

A D M I N I S T R A T I V E	OBTS Number		Agency Report Number		ARREST / NOTICE TO APPEAR		Arrest: () Juvenile: () Supplemental: ()				
			16-202302		Lee County Sheriff's Office		Notice to Appear: (✓) Remand: ()				
	Agency ORI Number FL0360000		Agency Arrest Number		Charge Type: (M) (F) (M)		Weapon Seized: () Type: () Court#				
D E F E N D A N T	Location of Arrest (include Name of Business) GULF COAST HOSPITAL 13681 DOCTORS WAY FORT MYERS FL 33912						Clerk/Warrant Number 16CF015994				
	Location of Offense (Name and Address) CORKSCREW ROAD / FIRE LANE ESTERO FL 33928						Date of Offense 04/29/2016				
	Date of Arrest 04/29/2016		Arrest Time 1430		Booking Date 04/29/2016		Booking Time				
							Finger Printed by:				
							Finger Print Type:				
	Jail Date		Jail Time		Jail No		County ID No				
							Other Local No				
C O D E F					FDLE No		DOC No				
							FBI No				
	Name (last, first, middle) Alias/Moniker ALLBRITTON, STEPHEN K										
	Race: (w)		Sex: (m)		DOB: 10/15/1969		HT: 601 WT: 190				
							Eye Col HAZ Hair Col BRO Complex (FAR)				
	Build (MED)		Scars, Marks, Tattoos:								
	Indication of:		BAC #: .00		Place of Birth UNKNOWN US		Citizenship (y)				
	Alcohol Influence: ()		Drug Influence: ()								
	Local Address (Street, Apt #)		City		State		Zip				
	20944 ISLAND SOUND CIRCLE		ESTERO		FL		33928				
C H A R G E	Permanent Address (Street, Apt #)		City		State		Zip				
	20944 ISLAND SOUND CIRCLE		ESTERO		FL		33928				
	Business Address (Name, Street)		City		State		Zip				
	Res Type: ()		Occupation: UNKNOWN		Driver's Lic No: A416791693750		State FL SS #: [REDACTED]				
	2						Immigration No.				
	Nearest Relative		ALLBRITTON, GIL								
	Street		City		State		Zip				
	20504 TORRE DEL LAGO ESTERO, FL 33928						Phone 2397380146				
C O D E F	Co-Defendant Name (Last, First, Middle)						Race Sex DOB or Age				
							() () ()				
	Co-Defendant Name (Last, First, Middle)						Race Sex DOB or Age				
						() () ()					
C H A R G E	Charge Description #1 16CF015994 DUI-UNLAW BLD ALCH DUI ALCOHOL OR DRUGS				Counts (✓) F.S. 1		Citation () A47XKWE				
					() Ord		Violation No 316.193(1)				
							Narc Act (N) Type () Bond Charge #				
							Amt / Unit Type ()				
	Charge Description #2 16CF015994 NEGLECT CHILD NEGLECT CHILD WITHOUT GREAT BODILY HARM				Counts (✓) F.S. 1		Citation () 827.03(2d)				
					() Ord		Violation No 316.1939(1)				
							Narc Act (N) Type () Bond Charge #				
							Amt / Unit Type ()				
	Charge Description #3 16CF015994 DUI-UNLAW BLD ALCH REFUSE TO SUBMIT DUI TEST AFTER LIC SUSP				Counts (✓) F.S. 1		Citation () A6MI02E				
					() Ord		Violation No 316.1939(1)				
						Narc Act (N) Type () Bond Charge #					
						Amt / Unit Type ()					
UCR Code #1				UCR Code #2				UCR Code #3			
A U T O	Year		Make		Model		Tag				
	10		FORD		EXP		921VR1				
							Color BLK				
Location of Vehicle / Towed From				Removed by / Stored At				VIN #			
CORKSCREW ROAD / FIRE HOU: NOT TOWED				R/O				RESIDENCE			
N O T I C E	() Mandatory Appearance in Court		Location (Court Room No, Address)								
			Month:		Day:		Year:		Time: () A.M. () P.M.		
	() You need not appear in Court but must comply with instructions on the reverse side		Location (Court Room No, Address)								
			Month:		Day:		Year:		Time: () A.M. () P.M.		
I Promise to appear at the above Date, Time, and assigned Court room, to answer the offense charged, or to pay the fine subscribed. Failure to appear will result in the issuance of a PICK-UP ORDER OR WARRANT.											
Signed:											
Signature of Defendant						Supervisor review and approval Sergeant pwalsh					



OBTS No	Agency Report Number 16-202302	PROBABLE CAUSE STATEMENT	1. Arrest(cont) 2. Notice to Appear (cont)	3. Arrest Affidavit 4. Complaint Affidavit 5. Request for Capias
Agency ORI Number FL0360000	Agency Arrest Number	Lee County Sheriff's Office	JUVENILE	

Defendant Name (last, first, middle) ALLBRITTON STEPHEN K	Alias K
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The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant committed the following violation of law: **DUI ALCOHOL OR DRUGS**

On the 29 day of April at 1052 (X) A.M. () P.M. Specifically include facts constituting cause for arrest)

WRITE NARRATIVE IN THE 1st PERSON (i.e. I witnessed the suspect)	GIVE BASIS FOR KNOWLEDGE OF THE INCIDENT (i.e. I was told by)
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NARRATIVE	<u>Narrative</u>
	<p>On Friday, April 29, 2016 1054 at approximately 1054 hours while on marked patrol in Lee County FL, Deputy Rabitt along with other Units were dispatched to an Assistance call to the intersection of Corkscrew Road and Fire House Lane, Estero Florida in reference to a Male driver that while driving a vehicle later identified upon arrival as a black in color Ford Expedition bearing a Massachusetts tag of 921VR1, stopped at the wheel with two Juveniles as passengers.</p> <p>Upon arrival, I Deputy Rabitt observed a white Male driver stopped at the wheel while the vehicle was parked later discovered with no engine running and the keys removed from the ignition along with the emergency hazards lights on Corkscrew Road on the center turn lane facing westbound traffic. The Male driver was later identified as a Stephen Allbritton, a White Male with a date of birth of October 15, 1969 and the parent the two Juvenile passengers identified as Riley Allbritton, a Juvenile born on 2001 and Carter Allbritton, a Juvenile born on 2003. One female Juvenile passenger was sitting on the front seat and the male Juvenile was on the back seat area. Upon approaching the vehicle, Deputy Rabitt observed that the Male driver had his head slumped down facing the seat area and with his arms lowered on his hips area as if he was sleeping. After several attempts to wake up Allbritton and get a reaction from him, Allbritton exhibited no intimidate responsive action towards any of Deputy Rabitt voice commands or touching in order to determine the reason for the placed call.</p> <p>Contact was made with Allbritton by the the driver side door window as it was rolled down. Consistent with no responses from Allbritton, the driver side door was opened as Deputy Rabitt attempted to further assess situation. after several commands, Allbritton raised his head and looked towards Deputy Rabitt area of view in which he mumbled some unknown words and passed out again. While attempting to speak with Allbritton, a strong odor of alcoholic beverages could be smelled from his facial area. Due to several attempts to make contact and further determine if other than suspicious of alcoholic beverages were the cause for the call, Allbritton was seen at the scene by Lee County EMS Medic 9 Staff. Based on the Medical assessment at the scene, conducted by Medic 9 Staff, Allbritton was not able to perform basic skills as for example provide basic personal information when asked by EMS Staff. Allbritton appeared unresponsive to most the questions raised towards him. Allbritton appeared unable to follow directions properly when the vital signs were</p>

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Agency ORI Number FL0360000	Agency Arrest Number	Lee County Sheriff's Office	JUVENILE	
Defendant Name (last, first, middle) ALLBRITTON STEPHEN K		Alias		
The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant committed the following violation of law: DUI ALCOHOL OR DRUGS				
On the 29 day of April at 1052 (X) A.M. () P.M. Specifically include facts constituting cause for arrest)				
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NARRATIVE	<u>Narrative</u>			
	attempted along with blood sugar levels were taken at the scene. when asked questions, Allbritton was unable to follow a conversation or supply an answer.			
	In view of Medic Staff medical assessment conducted at the scene as Allbritton vital signs appeared within normal guidelines, but in view that Allbritton was not able exit the vehicle nor stand on his feet own without the assistance of the support from either the vehicle door to lean on or the assistance of the EMS Staff as assisted out of the vehicle and then escorted with the assistance of two Medical Staff Personal on each arm support towards the Ambulance, and with possibility of any unknown medical reason not known other than the possible consumption of alcoholic beverages, Allbritton was transported to Gulf Coast Medical Regional Hospital for a Medical Evaluation.			
	At Gulf Coast Hospital Emergency Room and while being evaluated by Medical Staff, Allbritton continued to be unable to follow simple commands or provide basic required personal questions when directed by the Medical Staff. A battery of tests conducted by Gulf Coast Hospital Staff, revealed other than the presence of alcoholic levels on blood, no other Medical reason known to determine Allbritton condition. Determine the crime of Operating a Motor Vehicle under the influence of Alcoholic Beverages, Deputy Rabitt was notified that Allbritton blood level was recorded at 604 B.A.C. in view of high level of BAC level consistent with levels not accepted at Lee County Jail for intake, Allbritton what appeared unable to communicate with Deputy Rabitt or any staff member at the time as he kept in and out of a sleep pattern and in reference to ongoing investigation, Deputy Rabitt remain at the Hospital waiting the opportunity to be able to communicate with Allbritton in reference to ongoing investigation.			
	At approximately 1600 hours Deputy Rabitt was notified of Allbritton level of 407 B.A.C alcohol level draw at approximately 1530 hours, Allbritton was coherent and responsive towards the investigation and placed under arrest for Suspicious of DUI.			
at approximately 1610 hours, Allbritton was read implied consent form a Department issued Card. After read the Implied Consent, Allbritton refused to comply with a lawful test of his breath to determine of alcohol content. At approximately 1615 hours Allbritton was read his Miranda Warning				

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Agency ORI Number FL0360000	Agency Arrest Number	Lee County Sheriff's Office	JUVENILE	

Defendant Name (last, first, middle) Alias
ALLBRITTON STEPHEN K

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant committed the following violation of law: **DUI ALCOHOL OR DRUGS**

On the 29 day of April at 1052 (X) A.M. () P.M. Specifically include facts constituting cause for arrest)

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GIVE BASIS FOR KNOWLEDGE OF THE INCIDENT (i.e. I was told by)

NARRATIVE

Narrative

from a Department issued Card. Allbritton stated that he understood his rights and agreed to speak with Deputy Rabitt. Post Miranda Warnings, Allbritton was asked if he was in possession of the vehicle when contact made with Deputies. Post Miranda, Allbritton stated [REDACTED] Post Miranda Allbritton was asked if prior to contact with Deputy Rabitt if he had consumed any alcoholic beverages. Post Miranda, Allbritton stated he had not. However, when confronted with B.A.C levels of Hospital drawn blood levels, Allbritton remain silent and seized speaking with Deputy.

Based on confirmed suspicious of DUI that Allbritton was driving and or in control of a vehicle while under the influence of alcohol consistent with his Post Miranda statement of validating at the wheel of the vehicle consistent with Medical Discharge papers reflecting B.A.C levels, Allbritton was arrested in violation of F.S.S 316.191(1) for Traffic Offense DUI or Alcohol and transported to Lee County Jail for processing. Citation # A47XKWE was issued for this violation. A DUI package was completed and turned in to the Jail. The Vehicle and children were released to the Female parent identified as Gil Allbritton. As procedure, Department of Children and Families was contacted by the Hospital staff and for this reason not by this Deputy. No injuries being reported either to Allbritton or the passengers. No damages being reported either to vehicle or private property.

Allbritton is the father of the two juveniles that were inside the vehicle during the incident. He was supposed to be providing care for them but put them in danger by driving under the influence. Both children are minors under the age of eighteen. For this act Allbritton is being charged with one count of child neglect contrary to FSS 827.03

Upon arrival at the jail a 20 minute observation period was administered. Allbritton was offered another opportunity to Submit a breath test in which he refused. A refusal to Submit to Breath affidavit was completed. Allbritton was issued Citation # A6MI02E. Allbritton was released to jail staff for processing.

Adults Only () Hold for First Appearance Do Not Bond Out. Reason:	B O N D I N F O R M A T I O N	Date	Bond Charge # Type ()	Bond Charge # Type ()
I swear/affirm the above and reverse and attached statements are true and correct OFFICERS SIGNATURE		Location of Appearance (Court Room No. Address)		
Deputy - R RABITT NAME (printed) 03-210/South District ID No./Dist		Returnable Court Date	Returnable Court Time	() A.M. () P.M.
Sworn and subscribed before me the undersigned authority This 29 day of April		Release Date	Release Time	() A.M. () P.M.
SIGNATURE of Person Authorized to Administer Oath		Releasing Officer		
, /Deputy PRINTED Name/Title of Person Authorized to Administer Oath				