



Incident # 16-09524

On 08/26/2016 at 2247 hours, I was dispatched to Porter Park located at 100 East 3rd Street, in reference to verbal disturbance. Upon arrival, I made contact with Mary Penelope Kelly, identified by her Florida identification card, who was belligerent and loud. She was yelling at several young males and refused to quite down at my instruction.

*One of the males, a juvenile stated she told him that, "she would bend him over and f*** him in the ass".*



When I said to her that was very vulgar to say to a juvenile, she said it was dark and could not tell how old he was.

I noticed the strong odor of an alcoholic beverage coming from her breath and person. She would not stop yelling and cussing at the males so I instructed her to step over to my patrol vehicle to separate her from the males. At that time Sgt. Hernandez arrived and talked to the males. XX said to Sgt. Hernandez that he could hear Kelly yelling and being vulgar to the boys from two blocks away.

Kelly continued to be belligerent towards me as I tried to talk with her.

I placed Kelly in protective custody as I felt that she was a danger to herself or others with her level of intoxication.

I applied double locked hand restraints. Sgt. Hernandez patted her down for weapons and contraband incident to being detained. I searched her back pack and placed her in the rear seat of my marked patrol vehicle.

Kelly was transported to the Bay County Jail without incident. At the jail Kelly registered a .112 on the breathalyzer. LHPD OFFICER DUTTON

Incident # 16-09527

On 08/27/2016 at approximately 0300 hours, I was sitting at the 1000 block of SR-77 conducting laser speed measurements on traffic traveling both north and southbound on SR-77.

I observed a Toyota pickup traveling southbound on SR-77 at 10th Street driving at a high rate of speed.

I activated my hand held Pro Laser, serial number PL32149, on the southbound Toyota pickup and observed it traveling at a speed of 52 miles per hour in a posted 35 mile per hour zone.

I initiated a traffic stop just north of 12th Street, the Toyota turned left on 12th Street and pulled over in the parking lot of the convenience store.

I made contact with the driver of the silver in color Toyota pickup truck bearing Florida tag V335XX, Brandon Lee Medeiros-Bruner, who was identified by his Florida driver license.

Immediately I observed his eyes were bloodshot and watery, and an odor of an alcoholic beverage coming from his breath and person. I inquired if he had any alcoholic beverages tonight and he replied no. I asked Brandon for his driver license, registration, and proof of insurance.

He handed me his Florida driver license and then stated that he could not find his driver license. I noticed the odor of what I believed to be cannabis coming from the vehicle and asked Brandon to step out. During my pat down search, I observed the presence of what I believed to be contraband in his front pocket. Brandon gave me verbal consent to pull out the suspected substance. It was a green leafy substance with the odor of cannabis. I detained Brandon and placed him in the rear seat of my patrol vehicle.

After a field test showed positive for cannabis, I removed Brandon from my vehicle to conduct roadside sobriety exercises. I asked Brandon if he wore eyeglasses or contacts and he replied no. During the Horizontal Gaze Nystagmus evaluation, I observed the lack of smooth pursuit in both eyes, the onset of Nystagmus prior to 45 degrees in both eyes, and Nystagmus at maximum deviation in both eyes. There was also Vertical Gaze Nystagmus observed in both eyes.

I explained and demonstrated the walk and turn exercise, and asked him if he understood, he replied that he did. On the walk and turn exercise, Brandon did not

touch heel to toe approximately 9 times, and did not count out loud.

I explained and demonstrated the one leg stand exercise, and asked him if he understood, he replied that he did. During the one leg stand exercise, Brandon was swaying and putting his foot down to maintain balance. For his safety and fearing that he would fall, I terminated the exercise.

I placed him under arrest for operating a motor vehicle while impaired. I advised Brandon of his rights and asked if he understood his rights, he replied that he did.

I asked Brandon if he knew anyone that would come and pick up his vehicle and he stated his girlfriend Robin would.

After making contact with Robin she said that she would not be able to come and get the vehicle.

Dispatch was advised to have the next rotation wrecker en route to our location. A vehicle impound / towing report was completed. White's Towing arrived and took possession of the vehicle.

I transported Brandon to the Lynn Haven Police Department, to process paperwork and obtain breath samples with the Intoxilyzer 8000.

At 0420 hours, I asked Brandon if he would consent to a lawful test of his breath for the purpose of determining its alcoholic content, and he gave verbal consent. At 0423 hours he provided a breath sample and the result was 0.187. At 0426 hours he provided a second breath sample and the result was 0.199.

Brandon Lee Medeiros-Bruner, was charged with Driving under the influence of alcoholic beverage F.S.S. 316.193(1), possession of cannabis less than twenty grams F.S.S 893.13, speeding F.S.S 316.187, and an expired tag F.S.S 320.07(3)(a). An Affidavit Complaint was completed for possession of marijuana LTTG.

Brandon was transported to the Bay County Jail at 0534 hours without incident.

I submitted two DVD's of my body camera footage into evidence. I also submitted video request forms for video from vehicle 498 and the patrol room at PD1. I attached photos of the cannabis with test to this case.

LHPD OFFICER DUTTON

