRATIVE
First Harmful Event Type 3 COLLISION WITH FIXED OBJECT	First Harmful Event 37 Fence	First Harmful Event Location 2 Off Roadway	Within Interchange NO	First Harmful Event Relation To Junction 3 INTERSECTION-RELATED
Contributing Circumstances: Road 1 None		Contributing Circumstances: Road		Contributing Circumstances: Road
Contributing Circumstances: Environment 1 None		Contributing Circumstances: Environment		Contributing Circumstances: Environment
Work Zone Related NO	Crash In Work Zone	Type Of Work Zone	Workers In Work Zone NO	Law Enforcement in Work Zone 1 NO
VEHICLE Check If Commercial				
Vehicle 1 1 VEHICLE IN TRANSPC	Motor Vehicle Type NO	Hlt and Run	Veh License Number FMP1808	State FL
Reg. Expires 09-15	Permanent Reg. NO	VIN 1FTFW1EF5EFA19515		
Year 15	Make FORD	Model F150	Style PICKUP	Color SILVER
Extent Of Damage 1 Disabling	Est. Damage 10000	Towed Due To Damage YES	Vehicle Removed By PRESTIGE TOWING	Rotation 77 OTHER EXPLAIN
Insurance Company (Driver) SELF-INSURED PV HOLDING CORP			Insurance Policy Number N/A	
Name of Vehicle Owner (Business) X		Current Address PV HOLDING CORP 9020 GRAND CENTRAL PKY ELMHURST, NY		City & State Zip Code 11369
Trailer One:	License Number	State	Reg. Expires	Permanent Reg. VIN
Trailer Two:	License Number	State	Reg. Expires	Permanent Reg. VIN
Vehicle Traveling	Direction EAST	On Street, Road, Highway NE 199TH ST		At Est. Speed 35
CMV Configuration		Cargo Body Type		Posted Speed 35
Comm GVWR/GCWR		Trailer Type (Trailer One)		Total Lanes 04
Haz. Mat. Release		Haz. Mat. Placard		
Number		Class		
Motor Carrier Name		US DOT Number		
Motor Carrier Address		City & State		Zip Code
Phone Number				
Comm/Non-Commercial	Vehicle Body Type 3 Pickup	Vehicle Defects (one) 1 None	Vehicle Defects (two)	Emergency Vehicle Use NO
Special Function of MV 3 POLICE				
Vehicle Maneuver Action 1 Straight Ahead	Trafficway 3 TWO-WAY DIV. UNPROTECTED MEDIAN	Roadway Grade 1 LEVEL	Roadway Alignment 1 Straight	Most Harmful Event 3 COLLISION WITH FIXED
Most Harmful Detail 32 TREE (STANDING)				
Traffic Control Device For This Vehicle 8 Flashing Signal		First (1) Sequence of Events 14 MOTOR VEHICLE IN TRANSPORT	Second (2) Sequence of Events 37 FENCE	Third (3) Sequence of Events 32 TREE (STANDING)
Fourth (4) Sequence of Events				
PERSON				
Person # 1	Description DRIVER	Vehicle # 1	Name PETER CRUZ	Date of Birth
Sex MALE	Phone Number (305)	Re-Exam NO		
Address 2495 ALI BABA AVE OPA LOCKA, FL		City & State		Zip Code 33054
Driver License Number	State FL	Expires	DI Type 5 E/OPERATOI	Req. End. 3 NO REQ.
Injury Severity 1 None	Ejection 1 Not Ejected			
Restraint Systems 3 SHOULDER AND LAP BELT USED	Air Bag Deployed 2 NOT DEPLOYED	Helmet Use 3 NO HELMET	Eye Protection 3 NOT APPLICABLE	Seating Location Seat 1 Left
Seating Location Row 1 FRONT	Seating Location Other 1 NOT APPLICABLE			

Crash Date 08/31/15		Reporting Agency 0115004759		85764101					
Drivers Actions at Time of Crash (First) 2 Operating MV In Careless/ Neg Manne				Drivers Actions at Time of Crash (Second)		Driver Distracted By 4 OTHER INSIDE THE VEHICLE			
Drivers Actions at Time of Crash (Third)				Drivers Actions at Time of Crash (Fourth)		Drivers Condition at Time of Crash 9 UNDER THE INFLUENCE OF...			
Non-Motorist Description				Non-Motorist Action Prior to Crash		Non-Motorist Location at Time of Crash			
Non-Motorist Actions/Circumstances (First)		Non-Motorist Actions/Circumstances (Second)		Non-Motorist Safety Equipment (one)		Non-Motorist Safety Equipment (two)			
Suspected Alcohol Use YES	Alcohol Tested 3 TEST GIVEN	Alcohol Test Type 2 BREATH	Alcohol Test Result 88 UNKNOWN	BAC	Suspected Drug Use UNKNOWN	Drug Tested 1 TEST NOT GIVEN	Drug Test Type 77 Other Explain In	Drug Test Result 88 UNKNOWN	
Source of Transport to Medical Facility 1 NOT TRANSPORTED		EMS Agency Name or ID N/A		EMS Run Number N/A		Medical Facility Transported To N/A			
VIOLATIONS									
Person # Name 1 PETER CRUZ			FL Statute Number 316.1925(1)		Charge CARELESS DRIVING		Citation Number A38F-3VE		
WITNESSES									
Name			Address			City & State		Zip Code	
NON VEHICLE PROPERTY DAMAGE									
Vehicle #	Person #	Property Damage - Other Than Vehicle	Est. Amount	Owner's Name (Check if Business) <input type="checkbox"/>		Address		City & State	Zip Code
NARRATIVE									
<p>V-1 WAS TRAVELLING EASTBOUND ON NE 199TH ST APPROACHING THE WEST COUNTRY CLUB DR INTERSECTION. WHEN ENTERING THE INTERSECTION, THE DRIVER (PETER CRUZ) ADVISED HE ATTEMPTED TO MAKE A "LEFT-TURN", AT WHICH TIME HE THEN CROSSED THE INTERSECTION AND LEFT THE ROADWAY STILL TRAVELLING EASTBOUND.</p> <p>V-1 THEN DROVE OVER A JOGGING PATH, CRASHED INTO A WOODEN FENCE LOCATED EAST OF THE PATH. FOLLOWING THE FIRST CRASH WITH THE FENCE, V-1 CONTINUED EASTBOUND INTO THE BERM OF BUSHES AND PALM TREES AND CAME TO REST AFTER STRIKING A LARGE PALM TREE LOCATED ON THE PROPERTY OF THE TURNBERRY COUNTRY CLUB GOLF COURSE (19900 WEST COUNTRY CLUB DR).</p> <p>CHIEF STEINBERG (I.D.#102) WAS THE FIRST TO ARRIVE ON SCENE AND OBSERVED THE DRIVER (PETER CRUZ) STANDING NEXT TO V-1 AS THE ONLY OCCUPANT.</p> <p>UPON MY ARRIVAL ON SCENE, CRUZ ADVISED HE WAS THE DRIVER OF V-1 AND THAT HE CRASHED AFTER ATTEMPTING TO PERFORM A LEFT-TURN. WHILE SPEAKING WITH CRUZ I DETECTED AN ODOR OF ALCOHOL EMITTING FROM HIS BREATH AS WELL AS BLOODSHOT WATERY EYES AND A FLUSHED FACE. FOLLOWING MY CRASH INVESTIGATION, I THEN ADVISED CRUZ I WOULD BE CONDUCTING A CRIMINAL D.U.I. INVESTIGATION.</p> <p>SEE ARREST FORM AND OTHER REPORTS UNDER SAME CASE NUMBER AS LISTED CRASH.</p> <p>CRUZ WAS CITED FOR CARELESS DRIVING AND WAS ARRESTED FOR DRIVING UNDER THE INFLUENCE OF ALCOHOL WITH PROPERTY DAMAGE.</p> <p>CRUZ WAS LATER TRANSPORTED TO TKG-VIA APD-VIA MDPD STATION 6.</p>									
REPORTING OFFICER									
ID/Badge Number 274		Rank and Name OFFICER JOSEPH M ANTELO			Department AVENTURA POLICE DEPARTMENT		Type of Department 2 POLICE I		

DIAGRAM

