

12-08-07

TO: Ms. Sandra Veiga, FDLE Alcohol Testing Program, Regional Inspector  
State Attorneys Office, D.U.I. Division, 11<sup>th</sup> Judicial District  
D.H.S.M.V. Driver License Hearing Bureau, Miami office.

Re: Intoxilyzer 80-000872 Dry Gas Standard Test Concern;

This is to advise regarding Intoxilyzer instrument S/N 80-000872 that on 09/12/07 an Agency Inspection was conducted using Dry Gas Standard cylinder canister with Lot #5252021 an expiration date of 09/14/2007 (See AI Report FDLE/ATP form 40). Right after the conclusion of the 09/14/2007 Agency Inspection, a new Dry Gas Standard cylinder was immediately installed, but I forgot to update the instrument with the new information. This was an oversight on my part. The new Dry Gas Standard cylinder/canister that was installed has Lot#6261021 and it has an expiration date of 09/20/2008.

On October 9, 2007, I conducted a monthly inspection of the Intoxilyzer and the Dry Gas Std test was conducted with cylinder Lot#:6261021 and with an expiration date of 09/20/2008 (See AI Report FDLE/ATP form 40).

On October 31, 2007, I was made aware of this error and on the same day, I took corrective action by changing the lot number and expiration date with the correct information that was on the Dry Gas Standard cylinder/canister.

A review of all the breath tests conducted with Intoxilyzer instrument S/N 80-000872, I discovered that only 14 tests were administered with this instrument. Of the 14 subject tests conducted, one was recorded with the correct dry gas standard cylinder/canister lot number and expiration date that was installed on the instrument (See test dated 09/29/07, 20:13 hrs, Subject name: Ortega, Victor by Miami P.D. Ofc. Paulus, Thomas).

Below is a brake down of the tests conducted during this period from 09/15/07 – 10/31/07.

DATE:	SUBJECT NAME	BTO OFFICER's NAME	AGENCY
9/15/07	Singleton, Bryan, E.	Kelly, Kevin C.	Coral Gables P.D.
9/22/07	Castillo, Bayardo	Jackson, Marcel	Miami P.D.
9/22/07	Castillo, Bayardo	Jackson, Marcel	Miami P.D.
09/23/07	Barrios, Osman F.	Domingo, Rolando	Miami P.D.
09/26/07	Pantoja, Guillermo	Rengifo, Rameses	Miami P.D.
09/29/07	Ortega, Victor	Paulus, Thomas	Miami P.D.
10/01/07	Hernandez, Albin A	Brown, Darren K	Miami P.D.
10/03/07	Font, Orlando A	Tpr. Smith, Harold B.	FHP
10/07/07	Suazo, Lazaro A	Rengifo, Rameses	Miami P.D.
10/07/07	Lopez, Jhonny	Rodriguez, L.A.	Miami P.D.
10/11/07	Albert, Jose A	Cruz, David	Miami P.D.
10/12/07	Toimil, Katrina	Milligan, Roshan H	Miami P.D.
10/27/07	Quintana, Lloyd	Ginzo, Antonio	Miami P.D.
10/27/07	Quintana, Lloyd	Ginzo, Antonio	Miami P.D.

Respectfully,

Officer Pedro Beltran  
DUI Coordinator  
Traffic Unit  
Miami P.D.

CC: Veiga, Sandra [SandraVeiga@fdle.state.fl.us];  
Carolina Gonzalez [CarolinaGonzalez@MiamiSAO.com]  
Werner, Joseph, Sgt [jwerner@pd.citybeautiful.net]  
Taborda, Luis@miami-police.org  
Ofc.. Kimberly Andrews and Ofc. David Chang, Miami Police Dept. Agency Inspector