

IN THE THIRTEENTH JUDICIAL CIRCUIT FOR THE STATE OF FLORIDA  
GENERAL CIVIL DIVISION

STEVEN BLANCHARD,  
Petitioner,

CASE NO.:21-CA-7661

v.

DIVISION: A

STATE DEPARTMENT OF HIGHWAY  
SAFETY AND MOTOR VEHICLES,  
Respondent.

\_\_\_\_\_ /

ORDER DENYING PETITION FOR WRIT OF CERTIORARI

This matter is before the Court on Amended Petition for Writ of Certiorari filed December 29, 2021 (Doc. 9). The petition, originally filed September 22, 2021 is timely, and this court has jurisdiction. §322.31, Fla. Stat. Petitioner seeks review of the Department's final order upholding the suspension of his driving privilege for his unlawful breath-alcohol level. Petitioner contends that the Department lacked competent, substantial evidence to find that Petitioner's arrest was preceded by a lawful traffic stop because the law enforcement officer did not affirmatively state a belief that Petitioner was ill, tired, or impaired.

On this issue, the petition is DENIED. *Coffee v. DHSMV*, 21-CA-4479 (Fla. 13th Jud. Cir., Mar. 8, 2022) (finding that where there is an objective basis for a traffic stop, law enforcement is not required to articulate a belief that the driver was ill, tired, or impaired in order for the stop to be lawful).

The petition is DENIED on the date imprinted with the Judge's signature.

Electronically Conformed 5/2/2022  
Cheryl Thomas

\_\_\_\_\_  
CHERYL K. THOMAS, Circuit Court Judge

Electronic Copies Provided Through JAWS