



HAROLD F. PRYOR  
STATE ATTORNEY  
SEVENTEENTH JUDICIAL CIRCUIT OF FLORIDA  
BROWARD COUNTY COURTHOUSE

201 SE SIXTH STREET, WEST WING SUITE 7130, FORT LAUDERDALE, FL 33301-3360

**PUBLIC RECORDS REQUEST**

Contact Ms Williams at (954) 831-7228 / PRrequests@sao17.state.fl.us

Requestor : **MEDIA MEDIA**

Company :

Address:

City, State, Zip

Email:

Request Reference #: **32717**

Phone:

Fax:

Date: **6/6/2025**

Pursuant to Chapter 119, Florida Statutes, request is made for:

Request Type: **COPIES**

Record Type: **Public Records Request**

Defendant:

CtNum: **22013145MU10A**

Description : **COPY OF MEMO**

YOU ARE ADVISED that the State Attorney's Office is not the custodian of the official court records. The records you have requested are only those in the custody of the State Attorney, subject to all legal exceptions and/or redactions. For a copy of the complete and official record and/certified copies, contact the office of Brenda Forman, Clerk of the Court, 17th Judicial Circuit of Florida, at (954) 831-6565

(For SAO use only)

Letter acknowledging request sent by _____	Date _____
Active Discovery provided by _____	Date _____
Reviewed/Redacted by _____	Date _____
Approved/Disapproved by <u>A.S.A.</u> _____	Date <u>6/6/25</u>
File unable to be located by Unit _____	Date _____

*See Notes/Exemptions/Redactions indicated below*

Request Withdrawn--Date \_\_\_\_\_

SAO has no record as requested \_\_\_\_\_

SAO record was destroyed per § 119.021(2)(d),

**Notes/Exemptions from Public Record Disclosure (For Reviewing ASA use only)**

- |  |  |
|--|--|
| <input type="checkbox"/> Attorney notes are not Public Record and are never subject to disclosure- confidential and exempt, Lopez v. State 696 So. 2d 725 (Fla. 1997); Valle v. State, 705 So.2d 1331 (Fla. 1997); Arbelaez v. State, 775 So. 2d 909 (Fla.2000)  | <input type="checkbox"/> Mental Health records => exempt, §394.4615(1), FS; §456.057, FS   |
| <input type="checkbox"/> Confession by Defendant on active cases=> exempt, §119.071(2)(e), FS  | <input type="checkbox"/> Personal victim information in cases of sexual offense, child abuse, lewd & lascivious offense=> exempt, §119.071(2)(h), FS; §794.024   |
| <input type="checkbox"/> Bank account numbers, debit, charge and credit account numbers and social security numbers=>exempt, § 119.071(5)(a), FS; § 119.071(5)(b), FS; § 119.074(1)(j), 2(e), and 3 (b), F.S.  | <input type="checkbox"/> Personal assets of crime victim=> exempt, §119.071(2)(i), FS  |
| <input type="checkbox"/> Biometric ID Information=>exempt, §119.071(5)(g), FS  | <input type="checkbox"/> Medical Records=> exempt, §395.3025(4), FS; §395.3025(8), FS; §456.057, FS  |
| <input type="checkbox"/> Information revealing ID of undercover personnel of any criminal justice agency exempt, §119.071(4)(c) F.S.   | <input type="checkbox"/> PSI, PTI, pre-plea, post-sentence investigative records=> exempt, §945.10(1)(b), FS   |
| <input type="checkbox"/> Defendant not entitled to free copy of file.=> Roesch v. State, 633 So. 2d 1 (Fla. 1993)  | <input type="checkbox"/> Reports of abuse of vulnerable adult=> exempt, §415.107, FS   |
| <input type="checkbox"/> Criminal History Data=> exempt, §943.0525, FS   | <input type="checkbox"/> Department of Children & Families Reports of child abuse=> exempt, §39.0132(4)(a), FS; §39.202, FS  |
| <input type="checkbox"/> Department of Corrections Records & Investigations=> exempt, §945.10, FS  | <input type="checkbox"/> School records=> exempt, §1002.221, FS  |
| <input type="checkbox"/> Autopsy Photographs=> exempt, §406.135(1), FS   | <input type="checkbox"/> Photograph of victim of sexual offense=> exempt, §119.071(2)(h)   |
| <input type="checkbox"/> E.M.S. Reports=> exempt, §395.51, FS  | <input type="checkbox"/> Home Addresses, etc., of current or former prosecutors, law enforcement personnel, firefighters, judges and code inspectors=> exempt, §119.071(4)(d)2, FS   |
| <input type="checkbox"/> Information which may identify a caller requesting or reporting "911" emergency service confidential and exempt=>exempt, §365.171(12)(a), FS  | <input type="checkbox"/> Traffic Crash Report exempt for 60 days after report is filed=>exempt, §316.066(5)(a), FS   |
| <input type="checkbox"/> Juvenile Records=>exempt, §985.04, FS   | <input type="checkbox"/> Videotaped statement of minor victim of sexual battery=>exempt, §119.071(j)2.a., FS   |
| <input type="checkbox"/> Drivers License digital imaging=> exempt, §322.142(4), FS   | <input type="checkbox"/> DL and DMV records=>exempt, §119.0712(2), FS  |
| <input type="checkbox"/> Security video/surveillance exempt and confidential==>F.S. 119.071(3)(a)  | <input type="checkbox"/> Photo/video/audio recording that depicts or records the killing of a human being=>exempt, F.S. 406.136  |
| <input type="checkbox"/> Pharmacy Records=>exempt, §465.017(2)   | <input type="checkbox"/> Federal Tax Information=>exempt- 26 USC 6103  |
| <input type="checkbox"/> Telecommunications records=>exempt, §119.071(5)(d)  | <input type="checkbox"/> Witness to a murder- personal information ==>exempt §119. 071(2)(m), FS   |
| <input type="checkbox"/> Article I Section 16 of the Florida Constitution  | <input type="checkbox"/> B.W.C- exempt and confidential F.S. 119.071(2)(l)(2)  |
| <input type="checkbox"/> Traffic citations => FL ST § 316.650(11)  | <input type="checkbox"/> Active criminal intelligence information and active criminal investigative information ==> §119.071(2)(c)1, and §119.011(3); see also, Florida Attorney General Advisory Legal Opinion 91-74 (AGO 91-74), dated October 1, 1991 |
| <input type="checkbox"/> Active criminal intelligence information and active criminal investigative information ==> §119.071(2)(c)1, §119.011(3)(a)(b), §119.011(3)(c)5, and §119.011(3)(d)2; see also, Satz v. Blankenship, 407 So.2d 396 (Fla. 4th DCA 1981);and Tribune Co. v. Public Records, 493 So.2d 480(Fla. 2nd DCA 1986) | <input type="checkbox"/> Other exemptions=> _____  |



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MEMO TO FILE

FROM: ASAIC MARGARET CARPENTER

RE: DEFENDANT SAMANTHA CAPUTO 22-12145MU10A

CHARGE: DUI

DATE: June 6, 2025

On 10/4/2022, the defendant, Samantha Caputo, was stopped by Deputy Jose Guzman for suspected DUI based on observations he made of her driving pattern. When he spoke with her, he did not smell an odor of alcohol but did see signs of impairment. Deputy Guzman asked her if she had any alcohol to drink and she said no and that she does not drink. She agreed to do the field sobriety exercises and after Guzman determined she was impaired, he arrested her for DUI.

Caputo agreed to do a breath test and the results of the breath test showed she blew 0.00 both times. He then asked her for a urine sample which she also agreed to do. The urine was sent to the forensic lab at University of Miami and came back positive for amphetamines and negative for any other drugs. (She had told Deputy Guzman that she was prescribed Dextroap-Amphetamin 20 mg).

We filed DUI charges in this case but later nolle prossed the case for the following reasons. At the time of the incident when Deputy Guzman made his arrest of this defendant, he was not certified as a drug recognition expert (DRE). I did write a letter or recommendation for him and he was subsequently certified as a DRE on 1/24/2023. However, since he was not certified at the time of the incident, he could not testify as a DRE for this case. Additionally, the assigned ASA, Lisa Williams, spoke with Dr. Lisa Reidy, the toxicologist who tested the defendant's urine in this case, on May 19, 2023 to prepare for trial. Dr. Reidy advised that the drug found in the defendant's urine was inconsistent with the behavior/signs of impairment observed on the date of the incident. The drugs found in the defendant's urine were a stimulant but the observations made by Guzman were consistent with a depressant (lethargic, slurred speech, disorientation). Dr. Reidy told us that she would not be able to testify that the drug found in the defendant caused the impairment observed by Deputy Guzman on 10/4/2022.

Thus, based on the fact that Deputy Guzman was not DRE at the time of the incident, the BAC of the defendant showed no alcohol, and the testimony that our expert, Dr. Reidy, would give to a jury was inconsistent with the impairment observed, there was no reasonable likelihood of conviction at trial in this case. Accordingly, I authorized a nolle prosequere in this case.



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PHONE (954) 831-3565

**NOLLE PROSEQUI MEMORANDUM**

**TO:** FILE

**FROM:** LISA WILLIAMS,  
ASSISTANT STATE ATTORNEY  
COUNTY COURT DIVISION

**DATE:** June 23, 2023

**RE:** State of Florida vs. Samantha J. Caputo  
Case No. 22-013145MU10A  
Judge: Phoebee Francois  
Victim(s): State of Florida  
Date of Original Charge: 10/04/2022  
Original Charge(s): I. DUI

On October 4, 2022, officer Jose Guzman was conducting routine traffic enforcement when he observed that the defendant's vehicle had suddenly stopped in the middle of the roadway causing another vehicle travelling at its rear to slam its brakes and take evasive maneuvers to avoid a rear-end collision. Based on this observation, Deputy Guzman conducted a traffic stop of the defendant's vehicle. Upon making contact with the defendant, Deputy Guzman observed signs of impairment such as glossy red eyes, slurred speech, and the defendant appeared disoriented and lethargic. The defendant was asked if she had any alcoholic beverages tonight and she advised that she does not drink. The defendant advised that the medication she takes, Dextroamp - Amphetamin 20 MG, is legally prescribed to her. Based on his observations, Deputy Guzman asked the defendant if she would perform FSEs and she consented. Subsequently, Deputy Guzman determined that he had probable cause to arrest the defendant for DUI. After being handcuffed, the defendant was asked to submit to a breath test to which she consented. The defendant blew 0.00 and 0.00 respectively. Deputy Guzman concluded that the breath test did not reflect the signs of impairment observed. As a result, the defendant was asked to provide urine and she consented. The urine samples were taken to the Broward Medical Examiners' Office for testing. The urine showed positive results for Amphetamine (prescription, controlled substance).

On May 19, 2023, the undersigned ASA had a telephone conference with Dr. Lisa Reidy of the Forensic Toxicology Laboratory, Department of Pathology at University of Miami, Miller School of Medicine. Dr. Reidy advised that the type of drug found in the defendant's system was not consistent with impairment. She also advised that the defendant's prescribed medication was a stimulant and it was not consistent with the

defendant's behavior on the night of the stop.

Based upon the foregoing, the State had neither alcohol nor a quantity of a controlled substance to move forward. As a result, the undersigned ASA announced a Nolle Prosequi on the record.

I Spoke with ASAC Margaret Carpenter  
and she authorized the Nolle Prosequi.

Lisa Williams

LISA WILLIAMS  
ASSISTANT STATE ATTORNEY

Margaret Carpenter  
MARGARET CARPENTER  
~~SENIOR~~ ASSISTANT STATE ATTORNEY in charge MTU





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PHONE (954) 831-6955

**SENTENCING DEVIATION MEMORANDUM**

TO: ASAIC, FTU  
FROM: Taryn Stein  
ASA, Division FO  
DATE: 9/27/2024  
RE: State of Florida v. Samantha Caputo  
Case No. 23001820CF10A  
Judge Farmer, Jr.  
Charge(s): 1. Battery Law Enforcement Officer  
Date of COC/Sentencing: 4/23/2024

On or about October 4, 2022, the Defendant was arrested for Driving Under the Influence. She was booked at the Main jail, pat-searched and escorted into Search Cell 2. While inside Search Cell 2, the Defendant was instructed to change into the jail issued uniform. The Deputies exited the cell to allow her time to change. She changed into the jail garb, but she refused to remove her cloth bra. After being told to remove her undergarment for the third time, she threw it at the Deputy, who became angry and a scuffle immediately ensued between the two. Other BSO personnel entered the cell to assist. It was not clear what transpired after the Deputies continued to try to subdue the Defendant because the camera angle in the cell does not capture that portion of the room, but the Defendant suffered facial bruising. The Deputy deployed BSO-issued pepper spray foam and ultimately used the BSO-issued Taser aimed at the Defendant's side, however, the taser never properly connected. The Deputy claimed that the Defendant bit her right thumb, but the video does not capture that action.

Because the Defendant's actions were not visible on video surveillance, the reaction by the Deputy at a cloth garment being tossed at her, and the DUI charge which was the basis for the arrest was not filed by the State, undersigned Counsel reviewed the case with ASAIC Paul Valcore. It was determined that there was no reasonable likelihood of conviction at a jury trial. Therefore, the State announced a Nolle Prosequi on April 23, 2024.

/s/ Taryn Stein  
Taryn Stein  
Assistant State Attorney

Paul R. Valcore  
Digitally signed by Paul R. Valcore  
Date: 2024.09.30 11:23:57 -04'00'  
Paul Valcore  
FTU ASAIC