

DUI **undo** Consultants, LLC

PRR # 10-182 Missing Cobra Data

From: Stephen Daniels [mailto:DUIundoConsultants@tampabay.rr.com]
Sent: Friday, July 23, 2010 10:54 AM
To: 'Barfield, Laura'
Cc: 'Lawson-Colston, Barbara'
Subject: 2nd Attempt: Failure of FDLE/ATP to comply to Chp. 119 PRR

2nd attempt... waiting for reply.

From: Stephen Daniels [mailto:DUIundoConsultants@tampabay.rr.com]
Sent: Monday, July 19, 2010 3:26 PM
To: 'Barfield, Laura'
Cc: 'Lawson-Colston, Barbara'
Subject: Failure of FDLE/ATP to comply to Chp. 119 PRR

Ref: FDLE/ATP # 10-182

Laura, there are a couple of things in regards to my last PRR:

- 1.) You failed to answer the items (a-d) in # 1 of my PRR below.
- 2.) Does the Florida Intoxilyzer 8000 have the capability to record the: Sample Duration, Sample Attempts, Flow Rate,

and Chamber Temperature data fields/ information during a Subject Breath Test?

Please answer YES or NO.

- a. If **YES**, please list all of the fields of data or lines of information that are recorded, i.e.: Sample Duration, Sample Attempts, Flow Rate, .and Chamber Temperature. (we already know Florida has the BrAC and Breath Volume data/information)
- b. If **YES**, are those fields of data or lines of information that are recorded, are they uploaded? i.e.: Sample Duration, Sample Attempts, Flow Rate, .and Chamber Temperature.
- c. If **YES**, are 'all' of those fields of data or lines of information that are uploaded, are they 'all' reported? i.e.: Sample Duration, Sample Attempts, Flow Rate, and Chamber Temperature.

Please respond to the PRR in its entirety to satisfy the requirements of Fla. Stat. Ch. 119.
Stephen

Ref: Public Record Request for the list of Cobra data fields available for the Florida Intoxilyzer 8000 Subject Breath Tests / Cobra Data
Client: DUIundo # CM57-10HM

Ms. Barfield,

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and Florida Public records Law, F.S.S. Chapter 119, **DUI undo Consultants, LLC.** hereby requests that:

FDLE/ATP provide **DUI undo Consultants, LLC.** Any and All information concerning items # **1-6**:

1. A list of all the raw data fields included in the Florida Intoxilyzer 8000 Cobra Software for Subject Breath Test results; i.e.:

	BrAC	provided
	Breath Volume	provided
a.	Chamber Temperature	_____*
b.	Flow Rate	_____*
c.	Sample Duration	_____*

d. Sample Attempts

** If FDLE/ATP does not have the Cobra data* for the data fields listed above (1. a - d), please state that FDLE/ATP does not have Florida Cobra Data for that field*

2. A list of all standard Cobra Data fields that CMI, Inc. the manufacturer of the Florida Intoxilyzer 8000, CMI, Inc., offered FDLE/ATP in the software design.
3. A list of all optional Cobra Data fields that CMI, Inc. the manufacturer of the Florida Intoxilyzer 8000, CMI, Inc., offered FDLE/ATP in the software design.
4. A list of the all Cobra Data fields that FDLE/ATP requested CMI, Inc. design into the Cobra Software for Florida's Intoxilyzer 8000.
5. A list of the all the Cobra Data fields that you, Laura Barfield, as the Alcohol Program Manager of FDLE/ATP requested CMI, Inc. design into the Cobra Software for Florida's Intoxilyzer 8000.
6. A list of the all the Cobra Data fields (standard and optional) that you, Laura Barfield, as the Alcohol Program Manager of FDLE/ATP requested that CMI, Inc. omit from the Cobra Software designed for Florida's Intoxilyzer 8000.

Specific information concerning ongoing investigations or that could reasonably be expected to interfere with enforcement proceedings; that would deprive any person of a right to a fair trial; that could reasonably be expected to constitute an unwarranted invasion of personal privacy; that could reasonably be expected to disclose the identity of a confidential source; or that could reasonably be expected to endanger the life or physical safety of an individual, is not being sought by this request.

F.S.S. Chapter 119 provides that "all officers and public bodies shall maintain all records reasonably necessary or appropriate to maintain an accurate knowledge of their official activities, the documents that are being requested clearly falls within the scope of the statute's definition.

Thank you in advance for your immediate attention to this request.

Stephen F. Daniels

DUI Expert Witness/Consultant

DUI **undo Consultants, LLC**

P.O. Box 9403

Treasure Island, Florida 33740-9403

Main: 727-647-4258

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See FDLE/ATP Response Below



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>

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

July 13, 2010

Mr. Stephen F. Daniels
DUI Expert Witness/Consultant
DUI undo Consultants, LLC
P.O. Box 9403
Treasure Island, Florida 33740-9403

Subject: Public Records Request 10-182

Dear Mr. Daniels:

The Alcohol Testing Program is in receipt of your public records request received in our office via e-mail on July 6, 2010. There will not be a charge associated with your request. As requested, I have enclosed the following records in the possession of the Alcohol Testing Program:

#1 A list of all raw data fields in the Florida Intoxilyzer 8000 Cobra Software for Subject Breath Test results.

#2-6 There are no records.

This will close your public records request. Should you have any questions or concerns, please feel free to contact the Florida Department of Law Enforcement Alcohol Testing Program at (850) 617-1290.

Sincerely,

A handwritten signature in black ink that reads "Laura D. Barfield". The signature is written in a cursive, flowing style.

Laura D. Barfield
Alcohol Testing Program Manager

LDB/blc

Enclosure

Service - Integrity - Respect - Quality

ALL ELECTRONIC DATA FIELDS**Data8000**

Data8000.ins_serial
Data8000.ins_locate
Data8000.evt_date
Data8000.evt_time
Data8000.opr_last
Data8000.dt_chang
Data8000.opr_first
Data8000.opr_mid
Data8000.opr_agcode
Data8000.opr_agency
Data8000.sub_last
Data8000.sub_first
Data8000.sub_mid
Data8000.sub_DOB
Data8000.sub_sex
Data8000.sub_licens
Data8000.sub_state
Data8000.sub_violat
Data8000.sub_observ
Data8000.sub_arrest
Data8000.arr_last
Data8000.arr_first
Data8000.arr_agcode
Data8000.arr_agency
Data8000.tst_status
Data8000.tst_report
Data8000.tst_msg
Data8000.std_value
Data8000.std_type
Data8000.std_lotno
Data8000.std_expiry
Data8000.in_type
Data8000.in_50_lot
Data8000.in_50_exp
Data8000.in_80_lot
Data8000.in_80_exp
Data8000.in_200_lot
Data8000.in_200_exp
Data8000.in_gas_lot
Data8000.in_gas_exp
Data8000.in_simul
Data8000.in_stddev
Data8000.in_comply
Data8000.memoname
Data8000.in_remarks
Data8000.tst_digits
Data8000.evt_source
Data8000.version
Data8000.dnldate
Data8000.dnldtime
Data8000.checksum
Data8000.recordid
Data8000.import
Data8000.source

Rslt8000

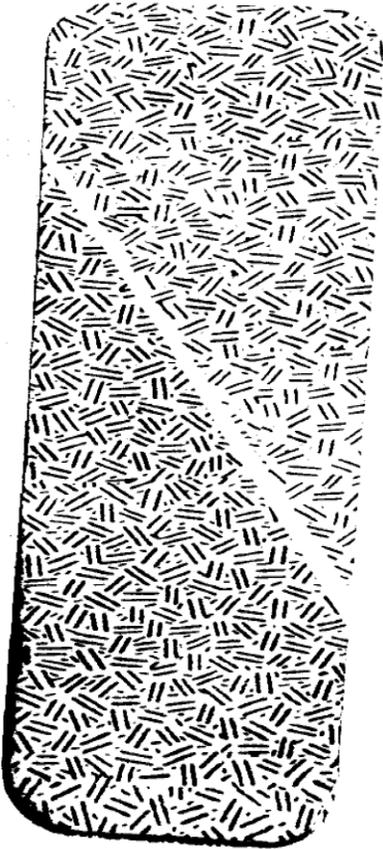
Rslt8000.res_type
Rslt8000.res_value
Rslt8000.res_except
Rslt8000.res_time
Rslt8000.tst_id

Insp8000

Insp8000.in_test
Insp8000.in_seq
Insp8000.in_value
Insp8000.in_except

FOLE

Florida Department of Law Enforcement
Alcohol Testing Program
P.O. Box 1489
Tallahassee, Florida 32302



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