

OBT Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		4		Juvenile		N	
Agency ORI Number FL0500300		Agency Name BOYNTON BEACH POLICE DEPT.				Agency Report Number 34-21-040982							
Charge Type Check all that Apply <input type="checkbox"/> 1 Felony <input checked="" type="checkbox"/> 2 Traffic Felony		<input type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor		<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other		Special Notes							
Name (Last, First, Middle) GARCIA GUZMAN, SAUL						Race W		Sex M		Date of Birth 12/07/1991			
Charge Description DUI MANSLAUGHTER (ENHANCED)						Charge Description DRIVING WITHOUT A LICENSE CAUSING DEATH							
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					
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 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 the below facts <input checked="" type="checkbox"/> Was found to have committed the below acts, resulting from my (described) investigation.													
On The 19 Day Of SEPTEMBER 20 21 At 0015 <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.													

I responded to the intersection of Winchester Park Blvd and Boynton Beach Blvd (SR 804) in the request of the Traffic Division Supervisor, Sergeant Hawkins, in reference to a Fatality Vehicular Crash. This incident occurred within the City of Boynton Beach, Palm Beach County, Florida.

Upon arrival I made contact with Traffic Homicide Investigator Officer Mastro and Sergeant Hawkins. While walking the scene I observed the following: In the center eastbound lane of SR 804, just east of the intersection, was a Gold VW Jetta bearing Florida tag IS66NU. The vehicle was unoccupied. The front of the vehicle had sustained heavy front-end damage as a result of the crash. The front driver's window was shattered, which was later learned that witnesses had to break the window to gain access to the driver. The driver's seatbelt was locked to the fully extended position. In plain view I observed 1 crushed 12oz can of Bud Light beer in the center cup holder. Behind the driver seat was a small blue cooler with no lid. The cooler contained a small amount of water and 2 closed 12oz Bud Light beer cans. Behind the passenger seat was an 18 pack Bud Light beer case, unknown if it was full or empty. In the front passenger floor board was another 18 pack Bud Light beer case that was opened and partially crushed. There were also approximately 4 opened Bud Light beer cans next to the box. The transmission shifter was still in DRIVE and the headlight switch was in the OFF position. It was advised that the driver, W/M Garcia Guzman, Saul (12/07/91) was deemed a trauma alert due to an abdominal injury and transported to Delray Medical Center.

Just the south of the VW, on the sidewalk along the eastbound lanes of SR 804, was a Black Hyundai Elantra with no visible license plate. The vehicle had been fully engulfed in flames prior to my arrival. The left side of the vehicle was resting on a concrete utility pole. The rear of the vehicle had sustained heavy rear end damage as a result of the initial crash. The vehicle was currently still occupied by the driver, later identified as _____ and front passenger _____; who were both declared deceased on scene by Boynton Beach Fire Rescue. Both occupants had sustained significant injuries that were consistent with being burnt.

Officer Mastro's preliminary crash investigation revealed that the Hyundai was stopped at the red traffic light at the above intersection, in the center eastbound lane. The VW approached the rear of the Hyundai at a high rate of speed and forcefully struck the Hyundai causing it to immediately ignite. According to numerous witnesses, the Hyundai was in flames while being pushed into the intersection. The Hyundai then traveled in a southeast direction, striking an erected pedestrian traffic pole then a concrete utility pole. Moments after striking the utility pole, the gas tank and tires exploded on the Hyundai.

The foregoing instrument was sworn to or affirmed and subscribed before me


Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

09/30/2021
Date


(Signature of Arresting / Investigative Officer)

OFFICER CASTRO
(Print name of Arresting / Investigative Officer)

09/30/2021
Date

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Copies		4		Juvenile		N	
Agency ORI Number FL0500300		Agency Name BOYNTON BEACH POLICE DEPT.				Agency Report Number 34-21-040982							
Charge Type Check all that Apply <input type="checkbox"/> 1 Felony <input checked="" type="checkbox"/> 2 Traffic Felony		<input type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor		<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other		Special Notes							
Name (Last, First, Middle) GARCIA GUZMAN, SAUL						Race W		Sex M		Date of Birth 12/07/1991			
Charge Description DUI MANSLAUGHTER (ENHANCED)						Charge Description DRIVING WITHOUT A LICENSE CAUSING DEATH							
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 _____					
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 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 the below facts <input checked="" type="checkbox"/> Was found to have committed the below acts, resulting from my (described) investigation. On The 19 Day Of SEPTEMBER 20 21 At 0015 <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.													

I then spoke with witness W/M Pickett, Jason (08/20/85), who was at a Sonic's restaurant just north of the intersection. Pickett advised that he heard a loud crash and when he looked towards the intersection he could see the Hyundai heading towards the utility pole in flames. Pickett advised that he quickly ran to the intersection to render aid. As he got closer, the Hyundai was fully engulfed therefore he checked on the driver of the VW, Garcia Guzman. Pickett advised that he was met by 2 other males, B/M Johnson, Kevin (01/04/85) and B/M Dervonvil, Pierre (02/15/77). Pickett advised the doors to the VW were locked and all the windows were up. Pickett advised that they started to bang on the window to gain Garcia Guzman's attention but Garcia Guzman was in and out of conscious. Pickett advised that at one-point Garcia Guzman looked towards them, opened one eye and looked away. Pickett advised that another witness, Mashash, Ran (11/17/84), broke the front driver's window with a tie iron. They then removed Garcia Guzman's seat belt and pulled him over into the sidewalk along the westbound lanes of SR 804. There, another male, W/M Coe, Brain (07/30/03) arrived and started to hold C-spine on Garcia Guzman. Pickett advised that Garcia Guzman did not say anything, he was still in and out of conscious. Pickett advised that Garcia Guzman was the sole occupant of the vehicle. Pickett advised that Garcia Guzman appeared to be "drunk". When asked to explained why he thought that, Pickett advised that Garcia Guzman was being uncooperative with fire rescue and attempting to kick them while he was laying on the stretcher.

Pickett, Johnson, Dervonvil and Coe were interviewed on scene and statements were all consistent with the above facts. Johnson advised that he had just cleared the intersection eastbound when he heard the crash behind him. When he looked in his rear-view mirror he observed the Hyundai traveling through the intersection in flames.

Dervonvil advised that he was just east of the intersection in front of a business. Dervonvil advised that when he heard the crash he looked towards the intersection and observed the Hyundai traveling through the intersection in flames.

Coe advised that he was at work at the Sonics Restaurant when he heard the crash. Also, Coe advised that when he looked towards the intersection he observed the Hyundai traveling through the intersections in flames.

I then spoke with witness, W/M Higuera, Carlos (03/22/52) and W/F Villamil, Isabel (03/12/53). Higuera advised he and Villamil were traveling together eastbound on SR 804 from Military trail. In his rear-view mirror, he observed a vehicle (later learned to be the VW operated by Garcia Guzman) approaching his vehicle at a high rate of speed. Higuera advised that Garcia Guzman was driving in and out of the center and right lane. Higuera advised as they approached Lawrence Rd, Garcia Guzman passed them at a high rate of speed. Higuera advised that Garcia Guzman continued to drive between both lanes and at one point almost struck another

The foregoing instrument was sworn to or affirmed and subscribed before me

Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

09/30/2021

Date

(Signature of Arresting / Investigative Officer)

OFFICER CASTRO

(Print name of Arresting/Investigative Officer)

09/30/2021

Date

OBS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		4		Juvenile		N	
Agency ORI Number FL0500300		Agency Name BOYNTON BEACH POLICE DEPT.				Agency Report Number 34-21-040982							
Charge Type Check all that Apply <input type="checkbox"/> 1 Felony <input checked="" type="checkbox"/> 2 Traffic Felony		<input type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor		<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other		Special Notes							
Name (Last, First, Middle) GARCIA GUZMAN, SAUL						Race W		Sex M		Date of Birth 12/07/1991			
Charge Description DUI MANSLAUGHTER (ENHANCED)						Charge Description DRIVING WITHOUT A LICENSE CAUSING DEATH							
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					
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 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 the below facts <input checked="" type="checkbox"/> Was found to have committed the below acts, resulting from my (described) investigation. On The 19 Day Of SEPTEMBER 20 21 At 0015 <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.													

vehicle that was occupying the right lane. Higuera advised that Garcia Guzman was well ahead of them but he could still see the VW's rear tail lights. Higuera advised, then out of now where, he observed a large flame where Garcia Guzman was at. As they got closer to the scene, Higuera advised that he and Villamil confirmed that it was the same Volkswagen that had passed them. They did not make contact with Garcia Guzman.

I then spoke with Officer Vazquez, who advised that while he was assisting fire rescue with treating Garcia Guzman he detected the odor of an unknown alcoholic beverage emanating from Garcia Guzman's breath and body. Officer Vazquez advised that Garcia Guzman was in and out conscious and wasn't making any statements.

I then spoke with Fire Fighter Jackson (id191), who advised that while providing medical attention to Garcia Guzman, while he was laying on the sidewalk, he detected the odor of an unknown alcoholic beverage emanating from Garcia Guzman's breath and body. Fire Fighter Jackson advised that Garcia Guzman's eyes were bloodshot and heavy and did not make any statements.

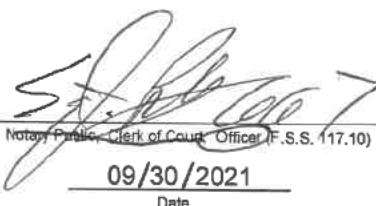
At approximately 0200hrs, I responded to Delray Medical Center to make contact with Garcia Guzman. It was learned that Garcia Guzman was in the operating room for a ruptured bladder and it was unknown when he would be done. I stood by for a couple of hours but Garcia Guzman never exited the operating room. Therefore, contact with Garcia Guzman was never on the night of the crash.


A DAVID check was conducted on Garcia Guzman revealing that he has never possessed a driver's license.

On Sunday, September 19, 2021 at approximately 1700hrs, Officer Mastro spoke with Garcia Guzman at Delray Medical Center. During his crash investigation interview, Garcia Guzman advised that was en route to his residence at 616 SE 1st St, Boynton Beach from his friend's residence on Gateway Blvd. Garcia Guzman advised that he does not recall the crash at all. Further into the conversation, Garcia Guzman admitted to had been consuming beer prior to the crash while at his friend's residence but did not specify on how many. Garcia Guzman did advise that when he normally drinks he spends the night at his friend's residence but for some reason he does not remember why he did not. Garcia Guzman confirmed that he was the only occupant in the vehicle. Officer Mastro advised that Garcia Guzman was cooperative during the interview.

On Monday, September 20, 2021 at approximately 1600hrs, Officer Mastro spoke with witness, Wasakowski, Brian (08/17/86).

The foregoing instrument was sworn to or affirmed and subscribed before me


Notary Public, Clerk of Court, Officer (F.S.S. 117.10)
09/30/2021
Date


(Signature of Arresting / Investigative Officer)
OFFICER CASTRO
(Print name of Arresting/Investigative Officer)
09/30/2021
Date

OBT Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		4		Juvenile		N	
Agency ORI Number FL0500300		Agency Name BOYNTON BEACH POLICE DEPT.				Agency Report Number 34 -21-040982							
Charge Type Check all that Apply		<input type="checkbox"/> 1 Felony <input checked="" type="checkbox"/> 2 Traffic Felony		<input type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor		<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other		Special Notes					
Name (Last, First, Middle) GARCIA GUZMAN, SAUL						Race W		Sex M		Date of Birth 12/07/1991			
Charge Description DUI MANSLAUGHTER (ENHANCED)						Charge Description DRIVING WITHOUT A LICENSE CAUSING DEATH							
Victim's Name (Last, First, Middle) STATE OF FLORIDA						Race		Sex		Date of Birth			
Local Address (Street, Apt Number)						(City)		(State)		(Zip)		Phone	
Business Address (Name, Street)						(City)		(State)		(Zip)		Phone	
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 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 the below facts		<input checked="" type="checkbox"/> Was found to have committed the below acts, resulting from my (described) investigation.					
On The 19						Day Of SEPTEMBER		20 21		At 0015		<input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.	

Wasakowski advised that he and the Hyundai were stopped at the red traffic light at Boynton Beach Blvd and Winchester Park Blvd, facing eastbound. Wasakowski was the lead vehicle in the outside lane and the Hyundai was the lead vehicle in the center lane. Wasakowski stated that as the traffic light turned green, simultaneously the Hyundai was forcefully struck at the rear by the Volkswagen. The Hyundai instantaneously ignited as it was pushed into a southeast direction into a concrete utility pole. Wasakowski advised he quickly attempted to assist the passengers from the Hyundai but the flames were too large, therefore he assisted in removing Garcia Guzman from the Volkswagen. Garcia Guzman was the sole occupant in the Volkswagen and that he was in and out of conscious at the time of the crash.

On Monday, September 20, 2021 at approximately 1730hrs, Officer Mastro and I responded to the Delray Medical Center's Laboratory Department in reference to collecting any blood vials obtained from Garcia Guzman while under the medical care of the hospital. After provided a copy of the search warrant signed by the Honorable Judge Lisa Smalls (warrant# BBPD_2021_000232), two vials of blood that was collected from Garcia Guzman on 09/19/21 at 0044hrs was obtained. The blood vials were entered into the Boynton Beach Police Department and later TOT Palm Beach Sheriff Office Laboratory.

On Wednesday, September 22, 2021, Officer Mastro conducted a vehicle search of the Volkswagen under a search warrant sign by the Honorable Judge Lisa Smalls (warrant# BBPD_2021_000238). As a result, the following items were located within the vehicle: Rear driver seat were 2 unopened 12oz Bud Light cans in a small cooler and one opened 12oz Bud Light can underneath the seat. Rear passenger seat was 1 opened 12oz Bud Light can. Front passenger floorboard was 3 unopened 12oz Bud Light cans, 6 opened 12oz Bud Light cans and 1 opened Bud Light bottle. Garcia Guzman's Mexico Passport was located as well.

On Thursday, September 23, 2021 I received the toxicology report from the Palm Beach Sheriff's Office Crime Laboratory Forensic Sciences Division. The report advised that at the time that the medical blood was draw, Garcia Guzman had the following BAC/ Control Substance in his body:

Blood Volatile Analysis:

- 0.366 +/- 0.028 grams of ethanol per 100mil of blood
- 0.365 +/- 0.028 grams of ethanol per 100mil of blood

Based on the above facts probable cause exist for the arrest of Garcia Guzman for 2 FELONY COUNTS OF DUI MANSLAUGHTER,

The foregoing instrument was sworn to or affirmed and subscribed before me

Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

09/30/2021

Date

(Signature of Arresting / Investigative Officer)

OFFICER CASTRO

(Print name of Arresting/Investigative Officer)

09/30/2021

Date

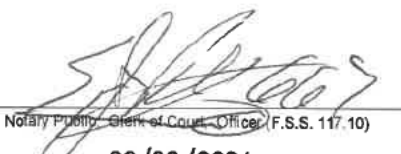
CBTS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA	3 Request for Warrant 4 Request for Capias	4	Juvenile	N
Agency ORI Number FL0500300		Agency Name BOYNTON BEACH POLICE DEPT.		Agency Report Number 34 -21-040982				
Charge Type Check all that Apply		<input type="checkbox"/> 1 Felony <input checked="" type="checkbox"/> 2 Traffic Felony		<input type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor		<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other		Special Notes
Name (Last, First, Middle) GARCIA GUZMAN, SAUL				Alias	Race W	Sex M	Date of Birth 12/07/1991	
Charge Description DUI MANSLAUGHTER (ENHANCED)				Charge Description DRIVING WITHOUT A LICENSE CAUSING DEATH				
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			
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 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 the below facts <input checked="" type="checkbox"/> Was found to have committed the below acts, resulting from my (described) investigation.								
On The 19 Day Of SEPTEMBER 20 21 At 0015 <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M.								

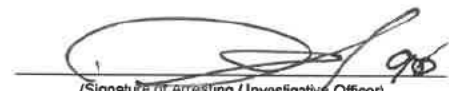
Garcia Guzman did during the course of driving a motor vehicle while under the influence of alcoholic beverages did have a blood alcohol level of .15 or more grams of alcohol per 100 milliliters of blood, and did cause or contribute to the cause of the death of a human being, and a human being, contrary to Florida Statute 316.193 (3)(A)(B)(C)(3)(A)(4)2F. (2nd Deg Felony)

Based on the above facts probable cause exist for the arrest of Garcia Guzman for 2 FELONY COUNTS OF DRIVING WITHOUT A LICENSE CAUSING DEATH, Garcia Guzman did operate a motor vehicle in the State of Florida, while he did not have a driver license as required under Section 322.03, Florida Statutes. and by careless or negligent operation of the motor vehicle did cause the death o a human being and a human being, contrary to Florida Statute 322.34(6)3F. (3rd Deg Felony)

Nothing further at this time.

The foregoing instrument was sworn to or affirmed and subscribed before me


 Notary Public - Clerk of Court, Officer (F.S.S. 117.10)
09/30/2021
 Date


 (Signature of Arresting / Investigative Officer)
OFFICER CASTRO
 (Print name of Arresting/Investigative Officer)
09/30/2021
 Date