

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

RECEIVED

OCT 19 2009

Instrument Type: Intoxilyzer 8000
Instrument Registered To: BROWARD COUNTY SO
Instrument Serial Number: 80-001250 Software: 8100.27
Date of Test: 09/05/2009

FDLE
Alcohol Testing Program

80-001250

Date of Last Agency Inspection: 08/27/2009

Observation Period Began: 23:10

Subject's Name: DOMINIQUE RAYMOND

DOB: 06/09/1976 Sex: M

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

RESULTS:	Test	g/210L	Time
	Diagnostics Check	OK	00:57
	Air Blank	0.000	00:58
	Control Test	0.077	00:58
	Air Blank	0.000	00:59
	Subject Sample #1	0.034	00:59
	Air Blank	0.000	01:00
	Air Blank	0.000	01:02
	Subject Sample #2	0.035	01:02
	Air Blank	0.000	01:03
	Control Test	0.078	01:03
	Air Blank	0.000	01:04
	Diagnostics Check	OK	01:04

Amended

Cylinder Lot: 814301G
Exp: 05/30/2010

State of Florida, County of Broward

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

Marmilly Medina 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 correct report of that breath test.

Breath Test Operator: M Medina Signature Date: 9/5/09

Sworn to (or affirmed) before me this 5 day of September 2009

S Medina Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, and accident investigation officers and traffic infraction enforcement officers are notaries public when acting 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 22C 2.05, F.S.



INTOXILYZER 8000 SUBJECT TESTS
ELECTRONIC DATA REVIEW INQUIRY

Florida Department of
Law Enforcement

Agency: BROWARD COUNTY SO

Instrument Serial Number: 80-001250

Inquiry Information

Date of Inquiry: 9/30/2009 2:22:48 PM
ATP Member: Laura Barfield
Breath Test Operator RAYMOND, DOMINIQUE
Agency: Broward County SO
Date of test: 09/05/2009 01:04:08

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation
Data entry, operator and subject names the same. Amend affidavit.

Att. off:
Susan Mennig - Hiram PD

Action Taken on Inquiry

ATP Member: Murphy
Date of Contact:
Agency: BCSD
Agency Inspector: Franca DiCenzo

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Inquiry Note

see letter

Recommended Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes:

WJB
Signature of Alcohol Testing Program Staff Member

9-30-09
Date



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Alcohol Testing Program
P.O. Box 1489
Tallahassee, Florida 32302
(850) 617-1290
(850) 921-3787 Fax
<http://www.fdle.state.fl.us/atp>

Charlie Crist, *Governor*
Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Franca Dicienzo, Agency Inspector, Broward County Sheriff's Office

FROM: Laura D. Barfield, Alcohol Testing Program Manager *LDB*

DATE: September 23, 2009

SUBJECT: Review of Subject Breath Test Data – Operator and Subject Names Identical

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the Breath Test Operator did not enter the correct information when prompted to enter "USER" information when conducting the following breath test:

Intoxilyzer 8000	Date of Test	Time of Test	Breath Test Operator Agency	Arresting Officer and Agency
80-001250	9/5/2009	1:04:08 AM	Broward County Sheriff's Office	Susan Mennig Miramar Police Department

This memorandum is for informational and training purposes only. When conducting a breath test, the Breath Test Operator is prompted to enter "USER" information after pressing the Start Test Button. The Breath Test Operator should enter his/her last name, first name and middle initial (if applicable). During the above referenced breath test, the Breath Test Operator entered the subject's name instead.

Your assistance is needed in reminding all Breath Test Operators that administer breath tests using the above referenced instrument to enter their last name, first name, and middle initial (if applicable) when the "USER" prompts are displayed. Additionally, it is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct information for the Breath Test Operator that conducted the above referenced breath test.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Patrick Murphy, at (850) 617-1280 or by email at patrickmurphy@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: BREVARD COUNTY S.O.

Instrument Serial Number: 80-001253

Date of Inquiry: 10/29/2009 9:22:56 AM

ATP Member: Laura Barfield

Breath Test Operator ENGLISH, RYAN

Agency: OTHER State

Date of test: 10/03/2009 19:10:41

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

Explanation

Operator should only have subject provide a breath sample when 'PROVIDE SAMPLE NOW' is displayed.

Krebs

ATP Member: Skipper

Date of Contact:

Agency:

Agency Inspector:

Inquiry Note see letter

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes:

UDB

Signature of Alcohol Testing Program Staff Member

10-29-09

Date



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Alcohol Testing Program
P.O. Box 1489
Tallahassee, Florida 32302
(850) 617-1290
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Charlie Crist, *Governor*
Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Ryan English, Breath Test Operator,
VIA: Wendy Wheeler, Agency Inspector, Brevard County Sheriff's Office
FROM: Laura D. Barfield, Alcohol Testing Program Manager LDB
DATE: September 23, 2009
SUBJECT: Review of Subject Breath Test Data – Breath Sample During Control Test

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the subject provided a breath sample during a control test of the breath test sequence for the following breath test you conducted.

Intoxilyzer 8000	Date of Test	Subject's Last Name
80-001253	10/3/2009	Krebs

This memorandum is for informational and training purposes only. The subject should only provide a breath sample during the breath test sequence when the instrument displays PROVIDE SAMPLE NOW.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at 321-403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Sheriff Jerry L. Demings

ORANGE COUNTY SHERIFF'S OFFICE

TELEPHONE 407 251-7000 * P.O. BOX 1489 ORLANDO, FLORIDA 32802-1489 * WWW.OCSO.COM

May 14, 2009

RECEIVED

Ms. Laura Barfield
Program Manager
Florida Department of Law Enforcement
Alcohol Testing Program
Post Office Box 1489
Tallahassee, FL 32302-1489

MAY 21 2009

**FDLE
Alcohol Testing Program**

Ms. Barfield,

**Re: Correction to Subject Name and DOB on FDLE/ATP Form 38 Breath
Alcohol Test Affidavit**

Instrument Registered To: Orange County Sheriff's Office
Instrument Serial Number: 80-001255
Date of Test: 04/29/2009

Subject gave fraudulent name and date of birth as Santonio Ladouceur 03/25/1989.

Actual subject name is Kevin Claude. Actual date of birth is 11/18/1986.

Sincerely,

Jerry L. Demings
Sheriff of Orange County

Supervisor Rick Dorman
Traffic Section/DUI Test Center
2400 W. 33rd Street
Orlando, FL 32839



*The First Agency in Orange County to Receive Both
International and State Accreditation.*





Sheriff Jerry L. Demings

ORANGE COUNTY SHERIFF'S OFFICE

TELEPHONE 407.254.7000 * P.O. BOX 1440 ORLANDO, FLORIDA 32802-1440 * WWW.OCSO.COM

June 1, 2009

Ms. Laura Barfield
Program Manager
Florida Department of Law Enforcement
Alcohol Testing Program
Post Office Box 1489
Tallahassee, Florida 32302-1489

Ms. Barfield,

Re: Correction to Login Records

Correction to User/Operator Name
Instrument Serial # 80-001256
Location Orange County SO
Date 05/26/2009
Time(s) 00:39:38, 00:41:01, 00:41:51, 00:42:48, 00:43:24, 00:45:45

RECEIVED

JUN 11 2009

FDLE
Alcohol Testing Program

FDLE/ATP Regional Inspector Roger Skipper notified this office there are six (6) logins with the name of Melego, Joao R on our Intoxilyzer 80-001256 instrument.

Permit Holder/Breath Test Operator Osvaldo mistakenly entered the login name of defendant Melego, Joao R rather than the correct login/user name of Caner, Osvaldo.

There was no breach of security or unauthorized access to this instrument. Caner conducted a breath test on DUI offender Melego on 05/25/2009 at 22:21 hours and attempted to recall the defendant's test on 05/26/2009 at the above listed times.

It has been verified that the login name (Melego) was entered in error by Breath Test Operator Osvaldo Caner as he attempted a recall of Melego's Breath Alcohol Test Affidavit.

Sincerely,

Jerry L. Demings
Sheriff of Orange County

Supervisor Rick Dorman
Traffic Section/DUI Test Center
2400 W. 33rd Street
Orlando, Florida 32839



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Sheriff Jerry L. Demings

ORANGE COUNTY SHERIFF'S OFFICE

TELEPHONE 407-254-7000 * PO BOX 1140 ORLANDO FLORIDA 32802-1140 * WWW.OCSO.COM

April 21, 2009

Ms. Laura Barfield
Program Manager
Florida Department of Law Enforcement
Alcohol Testing Program
Post Office Box 1489
Tallahassee, Florida 32302-1489

Ms. Barfield,

Re: Correction to Login Records

Correction to Operator Name
Instrument Serial # 80-001256
Location Orange County SO
Date 03/29/2009
Time 01:27:38

RECEIVED

APR 27 2009

**FDLE
Alcohol Testing Program**

FDLE/ATP Regional Inspector Roger Skipper notified this office there was a login name of Yandow, Brown on one of our Intoxilyzer 8000 instruments.

Permit Holder/Breath Test Operator James (Jimmy) Brown mistakenly entered login name of defendant Yandow, Brown (Colby) rather than the correct login name of Brown, Jimmy.

There was no breach of security or unauthorized access to this instrument. Brown conducted a breath test on DUI offender Yandow on 03/28/2009 at 2343 hours and attempted a recall of the defendant's test on 03/29/2009 @ 01:27:38.

It has been verified that the login name (Yandow) was entered in error by Breath Test Operator James E. Brown (Certificate Number: 281057).

Sincerely,

Jerry L. Demings
Sheriff of Orange County

Supervisor Rick Dorman
Traffic Section/DUI Test Center
2400 W. 33rd Street
Orlando, Florida 32839



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Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: ORANGE COUNTY S.O.

Instrument Serial Number: 80-001256

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:24 PM

ATP Member: Laura Barfield

Breath Test Operator BROWN, JAMES

Agency: Orange County SO

Date of test: 05/30/2009 02:41:04

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

If this test is a refusal, the operator should press the 'R' key.

Mitchell

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact: 8-17-09

Agency: _____

Agency Inspector: _____

Inquiry Note see letter

Person Contacted: _____

Contact Made by:

- Telephone
- In Person
- Other: _____

Recommened Final Action/Action Taken

- Training Purpose Inquiry
- No Additional Re-Training
 - Additional Re-Training

- Instrument Functionality Inquiry:
- Remain in Service
 - Remove from Service

Other Inquiry:
Notes: _____

LAB

Signature of Alcohol Testing Program Staff Member

8-17-09

Date



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Alcohol Testing Program
P.O. Box 1489
Tallahassee, Florida 32302
(850) 617-1290
(850) 921-3787 Fax
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Charlie Crist, *Governor*
Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: James Brown, Breath Test Operator, Orange County Sheriff's Office
VIA: Richard Dorman, Agency Inspector, Orange County Sheriff's Office
FROM: Laura D. Barfield, Alcohol Testing Program Manager *LDB*
DATE: September 23, 2009
SUBJECT: Review of Subject Breath Test Data – Sequence Aborted

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that SEQUENCE ABORTED was the result for the following breath test you conducted.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001256	5/30/2009	2:41:04 AM	Mitchell

This memorandum is for informational and training purposes only. SEQUENCE ABORTED is a result of pressing the green Start Test button on the Intoxilyzer 8000 during the breath test sequence. This action aborts the breath testing process and returns the instrument to READY MODE. For statistical purposes, this action should not be taken to record the refusal of a subject to continue with the breath test.

If your intention was to record the refusal of a subject to continue with the breath test, press the "R" key to generate the SUBJECT TEST REFUSED message.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at (321) 403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: ORANGE COUNTY S.O.

Instrument Serial Number: 80-001256

Inquiry Information

Date of Inquiry: 8/9/2009 9:39:02 PM

ATP Member: Laura Barfield

Breath Test Operator CANER, OSVALDO

Agency: Orange County SO

Date of test: 07/10/2009 00:08:57

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

If this test is a refusal, the operator should press the 'R' key.

Pillow

Agency Contact

ATP Member: Skipper

Date of Contact: 8-17-09

Agency:

Agency Inspector:

Inquiry Note see letter

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Recorded In

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes:

UOB

Signature of Alcohol Testing Program Staff Member

8-17-09

Date



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Alcohol Testing Program
P.O. Box 1489
Tallahassee, Florida 32302
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Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Osvaldo Caner, Breath Test Operator, Orange County Sheriff's Office
VIA: Richard Dorman, Agency Inspector, Orange County Sheriff's Office
FROM: Laura D. Barfield, Alcohol Testing Program Manager *LDB*
DATE: September 23, 2009
SUBJECT: Review of Subject Breath Test Data – Sequence Aborted

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that SEQUENCE ABORTED was the result for the following breath test you conducted.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001256	7/10/2009	12:08:57 AM	Pillow

This memorandum is for informational and training purposes only. SEQUENCE ABORTED is a result of pressing the green Start Test button on the Intoxilyzer 8000 during the breath test sequence. This action aborts the breath testing process and returns the instrument to READY MODE. For statistical purposes, this action should not be taken to record the refusal of a subject to continue with the breath test.

If your intention was to record the refusal of a subject to continue with the breath test, press the "R" key to generate the SUBJECT TEST REFUSED message.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at (321) 403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D.

Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:14 PM

ATP Member: Laura Barfield

Breath Test Operator NEALY, ALEXANDER

Agency: Cocoa PD

Date of test: 03/01/2009 04:26:43

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

Cedar

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact:

Agency:

Agency Inspector:

Inquiry Note see letter

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Recommened Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes:

WOB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Alcohol Testing Program
P.O. Box 1489
Tallahassee, Florida 32302
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Charlie Crist, *Governor*
Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Alexander Nealy, Breath Test Operator, Cocoa Police Department

VIA: James Frazier, Agency Inspector, Cocoa Police Department

FROM: Laura D. Barfield, Alcohol Testing Program Manager *LDB*

DATE: September 23, 2009

SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	3/1/2009	4:26:43 AM	Cedar

This memorandum is for informational and training purposes only, and is being sent to ensure you understand that the importance of reviewing the information entered prior to conducting the breath test sequence. The dry gas standard lot number and expiration should be verified during data entry and updated if it is not correct. The update of this information when made during the breath test will only be included with that particular test. To have the instrument store the information concerning a particular dry gas standard cylinder attached to the instrument, use Menu Level One and enter the applicable information.

It is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct dry gas standard lot number.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at (321) 403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D.

Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:14 PM

ATP Member: Laura Barfield

Breath Test Operator NEALY, ALEXANDER

Agency: Cocoa PD

Date of test: 03/12/2009 03:52:18

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

Hendrix

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact:

Agency:

Agency Inspector:

Inquiry Note see letter

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Recommended Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain In Service
- Remove from Service

Other Inquiry:

Notes:

WDB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

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Charlie Crist, *Governor*
Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Alexander Nealy, Breath Test Operator, Cocoa Police Department

VIA: James Frazier, Agency Inspector, Cocoa Police Department

FROM: Laura D. Barfield, Alcohol Testing Program Manager LDB

DATE: September 23, 2009

SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	3/12/2009	3:52:18 AM	Hendrix

This memorandum is for informational and training purposes only, and is being sent to ensure you understand that the importance of reviewing the information entered prior to conducting the breath test sequence. The dry gas standard lot number and expiration should be verified during data entry and updated if it is not correct. The update of this information when made during the breath test will only be included with that particular test. To have the instrument store the information concerning a particular dry gas standard cylinder attached to the instrument, use Menu Level One and enter the applicable information.

It is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct dry gas standard lot number.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at (321) 403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D.

Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:15 PM

ATP Member: Laura Barfield

Breath Test Operator NEALY, ALEXANDER

Agency: Cocoa PD

Date of test: 03/13/2009 22:07:38

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

Gilmore

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact:

Agency:

Agency Inspector:

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Inquiry Note see letter

Recommened Final Action/Action Taken

- Training Purpose Inquiry
- No Additional Re-Training
 - Additional Re-Training

- Instrument Functionality Inquiry:
- Remain in Service
 - Remove from Service

Other Inquiry: Notes:

WDB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Alcohol Testing Program
P.O. Box 1489
Tallahassee, Florida 32302
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Charlie Crist, *Governor*
Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Alexander Nealy, Breath Test Operator, Cocoa Police Department

VIA: James Frazier, Agency Inspector, Cocoa Police Department

FROM: Laura D. Barfield, Alcohol Testing Program Manager *LDB*

DATE: September 23, 2009

SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	3/13/2009	10:07:38 PM	Gilmore

This memorandum is for informational and training purposes only, and is being sent to ensure you understand that the importance of reviewing the information entered prior to conducting the breath test sequence. The dry gas standard lot number and expiration should be verified during data entry and updated if it is not correct. The update of this information when made during the breath test will only be included with that particular test. To have the instrument store the information concerning a particular dry gas standard cylinder attached to the instrument, use Menu Level One and enter the applicable information.

It is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct dry gas standard lot number.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at (321) 403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D.

Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:16 PM

ATP Member: Laura Barfield

Breath Test Operator WORTHY, ALAN

Agency: Cocoa PD

Date of test: 03/16/2009 03:12:35

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

Martinez 8324011

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact:

Agency:

Agency Inspector:

Inquiry Note

see letter

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Reccomended Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes:

UOB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Alcohol Testing Program
P.O. Box 1489
Tallahassee, Florida 32302
(850) 617-1290
(850) 921-3787 Fax
<http://www.fdle.state.fl.us/atp>

Charlie Crist, *Governor*
Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Alan Worthy, Breath Test Operator, Cocoa Police Department

VIA: James Frazier, Agency Inspector, Cocoa Police Department

FROM: Laura D. Barfield, Alcohol Testing Program Manager LDB

DATE: September 23, 2009

SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	3/16/2009	3:12:35 AM	Martinez

This memorandum is for informational and training purposes only, and is being sent to ensure you understand that the importance of reviewing the information entered prior to conducting the breath test sequence. The dry gas standard lot number and expiration should be verified during data entry and updated if it is not correct. The update of this information when made during the breath test will only be included with that particular test. To have the instrument store the information concerning a particular dry gas standard cylinder attached to the instrument, use Menu Level One and enter the applicable information.

It is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct dry gas standard lot number.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at (321) 403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D.

Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:16 PM

ATP Member: Laura Barfield

Breath Test Operator WORTHY, ALAN

Agency: Cocoa PD

Date of test: 03/29/2009 22:29:54

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

Finegan

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact:

Agency:

Agency Inspector:

Inquiry Note

see letter

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Reccomended Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes:

UOB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



Florida Department of
Law Enforcement

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Commissioner

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Charlie Crist, *Governor*
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Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Alan Worthy, Breath Test Operator, Cocoa Police Department

VIA: James Frazier, Agency Inspector, Cocoa Police Department

FROM: Laura D. Barfield, Alcohol Testing Program Manager LDB

DATE: September 23, 2009

SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	3/29/2009	10:29:54 PM	Finegan

This memorandum is for informational and training purposes only, and is being sent to ensure you understand that the importance of reviewing the information entered prior to conducting the breath test sequence. The dry gas standard lot number and expiration should be verified during data entry and updated if it is not correct. The update of this information when made during the breath test will only be included with that particular test. To have the instrument store the information concerning a particular dry gas standard cylinder attached to the instrument, use Menu Level One and enter the applicable information.

It is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct dry gas standard lot number.

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LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D.

Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:16 PM

ATP Member: Laura Barfield

Breath Test Operator WORTHY, ALAN

Agency: Cocoa PD

Date of test: 04/05/2009 22:01:44

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

Summerra 11

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact:

Agency:

Agency Inspector:

Inquiry Note

see letter

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Recommended Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes:

WOB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



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Charlie Crist, *Governor*
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Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Alan Worthy, Breath Test Operator, Cocoa Police Department
VIA: James Frazier, Agency Inspector, Cocoa Police Department
FROM: Laura D. Barfield, Alcohol Testing Program Manager *LDB*
DATE: September 23, 2009
SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	4/5/2009	10:01:44 PM	Summerall

This memorandum is for informational and training purposes only, and is being sent to ensure you understand that the importance of reviewing the information entered prior to conducting the breath test sequence. The dry gas standard lot number and expiration should be verified during data entry and updated if it is not correct. The update of this information when made during the breath test will only be included with that particular test. To have the instrument store the information concerning a particular dry gas standard cylinder attached to the instrument, use Menu Level One and enter the applicable information.

It is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct dry gas standard lot number.

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LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D.

Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:15 PM

ATP Member: Laura Barfield

Breath Test Operator NEALY, ALEXANDER

Agency: Cocoa PD

Date of test: 04/18/2009 01:31:12

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

Candelaria

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact: _____

Agency: _____

Agency Inspector: _____

Inquiry Note see letter

Person Contacted: _____

Contact Made by:

- Telephone
- In Person
- Other: _____

Recommended Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes: _____

UAB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



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Charlie Crist, *Governor*
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Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Alexander Nealy, Breath Test Operator, Cocoa Police Department

VIA: James Frazier, Agency Inspector, Cocoa Police Department

FROM: Laura D. Barfield, Alcohol Testing Program Manager LDB

DATE: September 23, 2009

SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	4/18/2009	1:31:12 AM	Candelaria

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It is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct dry gas standard lot number.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at (321) 403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D. Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:15 PM
ATP Member: Laura Barfield
Breath Test Operator NEALY, ALEXANDER
Agency: Cocoa PD
Date of test: 05/02/2009 03:19:46

- Training Purpose Inquiry (checked)
Instrument Functionality Inquiry
Other Inquiry: (See below)

- Breath provided during control test
Data entry, operator and subject names identical
Requirements of Form 37 not met
Data entry, Subject's last name
Expired Dry Gas Standard
Sequence aborted
Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

warnygora

Action Taken on Inquiry:

ATP Member: Skipper
Date of Contact:
Agency:
Agency Inspector:

Person Contacted:

Contact Made by:

- Telephone
In Person
Other:

Inquiry Note see letter

Reccomended Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
Additional Re-Training (checked)

Instrument Functionality Inquiry:

- Remain in Service
Remove from Service

Other Inquiry:

Notes:

WAB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



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Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Alexander Nealy, Breath Test Operator, Cocoa Police Department
VIA: James Frazier, Agency Inspector, Cocoa Police Department
FROM: Laura D. Barfield, Alcohol Testing Program Manager *LDB*
DATE: September 23, 2009
SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	5/2/2009	3:19:46 AM	Warnygora

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It is recommended that the Breath Alcohol Test Affidavit be amended to reflect the correct dry gas standard lot number.

If you have any questions concerning this information, please feel free to contact your Department Inspector, Roger Skipper, at (321) 403-9698 or by email at rogerskipper@fdle.state.fl.us.

LDB/lb



Florida Department of Law Enforcement

INTOXILYZER 8000 SUBJECT TESTS ELECTRONIC DATA REVIEW INQUIRY

Agency: COCOA P.D.

Instrument Serial Number: 80-001260

Inquiry Information:

Date of Inquiry: 8/5/2009 3:59:15 PM

ATP Member: Laura Barfield

Breath Test Operator SMITH, ROBERT

Agency: Titusville PD

Date of test: 05/31/2009 02:31:58

- Training Purpose Inquiry
- Instrument Functionality Inquiry
- Other Inquiry: (See below)

- Breath provided during control test
- Data entry, operator and subject names identical
- Requirements of Form 37 not met
- Data entry, Subject's last name
- Expired Dry Gas Standard
- Sequence aborted
- Other

Explanation

Check dry gas standard lot number. Amend affidavit, if necessary.

Steiner

Action Taken on Inquiry:

ATP Member: Skipper

Date of Contact:

Agency:

Agency Inspector:

Inquiry Note see letter

Person Contacted:

Contact Made by:

- Telephone
- In Person
- Other:

Recommended Final Action/Action Taken

Training Purpose Inquiry

- No Additional Re-Training
- Additional Re-Training

Instrument Functionality Inquiry:

- Remain in Service
- Remove from Service

Other Inquiry:

Notes:

UAB

Signature of Alcohol Testing Program Staff Member

9-20-09

Date



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Charlie Crist, *Governor*
Bill McCollum, *Attorney General*
Alex Sink, *Chief Financial Officer*
Charles H. Bronson, *Commissioner of Agriculture*

MEMORANDUM

TO: Robert Smith, Breath Test Operator, Titusville Police Department

VIA: James Frazier, Agency Inspector, Cocoa Police Department

FROM: Laura D. Barfield, Alcohol Testing Program Manager LDB

DATE: September 23, 2009

SUBJECT: Review of Subject Breath Test Data – Dry Gas Standard Lot Number Incorrect

The Alcohol Testing Program has conducted a review of the subject breath test data. During this review, it was determined that the lot number for the dry gas standard used during the following breath test you conducted is not correct.

Intoxilyzer 8000	Date of Test	Time of Test	Subject's Last Name
80-001260	5/31/2009	2:31:58 AM	Steiner

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LDB/lb