

Case Number : 1-18-000508
Occur To Date : 9/27/18 22:14
Incid. Location: 414 RT 35S
City/State/Zip : PT PLEASANT BEACH, NJ 08742
Location Type : HIGHWAY/ROADWAY
Dept Class : DWI
Case Status : CLEARED BY ARREST
Verif. Employee: SICULIETANO, GARY 10/22/18
Supervisory Emp: BOTURLA, KYLE 10/07/18
Entry Date : BRADLEY, CATHERINE 10/22/18

Occur From Date: 9/27/18 22:14
Report Date : 9/27/18 22:14
Division :
Report Officer : SICULIETANO, GARY
Case Status Dt : 9/27/18

***** C A S E M A N A G E M E N T I N F O R M A T I O N *****

Case Number : 1-18-000508
Case Status : CLEARED BY ARREST
Forwarded To : N/A

Dept Class : DWI
Case Status Dt : 9/27/18
Investigator : SICULIETANO, G.

ASSIGNMENT HISTORY

Case Number : 1-18-000508
Investigator : SICULIETANO, GARY

Dept Unit : POLICE PATROL
Assignment Date: 9/27/18

***** V E H I C L E I N F O R M A T I O N # 1 *****

License # :
Vehicle type :
Year :
Model :
Type :
IN :
Disposition :
Common name :
City :
Recovered by :
Recovery value : 0
Common name :
City :

Category :
State Veh Type :
Make :
Model Name :
Color :
Damaged :
Stolen value : 0

Date recovered : 0/00/00
Recovery code :

***** S U S P E C T / A R R E S T E E I N F O R M A T I O N - # 1 **

First Name :
Street Number :
City :
HOME :
Birth Date :
Per Lic No. :
Sex :
Height :
Occupation :
Hair Length :
Glasses :
Facial Hair :
Hand Use :
BI Number :
Disc. ID# :

E-mail Address :
Social Security: :
Race :
Ethnic Origin :
Weight :
Hair Color :
Eye Color :
Complexion :
Build :
Marital Status :
State Number :
Arrest Case No.: 1-80-000508

***** N A R R A T I V E # 1 *****

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Time: 11:22:41

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Reviewed By: SICULIETANO, GARY

10/22/18

On the above date and time, this officer responded to the area of Route 35 South and New Jersey Ave looking for a reported possible drunk driver. When this officer arrived at the intersection of New Jersey Ave and Route 35 south he observed the vehicle heading south on Route 35 around New York Ave. This officer was able to get behind the vehicle around Route 35 and East St. While behind the vehicle this officer observed the operator go over the double yellow line while breaking for the red light. After stopping at the red light and accelerating the operator went over the double yellow line again. This officer activated the emergency lights at the corner of Route 35 and Maryland Ave, and attempted to conduct a motor vehicle stop. The vehicle proceeded South on Route 35 and went over the double yellow lines again. While at the corner of Rt 35 South and Osborn Ave this officer activated the siren to which the operator continued to drive without stopping, and proceeded to swerve into the shoulder and then back into the lane of travel. The vehicle then pulled over to the right side of the road at Route 35 South and North Street.

This officer approached the driver's side window, and asked the operator for license registration and insurance to which stated "Hello." This officer asked for credentials again to which replied "Hello" a second time. It should be noted the operator had music at a high volume while this officer was speaking with, and speech was very slurred. This officer also detected a strong odor of an alcoholic beverage emanating from the vehicle.

PFC. Botrula and Officer Vaughn from Bay Head Police Department arrived on scene to assist. While speaking with the operator, who was looking for insurance card, stated in a very slurred manner "I can give you plenty of whatever you need." The operator's eyes were bloodshot, red, and watery. It should be noted, stated was coming from Edison, and had no alcoholic beverages. It should also be noted, later advised was at 26 West on the Navesink in Red Bank for her birthday dinner (DOB).

This officer went back to his patrol vehicle, and identified the operator as . Dispatch was advised that this would be giving field sobriety tests. This officer repositioned his camera over to the side walk, where it was flat and clear of any debris, and positioned the spot light on the side walk to illuminate the area. This officer asked to turn the vehicle off, and go over to the side walk. When was exiting the vehicle stated was switching shoes from heels to flip flops, and when got out staggered to the left walking into the rear of vehicle. This officer advised that he was going to explain and demonstrate a series of field sobriety tests to, and was not to begin until advised to do so. stated she understood.

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This officer asked [REDACTED] if [REDACTED] had anything to drink and [REDACTED] stated "No." [REDACTED] then changed [REDACTED] story and stated [REDACTED] had a glass of wine. First test was the alphabet test. This officer explained and demonstrated the test to [REDACTED] and advised [REDACTED] to begin. A-M were stated correctly, then [REDACTED] stated the letter N as a question, after a short pause [REDACTED] continued to the letter V and then paused for a few seconds stating the letter W and finished the alphabet. This officer was able to detect a strong odor of an alcoholic beverage emanating from [REDACTED] breath as she stated A-Z.

The next test was the one-leg-stand test. This officer asked [REDACTED] if [REDACTED] had any medical problems with [REDACTED] legs, knees, hips, or back and if [REDACTED] could balance to which [REDACTED] stated "I had chemo last year so I might be a little bit." This officer explained and demonstrated the test to [REDACTED] and [REDACTED] was advised to begin. [REDACTED] raised [REDACTED] right foot and immediately turned left swaying to the side placing [REDACTED] foot down. [REDACTED] then waited a few seconds, and attempted to lift the same foot and immediately placed it down to regain [REDACTED] balance. The third time [REDACTED] lifted [REDACTED] foot approximately six inches off the ground held it up for a few seconds not counting out loud like [REDACTED] was instructed to do, and placed it down to regain [REDACTED] balance. [REDACTED] lifted [REDACTED] right foot a fourth time looked at this officer, placed [REDACTED] foot down and stated "Maybe not." This officer explained the test a second time to which [REDACTED] raised her foot high off the ground and placed it down. [REDACTED] could not perform the test and it was ended at this time.

The next test was the walk-and-turn test. this officer put [REDACTED] into the heel to toe position and advised [REDACTED] could take [REDACTED] flip flops off if [REDACTED] wished. [REDACTED] did not want to remove [REDACTED] flip flops. This officer began to explain, and while demonstrating the test [REDACTED] began without being instructed to do so. This officer placed [REDACTED] back into the heel to toe position and again while demonstrating [REDACTED] began to walk. [REDACTED] did not touch heel to toe and continued to walk. This officer advised [REDACTED] to come back, and [REDACTED] stated "You said 12." This officer advised [REDACTED] that it was 9 steps and to come back to the starting point. While back in the heel to toe position this officer explained and demonstrated the test. [REDACTED] swayed side to side and went back into the normal standing position not being able to stand with [REDACTED] right foot in front of [REDACTED] left foot. [REDACTED] began on [REDACTED] own and started walking. The entire test was done incorrectly and [REDACTED] could not follow simple instructions.

This officer placed [REDACTED] under arrest for DWI. (See in car video for all tests.) While going to place handcuffs on [REDACTED] [REDACTED] began to pull away not allowing this officer to handcuff [REDACTED]. After placing the handcuffs securely on [REDACTED] utilizing the double locking method, and placed [REDACTED] in the rear of the patrol vehicle to be transported back to this agency for processing. PFC. Boturla stayed with the vehicle awaiting the tow. The vehicle was towed a short time later and held for twelve hours as per Johns Law.

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While at headquarters, this officer read [REDACTED] Miranda warning to which [REDACTED] signed off on, and the New Jersey Implied Consent form, [REDACTED] stated "You re being a jackass to me." This officer read the second portion of the New Jersey Implied Consent form, and [REDACTED] stated [REDACTED] would give samples of [REDACTED] breath. It should be noted, this officer began the 20 minute observation point. The Alco-test machine in headquarters was out of service, therefore [REDACTED] was transported to Point Pleasant Police Department to utilize their Alco-test. While at Point Pleasant Police Department this officer began the twenty minute observation period. It should be noted, [REDACTED] did not chew gum, belch, vomit, spit, or place any items in [REDACTED] mouth. At the conclusion of the mandatory uninterrupted 20 minute observation period [REDACTED] provided breath samples. Test 1 was given properly, tests 2, 3, 4 were minimum volume not achieved and test 5 was given properly. At the conclusion of the breath samples this officer got control test failure for the readings and the Alco-test needed a solution change. This officer advised headquarters and went to Mantoloking Police Department to utilize their Alco-test.

This officer began the mandatory uninterrupted 20 minute observation period to which [REDACTED] did not chew gum, belch, vomit, spit, or place any items in [REDACTED] mouth. At the conclusion of the 20 minute observation period [REDACTED] gave two proper and sufficient breath samples resulting in a .14 BAC. It should be noted before each breath sample this officer read the standard statement, "I want you to take a deep breath blow into the mouth piece with one lone continuous breath. Continue to blow until I tell you to stop. Do you understand these instructions?" to which [REDACTED] stated, she understood. The two samples were also run through the State of NJ Alcotest calculator also showing a .14 BAC reading. All electronic devices were removed from the room/area when the Alco-test was being used.

[REDACTED] was transported back to Point Pleasant Beach headquarters to finish processing. [REDACTED] was issued summonses for Driving While Intoxicated, Reckless Driving, and Failure to Maintain lanes all returnable for court on 10/9/2018 4:00 PM. All tests and audio were recorded on the motor vehicle stop and placed into evidence. (See in car video for results of each field sobriety test.) All tests were explained and demonstrated to [REDACTED] prior to conducting them, and [REDACTED] stated [REDACTED] understood all tests. (See the Point Pleasant Beach Police Department Psychophysical evaluation form also attached.) The Last Drink Location Report was faxed to The State of NJ Department of Law and Public Safety Division of Alcoholic Beverage Control Investigations Bureau.

[REDACTED] was released to [REDACTED] husband [REDACTED] who signed the Potential Liability and was given a copy.

* * * * * END OF REPORT * * * * *

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Case Number . : 1-18-000513 Occur From Date: 9/29/18 23:48
Occur To Date : 9/29/18 23:48 Report Date . : 9/29/18 23:48
Incid. Location: DUKES, 401 BROADWAY
City/State/Zip : PT PLEASANT BEACH, NJ 08742
Location Type : HIGHWAY/ROADWAY Division . . . :
Dept Class . . : DWI Report Officer : BENITES, BRYAN
Case Status . . : CLEARED BY ARREST Case Status Dt : 9/29/18
Verif. Employee: BENITES, BRYAN 10/24/18
Supervisory Emp: GRACE, KYLE 10/18/18
Entry Date . . : BRADLEY, CATHERINE 10/22/18

***** C A S E M A N A G E M E N T I N F O R M A T I O N *****

Case Number . : 1-18-000513 Dept Class . . : DWI
Case Status . . : CLEARED BY ARREST Case Status Dt : 9/29/18
Forwarded To . : N/A Investigator . : BENITES, B.

ASSIGNMENT HISTORY

Case Number . : 1-18-000513 Dept Unit . . : POLICE PATROL
Investigator . : BENITES, BRYAN Assignment Date: 9/29/18

***** V E H I C L E I N F O R M A T I O N # 1 *****

License # . . : [REDACTED] Category . . . :
Vehicle type . : [REDACTED] State Veh Type : [REDACTED]
Year : [REDACTED] Make : [REDACTED]
Model : [REDACTED] Model Name . . : [REDACTED]
Style : [REDACTED] Color : [REDACTED]
VIN : [REDACTED] Damaged . . . :
Disposition . : [REDACTED] Stolen value . : 0
Common name . :
City :
Recovered by . : Date recovered : 0/00/00
Recovery value : 0 Recovery code :
Common name . :
City :

***** S U S P E C T / A R R E S T E E I N F O R M A T I O N - # 1 **

First Name . . : [REDACTED]
Street Number : [REDACTED]
City : [REDACTED]
HOME : [REDACTED] E-mail Address :
Birth Date . . : [REDACTED] Social Security: [REDACTED]
Oper Lic No. . : [REDACTED] Race : [REDACTED]
Sex : [REDACTED] Ethnic Origin : [REDACTED]
Height : [REDACTED] Weight : [REDACTED]
Occupation . . : [REDACTED] Hair Color . . : [REDACTED]
Hair Length . : [REDACTED] Eye Color . . : [REDACTED]
Glasses . . . : [REDACTED] Complexion . . : [REDACTED]
Facial Hair . : [REDACTED] Build : [REDACTED]
Hand Use . . . : [REDACTED] Marital Status : [REDACTED]
FBI Number . . : State Number . :
Disc. ID# . . : Arrest Case No.: 18-00-000513

***** O T H E R P E R S O N I N F O R M A T I O N - # 1 *****

First Name . . : TUBBS, WILLIAM Person Type . : OTHER PERSON

1-18-000513 (Continued)

Street Number : 547 LAKE AVE	Birth Date . . . : 7/05/1963 55
City : BAY HEAD 08742, NJ	Oper Lic No. . . :
E-mail Address :	Sex :
Social Security: 0	Height : 0
Race :	Occupation . . . :
Ethnic Origin :	State Number . . :
Weight : 0	Arrest Case No.:
FBI Number . . . :	
Misc. ID# . . . :	

***** N A R R A T I V E # 1 *****
ORIGINAL REPORT Reported By: BENITES, BRYAN V. 9/29/18
 Reviewed By: BENITES, BRYAN V. 10/24/18

On the above date and time, this officer was on patrol in the area of Ocean Avenue and Broadway. While on patrol, this officer observed a vehicle, later identified as a [REDACTED] bearing [REDACTED] registration [REDACTED], drive north on Randall, which is a one-way only street. This officer continued to pursue this vehicle also observing the vehicle failing to maintain its lane. This officer activated the emergency lights to conduct a motor vehicle stop. The vehicle came to a complete stop in front of 401 Broadway. This officer approached the passenger's side door to speak to the driver, later identified as [REDACTED]. This officer requested [REDACTED] to provide [REDACTED] license, registration, and proof of insurance. After [REDACTED] provided only a license, this officer asked where [REDACTED] was coming from. [REDACTED] stated [REDACTED] was at work. It should be noted this officer detected the odor of an alcoholic beverage emanating from [REDACTED] breath while speaking with [REDACTED] as well as slurring of the speech. [REDACTED] admitted to having a couple of beers after work and was only trying to get a cup of coffee. This officer asked how much [REDACTED] had to drink, which [REDACTED] stated [REDACTED] had three to four. This officer observed [REDACTED] fumbling through paper work attempting to retrieve the rest of the documentation.

This officer approached the driver's side door to assist [REDACTED]. [REDACTED] was able to provide this officer with a proof of insurance and registration. This officer instructed [REDACTED] to step out of [REDACTED] vehicle and walk in front of the patrol vehicle. This officer observed staggered steps and swaying of the body, while exiting the vehicle. While speaking with [REDACTED], this officer also observed blood shot watery eyes and a flushed face. It should be noted, now outside speaking with [REDACTED] there was a clear odor of an alcoholic beverage emanating from [REDACTED] breath. This officer again asked how much [REDACTED] had to drink and [REDACTED] responded by saying [REDACTED] had two to three drinks and wasn't sure.

At this point Sergeant Grace #40 arrived to assist this officer. Before conducting the field sobriety test, this officer instructed [REDACTED] to put [REDACTED] arms at [REDACTED] sides before beginning. This officer explained to [REDACTED] that [REDACTED] will be having [REDACTED] vision checked and if [REDACTED] had any problems with [REDACTED] eyes. It should be noted [REDACTED] stated [REDACTED]

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has a astigmatism. This officer began the Horizontal Gaze Nystagmus (HGN) test. This officer continued with his test by explaining to [REDACTED] would have to follow a stimulus, which was the tip of a pen. [REDACTED] was instructed that while following the stimulus, [REDACTED] head needed to maintain still while only having [REDACTED] eyes follow the stimulus. This officer asked [REDACTED] if [REDACTED] understood all the instructions and [REDACTED] stated, yes. This officer placed the stimulus approximately 12 inches in front of [REDACTED]. This officer first observed if [REDACTED] had resting Nystagmus, which was observed when the stimulus was placed in front of [REDACTED] eyes. [REDACTED] eyes were jerking side to side while just looking at the stimulus. It should be noted bloodshot watery eyes with equal pupil size was observed while conducting resting Nystagmus. Next this officer checked for equal tracking of the eyes. As this officer moved the stimulus side to side [REDACTED] eyes had difficulty maintaining with the stimulus and [REDACTED] eyes were jumping to where the stimulus was going to be. This officer had to remind [REDACTED] several times to keep both eyes on the stimulus. [REDACTED] stopped the test and stated that a car that went by was interfering with [REDACTED] eyes. It should be noted this officers patrol light were off and [REDACTED] was to only follow the stimulus not look into the road. The next clue this officer checked for was distinct and sustained Nystagmus at maximum deviation. [REDACTED] was reminded to keep both eyes on the stimulus. At maximum deviation, this officer observed distinct and sustained Nystagmus at maximum deviation from [REDACTED] left and right eye, each eye was observed for 4 seconds and both eyes were jerking. The next part was to check if there was onset of Nystagmus prior to 45 degrees. This officer again reminded [REDACTED] to follow the stimulus. This officer observed jerking of the right and left eye prior to 45 degrees. The last eye test was to see if [REDACTED] had any vertical gaze nystagmus. This officer instructed [REDACTED] to follow the stimulus. The stimulus was raised until [REDACTED] eyes were elevated as far as possible and held for 4 seconds. This officer observed no jerking of the eyes, while vertical.

This officer next began with the Alphabet Test. Before being instructed on the test, [REDACTED] was asked what was [REDACTED] highest level of education completed. [REDACTED] advised this officer [REDACTED] completed some college. After confirming [REDACTED] had a complete understanding of the English Alphabet, [REDACTED] was advised to recite the English Alphabet without singing or grouping letters together, starting with the letter A, and ending with the letter Z, or until this officer said otherwise. [REDACTED] understood the instructions given to [REDACTED] and began the test. [REDACTED] completed the English Alphabet. This officer observed slow speech and [REDACTED] eyes close at times, as if to focus on what the next letter will be.

This officer conducted the One-Leg-Stand Field Sobriety Test. This officer instructed [REDACTED] not to begin until instructed to do so. [REDACTED] was then instructed to raise either foot six inches off the ground while keeping [REDACTED] hands at [REDACTED] side. [REDACTED] was advised not to begin the test until the instructions were fully given to [REDACTED], and [REDACTED] was instructed to begin. This officer advised again [REDACTED] has the right to

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choose either leg to begin the test. This officer explained once the foot was raised six inches off the ground and [REDACTED] foot parallel to the ground he must count out loud as demonstrated by one one-thousand, two one-thousand, three one-thousand, and so forth until told to stop. [REDACTED] understood the instructions given and began the test. [REDACTED] was unable to maintain [REDACTED] foot above the ground, used [REDACTED] arms to stay balanced, did not maintain in the starting position, and was staggering forward. [REDACTED] stated, "well I'm not gonna pass this test." This officer gave [REDACTED] multiple attempts to restart the test, but could not complete it. This officer terminated the test for safety concerns.

To conclude the testing, this officer conducted the Walk and Turn Field Sobriety Test. This officer instructed [REDACTED] to stand straight, hands at [REDACTED] sides, and [REDACTED] right foot to be placed in front of [REDACTED] left while receiving instructions. [REDACTED] continuously swayed while attempting to maintain this position and started staggering toward [REDACTED] left side. While this officer continued with the instruction [REDACTED] was unable to maintain in the starting position as instructed once again and kept stepping side to side for balance. [REDACTED] was instructed to walk forward heel to toe nine steps, counting out loud each step, and back nine steps. [REDACTED] was also instructed while turning around to walk back there needed to be a series of small steps, as demonstrated. [REDACTED] stated [REDACTED] understood the instructions given and began the test. This officer observed swaying of the body, unable to maintain a heel to toe walk, stopped at step number eight and lost balance, could not properly turn, and unable to walk straight.

Based on what was observed during and prior to the tests, this officer believed [REDACTED] was under the influence of alcohol. This officer placed [REDACTED] under arrest utilizing the double-locking method. This officer searched [REDACTED] person, and inventoried [REDACTED] belongings. [REDACTED] was placed in the rear of vehicle 175 to be transported to headquarters. [REDACTED] vehicle was secured by Officer Drew #53, and then towed by All Time Towing as per John's Law.

At headquarters, [REDACTED] was placed on a bench in the booking area. [REDACTED] was read [REDACTED] Miranda Rights at 00:10 hours; [REDACTED] understood and invoked [REDACTED] rights. [REDACTED] was then read the New Jersey Attorney Generals Standard Statement for Motor Vehicle Operators, and [REDACTED] agreed to provide samples of his breath. See report by Sergeant Grace for further details on the alcohol testing. [REDACTED] was charged with Driving While Intoxicated (39: 4-50), Reckless Driving (39:4-96), Failure to Maintain Lane (39:4-88), and Wrong Way on a One-Way (39:4-85.1). [REDACTED] was processed, given copies of [REDACTED] summons, and advised of his mandatory court date on 10/09/2018 at 16:00 hours. [REDACTED] signed off on [REDACTED] property bag and was released to [REDACTED] on 09/30/2018 at 03:04 hours as per John's Law. (See MVR footage from vehicle 175 on 09/28/18 09/30/2018 at 23:49-00:21

***** N A R R A T I V E # 2 *****
UPPLEMENTAL REPORT Reported By: GRACE, KYLE E. 9/29/18

Date: 10/25/18
Time: 8:41:52

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Reviewed By: BENITES, BRYAN V. 10/24/48

At approximately 0058 hrs, this officer operated the Alcotest at Bay Head Police Department (Serial Number ARWC-0066) for Officer Bryan Benites after a [REDACTED] was placed under arrest for driving while intoxicated. After [REDACTED] had [REDACTED] Miranda Warnings and New Jersey Attorney Generals Standard Statement for Motor Vehicle Operators read to [REDACTED] by Officer Benites, [REDACTED] agreed to submit breath samples. [REDACTED] was then transported to Bay Head Police Department to use their Alcotest Machine due to this agency's machine being out of service. Once at Bay Head Police Department a 20 minute observation period was started and observed by Officer Benites and this officer before this officer operated the Alcotest. At no time during this 20 minutes did [REDACTED] belch, vomit, or place anything in [REDACTED] mouth.

[REDACTED] mouth was also checked to make sure that there was nothing inside of it. After [REDACTED] provided two proper breath samples at 0100 hrs and 0103 hrs, the Alcotest Machine failed and advised of a Control Test Failed Message on the screen. The Alcotest machine then terminated the test. It should be noted, that this officer read the provided statement required on how to give breath samples before each time this officer conducted each test. See Bay Head Alcotest Sequential File 00650.

At this time, [REDACTED] was transported to Mantoloking Police Department so their Alcotest machine (Serial Number ARWC-0001) could be used. Once at Mantoloking Police Department a 20 minute observation period was again started and observed by Officer Benites and this officer before this officer operated the Alcotest. At no time during this 20 minutes did [REDACTED] belch, vomit, or place anything in [REDACTED] mouth. [REDACTED] mouth was also checked to make sure that there was nothing inside of it. At 0141 hrs and 0144 hrs [REDACTED] provided two proper breath samples that provided a reading of a 0.12% BAC. It should be noted, that this officer read the provided statement required on how to give breath samples before each time this officer conducted each test. See Mantoloking Police Alcotest Sequential File 00609. After using the State of New Jersey Alcotest Calculator, these Breath Samples were within Acceptable Tolerance.

* * * * * END OF REPORT * * * * *

Case Number . . : 1-18-000493 Occur From Date: 9/09/18 21:19
Occur To Date . : 9/09/18 21:19 Report Date . . : 9/09/18 21:19
Incid. Location: FOCUSED MARKETING SOLUTIONS, 403 RT 35
City/State/Zip . : PT PLEASANT BEACH, NJ 08742
Location Type . : PARKING LOT/GARAGE Division . . . :
Dept Class . . : DWI Report Officer : BOTURLA, KYLE
Case Status . . : CLEARED BY ARREST Case Status Dt : 9/09/18
Verif. Employee: BOTURLA, KYLE 10/24/18
Supervisory Emp: MOSCA, CHRISTOPHER 9/25/18
Entry Date . . : BRADLEY, CATHERINE 10/22/18

***** C A S E M A N A G E M E N T I N F O R M A T I O N *****

Case Number . . : 1-18-000493 Dept Class . . : DWI
Case Status . . : CLEARED BY ARREST Case Status Dt : 9/09/18
Forwarded To . . : N/A Investigator . . : BOTURLA, K.

ASSIGNMENT HISTORY

Case Number . . : 1-18-000493 Dept Unit . . : POLICE PATROL
Investigator . . : BOTURLA, KYLE Assignment Date: 9/09/18

***** V E H I C L E I N F O R M A T I O N # 1 *****

License # . . : [REDACTED] Category . . . :
Vehicle type . : [REDACTED] State Veh Type : [REDACTED]
Year : [REDACTED] Make : [REDACTED]
Model : [REDACTED] Model Name . . : [REDACTED]
Style : [REDACTED] Color : [REDACTED]
VIN : [REDACTED] Damaged :
Disposition . . : [REDACTED] Stolen value . . : 0
Common name . . :
City :
Recovered by . . :
Recovery value : 0 Date recovered : 0/00/00
Common name . . : Recovery code :
City :

***** S U S P E C T / A R R E S T E E I N F O R M A T I O N - # 1 **

First Name . . : [REDACTED]
Street Number : [REDACTED]
City : [REDACTED]
HOME : [REDACTED] E-mail Address :
Birth Date . . : [REDACTED] Social Security: [REDACTED]
Oper Lic No. . : [REDACTED] Race : [REDACTED]
Sex : [REDACTED] Ethnic Origin . : [REDACTED]
Height : [REDACTED] Weight : [REDACTED]
Occupation . . : [REDACTED] Hair Color . . . : [REDACTED]
Hair Length . . : [REDACTED] Eye Color . . . : [REDACTED]
Glasses : [REDACTED] Complexion . . . : [REDACTED]
Facial Hair . . : [REDACTED] Build : [REDACTED]
Hand Use : [REDACTED] Marital Status : [REDACTED]
FBI Number . . : State Number . . :
Disc. ID# . . . : Arrest Case No.: 18-00-000493

***** O T H E R P E R S O N I N F O R M A T I O N - # 1 *****

First Name . . : [REDACTED] Person Type . . : OTHER PERSON

Date: 10/25/18
Time: 8:44:41

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Street Number : [REDACTED]
City : [REDACTED]
E-mail Address : [REDACTED]
Social Security: 0
Race : [REDACTED]
Ethnic Origin : [REDACTED]
Weight : 0
FBI Number : [REDACTED]
Misc. ID# : [REDACTED]

Birth Date : [REDACTED]
Oper Lic No. : [REDACTED]
Sex : [REDACTED]
Height : [REDACTED]
Occupation : [REDACTED]
State Number : [REDACTED]
Arrest Case No.: [REDACTED]

***** N A R R A T I V E # 1 *****
Original Report Reported By: BOTURLA, KYLE D. 9/09/18
Reviewed By: BOTURLA, KYLE D. 10/24/18

On the above date, this agency received a call for a vehicle that just struck a building by the Ark. Upon arrival there was a [REDACTED] against the southeast corner of 403-405 Sea Ave (Focused Marketing Solutions). There were two [REDACTED] standing outside the vehicle one on the driver's side and the other on the passenger's side. This officer went over to the driver and asked if [REDACTED] was an occupant of the vehicle which she stated, "I'm the driver." [REDACTED] was then asked if [REDACTED] was ok or if [REDACTED] would like medical treatment. [REDACTED] stated, "I m fine." This officer observed a laceration to [REDACTED] lip area that was bleeding at the time. While speaking to this [REDACTED] later identified as [REDACTED] ([REDACTED]) there was an odor of an alcoholic beverage emanating from [REDACTED] breath. Also while [REDACTED] was standing speaking with this officer [REDACTED] was swaying and a few times [REDACTED] had to use [REDACTED] arm against the vehicle to keep [REDACTED] from losing [REDACTED] balance.

At this time, this officer wanted to put [REDACTED] through field sobriety test. The current weather condition was a steady rain with wind. There was nowhere on location that would be out of the elements so it was decided to bring [REDACTED] to headquarters under a controlled environment so tests could properly be conducted. This officer explained to [REDACTED] that [REDACTED] was not under arrest and that sobriety tests wanted to be conducted indoors out of the rain/wind. [REDACTED] without hesitation agreed and Officer Varga now transported [REDACTED] to headquarters.

At headquarters, [REDACTED] was placed on the bench. This officer observed the laceration to [REDACTED] lip actively bleeding and wanted the First Aid to come out and check it. The First Aid came and cleaned up [REDACTED] lip, and [REDACTED] refused any further medical treatment. [REDACTED] signed the refusal form at this time. This officer explained to [REDACTED] that the following test would be explained and demonstrated first before [REDACTED] could begin. This officer also advised [REDACTED] not to begin or attempt to do the test until instructions were understood on how to preform them. [REDACTED] stated [REDACTED] understood. This officer instructed [REDACTED] to stand feet together with [REDACTED] arms hanging loosely at [REDACTED] sides. [REDACTED] was told to stay this way the entire time while the first test was explained and demonstrated. [REDACTED] stated [REDACTED] understood.

The first test was the One Leg Stand. [REDACTED] was asked if [REDACTED] was

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currently injured or if [REDACTED] had any lower leg or back problems which [REDACTED] stated no. This officer explained and demonstrated the following. When told to begin, to raise the leg of choice approximately six inches off the ground with your toe pointed up, leg straight out and looking down at your elevated foot. While looking at your foot count out loud by one-thousands from one one-thousand, two one-thousand up to and including thirty one-thousand. [REDACTED] was swaying, raising [REDACTED] arms a couple of times and separated [REDACTED] feet once. [REDACTED] advised that [REDACTED] understood the test. This officer had [REDACTED] correct [REDACTED] starting position and once [REDACTED] was set was instructed to begin. [REDACTED] was observed to raise [REDACTED] left leg barely off the ground. [REDACTED] kept the tip of [REDACTED] foot on the ground while keeping [REDACTED] heel up. [REDACTED] left leg was bent at the knee and [REDACTED] wasn't counting out loud or how instructed. [REDACTED] right foot that [REDACTED] weight was on kept moving in a manner so that [REDACTED] was trying to keep [REDACTED] balance and not sway. [REDACTED] kept dropping [REDACTED] foot and adjusting [REDACTED] before attempting to re-raise [REDACTED] leg. This officer had [REDACTED] stop the test. [REDACTED] was asked if [REDACTED] wanted to attempt the test again which [REDACTED] stated, "Sure."

This officer explained and demonstrated the test again and asked if [REDACTED] understood the instructions. [REDACTED] replied, "Yes." [REDACTED] was told to begin the test. [REDACTED] now raised [REDACTED] left foot off the ground keeping [REDACTED] knee bent. [REDACTED] kept dropping [REDACTED] foot to reset [REDACTED] balance. After another attempt of similar results this test was stopped.

The next test was the Walk and Turn. [REDACTED] was instructed to stand with [REDACTED] right foot in front of [REDACTED] left heel-to-toe having [REDACTED] arms loosely hanging at [REDACTED] sides. [REDACTED] was told to stay this way while explaining and demonstrating the test and not to start the test at any time until told to. [REDACTED] stated [REDACTED] understood. [REDACTED] was instructed to take nine paces in a heel-to-toe manner, counting each step out loud. Once the ninth step was reached, make a series of small steps turning around into a heel-to-toe manner. Then finish by taking nine paces back, counting out loud in a heel-to-toe manner. [REDACTED] was asked if [REDACTED] understood and [REDACTED] stated "Yes." [REDACTED] was now instructed to begin. [REDACTED] initially started to walk out of the starting position and was told to stop and reposition [REDACTED] with [REDACTED] right foot in front of [REDACTED] left heel-to-toe. Once reset [REDACTED] walked normal not following any of the previous instructions, taking thirteen steps turning around then walking fifteen steps before stopping. This officer now had [REDACTED] stand with [REDACTED] feet together and [REDACTED] arms loosely at [REDACTED] sides. [REDACTED] was asked if [REDACTED] had any contacts in which [REDACTED] said [REDACTED] didn't.

This next test was the Horizontal Gaze Nystagmus. This officer held a pen out in front of [REDACTED] face approximately fifteen inches away just above eye level. [REDACTED] was asked if [REDACTED] could see the tip of the pen which [REDACTED] stated [REDACTED] could. [REDACTED] was instructed to keep [REDACTED] head straight the entire time and follow the pen with [REDACTED] eyes only. [REDACTED] stated [REDACTED] understood. This officer observed lack of smooth pursuit, distinct and sustained nystagmus at maximum deviation, and onset of

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nystagmus prior to forty-five degrees in [REDACTED] eyes. This officer now advised [REDACTED] was under arrest for suspected driving while intoxicated.

[REDACTED] was placed on the bench and was read Miranda. [REDACTED] signed acknowledging her rights. Next this officer read the Attorney General's Standard Statement which [REDACTED] replied, "Yeah." This officer advised dispatch to document the start of the twenty minutes period at 21:48 hours. This officer maintain constant uninterrupted visual of [REDACTED] while [REDACTED] was being processed. [REDACTED] did not belch, vomit, or place anything in her mouth. This officer removed his cellphone and portable radio from his person, and made sure [REDACTED] did not have any devices on [REDACTED]. [REDACTED] was now moved to sit facing this officer while the Alcotest was prepared. [REDACTED] did not belch, vomit or place anything in [REDACTED] mouth during this time. Once the Alcotest was ready [REDACTED] was read the instructions how to provide samples of [REDACTED] breath. [REDACTED] stood there staring straight ahead not listening to instructions.

[REDACTED] was again asked if [REDACTED] understood the instructions and [REDACTED] replied yes but did not take a deep breath. [REDACTED] stood there staring at this officer and [REDACTED] opportunity to blow expired. After the Alcotest cycled through and was now ready, [REDACTED] was read the instructions and [REDACTED] now was able to provide a good sample. After this attempt was complete a new mouth piece was used for the second sample. [REDACTED] was read the instructions again and [REDACTED] provided a second good sample. [REDACTED] test results yielded a .23% BAC. [REDACTED] was now processed and charged with Driving While Intoxicated, Reckless Driving, and Failure to Maintain Lane all with a court date of October 1, 2018 at 10am. [REDACTED] was placed into cell 1. [REDACTED] made several phone calls to her mother. [REDACTED] mother later came to pick her up at 0305 hours. [REDACTED] read and acknowledged the Potential Liability Form by signing it. [REDACTED] was now released at this time.

* * * * * END OF REPORT * * * * *

Case Number : 1-18-000499 Occur From Date: 9/15/18 20:34
Occur To Date : 9/15/18 20:34 Report Date : 9/15/18 20:34
Incid. Location: POINT BEACH APARTMENTS, 309 RT 35
City/State/Zip : PT PLEASANT BEACH, NJ 08742
Location Type : PARKING LOT/GARAGE Division :
Dept Class : DWI Report Officer : NASE, SCOTT
Case Status : CLEARED BY ARREST Case Status Dt : 9/15/18
Verif. Employee: NASE, SCOTT 10/22/18 Supervisory Emp: DUFFY, MATTHEW 9/28/18
Entry Date : BRADLEY, CATHERINE 9/15/18

***** C A S E M A N A G E M E N T I N F O R M A T I O N *****
Case Number : 1-18-000499 Dept Class : DWI
Case Status : CLEARED BY ARREST Case Status Dt : 9/15/18
Forwarded To : N/A Investigator : NASE, S.

ASSIGNMENT HISTORY
Case Number : 1-18-000499 Dept Unit : POLICE PATROL
Investigator : NASE, SCOTT Assignment Date: 9/15/18

***** V E H I C L E I N F O R M A T I O N # 1 *****
License # : Category :
Vehicle type : State Veh Type :
Year : Make :
Model : Model Name :
Style : Color :
VIN : Damaged :
Disposition : Stolen value : 0
Common name :
City :
Recovered by : Date recovered : 0/00/00
Recovery value : 0 Recovery code :
Common name :
City :

***** S U S P E C T / A R R E S T E E I N F O R M A T I O N - # 1 **
First Name :
Street Number :
City :
HOME : E-mail Address :
Birth Date : Social Security:
Oper Lic No. : Race :
Sex : Ethnic Origin :
Height : Weight :
Occupation : Hair Color :
Hair Length : Eye Color :
Glasses : Complexion :
Facial Hair : Build :
Hand Use : Marital Status :
BI Number : State Number :
Disc. ID# : Arrest Case No.: 18-00-000499

***** N A R R A T I V E # 1 *****
ORIGINAL REPORT Reported By: NASE, SCOTT A. 9/15/18
Reviewed By: NASE, SCOTT A. 10/22/18

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On the above date and time, this agency received a call about a [REDACTED] driving a [REDACTED] around Point Beach Apartments at 309 RT 35. The caller stated the [REDACTED], later identified as [REDACTED], appeared to be intoxicated. The caller, [REDACTED], advised dispatch [REDACTED] was doing loops around the complex and appeared to be looking for [REDACTED] wallet. [REDACTED] advised [REDACTED] did not make much sense when [REDACTED] spoke with [REDACTED] and asked [REDACTED] about the wallet. Dispatch advised patrol and this officer was nearby, parked behind the Sea Ave. pump house, monitoring traffic. This officer proceeded toward the Point Beach Apartments in RC180 and observed a [REDACTED] drive towards the exit of the Point Beach Apartments complex, and do a quick U-turn back into the parking lot as this officer approached. This officer pulled into the parking lot behind the [REDACTED] ([REDACTED]), activated the overhead emergency lights of RC180, and engaged a motor vehicle stop of the [REDACTED].

This officer approached the operator ([REDACTED]) and asked what was going on. [REDACTED] advised [REDACTED] lost [REDACTED] wallet and this officer believes [REDACTED] said that [REDACTED] was driving around trying to find it. [REDACTED] speech was slightly slurred at the end of that sentence. As this officer approached [REDACTED] face was appeared flush and this officer immediately detected a very strong odor of alcoholic beverage emanating from [REDACTED] person. When asked if [REDACTED] had been drinking, [REDACTED] advised [REDACTED] had one beer. When this officer advised it sounded as if [REDACTED] had more than one beer, [REDACTED] again said [REDACTED] only had one beer. This officer spoke with [REDACTED] more about how [REDACTED] may have lost [REDACTED] wallet. [REDACTED] advised [REDACTED] just had dinner at the Ark with a friend, that friend lives in the Point Beach Apartment complex, and now was driving around looking for [REDACTED] lost wallet. The odor of alcoholic beverage emanating from [REDACTED] breath and person was very strong.

This officer asked [REDACTED] for all of his vehicle documents. [REDACTED] fumbled through both saddle bags of the motorcycle, eventually producing some documents. As indicated in the in car video, PFC Drew arrived on scene and advised [REDACTED] could detect the odor of alcoholic beverage emanating from [REDACTED] from several feet away. [REDACTED] now also stated [REDACTED] had 2 beers, not 1 beer. This officer walked back to RC180 and turned the overhead emergency lights off, so [REDACTED] could perform some psychophysical tests. [REDACTED] was asked to move over into view of RC180's dash cam and this officer began the psychophysical tests. At times [REDACTED] seemed agitated and advised this officer [REDACTED] watches a lot of LIVE PD. This officer advised that he didn't care what [REDACTED] watched, whether [REDACTED] was a lawyer or a cop.

This officer began with the HGN test. (See in car video RC180) This officer administered the Horizontal Gaze Nystagmus test. [REDACTED] was advised to stand still with [REDACTED] arms at [REDACTED] side and to keep [REDACTED] head straight and still, following the tip of the pen with [REDACTED] eyes only. This officer asked [REDACTED] if [REDACTED] could see the tip of the pen this officer was holding up. [REDACTED] stated, "Yes." This officer began to administer the test to [REDACTED]. While administering the test it

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appeared [REDACTED] was not looking at the tip of the pen at all times, while this officer was first trying to see if [REDACTED] had smooth pursuit in both eyes. This officer was able to observe that [REDACTED] did not have smooth pursuit in both eyes. This officer stopped the Horizontal Gaze Test at that time because [REDACTED] was not following the tip of the pen at all times.

This officer completed the Horizontal Gaze Nystagmus test after the Walk and Turn Test and the One Leg Stand Test. This officer observed 4 out of 6 hits during the HGN test. [REDACTED] did not have smooth pursuit in both eyes, had nystagmus in [REDACTED] right eye at maximum deviation, and nystagmus in [REDACTED] right eye onset before 45 degrees. It should also be noted, this officer again detected an extremely strong odor of alcoholic beverage emanating from [REDACTED] breath and person. This officer advised [REDACTED] it was time for the next test and [REDACTED] would be performing the Walk and Turn Test, and not to begin the test until this officer told [REDACTED] to do so.

[REDACTED] was advised to position [REDACTED] feet heel to toe with [REDACTED] right foot in front of [REDACTED] left, in a straight line. This officer demonstrated and explained the walk and turn test. Walk and Turn: "With your arms hanging loosely at your sides, in a straight line, walk nine steps forward heel to counting each step out loud. When you reach the ninth step, turn around by taking several small steps to pivot yourself around, position your feet heel to toe, and walk nine steps back in a straight line, counting each step out loud." This officer asked [REDACTED] if [REDACTED] understood the test, to which [REDACTED] replied, [REDACTED] understood. [REDACTED] was told to begin. [REDACTED] walked nine steps forward in a straight line counting each step out loud. When [REDACTED] reached step nine [REDACTED] spun on [REDACTED] left foot taking one step to turn around. Walking in the straight line back [REDACTED] walked nine steps heel to toe only having a small misstep at step 4, when [REDACTED] had to twist [REDACTED] left foot outward while still touching heel to toe to maintain balance. Overall for this test, [REDACTED] performance would be considered acceptable. (See in car video RC180)

This officer advised it was time for the next test. This officer demonstrated and explained the One-Leg Stand test. One Leg Stand: "With your arms hanging loosely at your sides, raise either foot you wish approximately six inches off the ground, looking at the tip of the raised foot and count out loud by one thousands (one thousand one, one thousand two, etc.) until told to stop. [REDACTED] was asked if [REDACTED] understood the test, to which he replied, yes. [REDACTED] lifted [REDACTED] right foot approx. 6 inches off the ground and began counting. [REDACTED] reached one thousand fourteen and repeated one thousand fourteen. [REDACTED] then just said the number fifteen without saying one thousand. [REDACTED] then said one thousand sixteen and put [REDACTED] right foot down. (See in car video RC180).

At this time, this officer completed the Horizontal Gaze Nystagmus test as indicated above. This officer asked [REDACTED] what [REDACTED] highest level of education was. [REDACTED] replied [REDACTED]. [REDACTED] was asked if [REDACTED] was familiar with the English Alphabet. [REDACTED] said [REDACTED] was familiar

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with the alphabet. This officer asked [REDACTED] to recite the English alphabet slowly without grouping the letters together from the letter A to the letter Z. [REDACTED] was told to begin. [REDACTED] began with the letter A and began reciting the alphabet properly. When reaching LMNOP [REDACTED] grouped the letters together, then stating QRST, then slurring LMNOZ, and stopping. This officer again detected an extremely strong smell of alcoholic beverage coming from [REDACTED] breath. (See in car video RC180)

This officer ordered [REDACTED] to turn around and place [REDACTED] hands behind [REDACTED] back. [REDACTED] was then placed into handcuffs by this officer utilizing the double locking method. [REDACTED] was under arrest at that time for DWI and placed in the rear of RC180. [REDACTED] was very agitated and yelling profanities at this officer. [REDACTED] was transported into HQ by this officer while PFC. Drew stood by with the [REDACTED] waiting for the tow truck. The [REDACTED] was later impounded by All Time Auto Body as per John's law. At HQ, [REDACTED] was placed on the prisoner bench and was uncooperative at times. Refusing to sit down on the prisoner bench and continually using profanity towards this officer. This officer read [REDACTED] rights as per Miranda and the NJ Attorney Generals Standard statement for liability to submit breath samples. [REDACTED] signed the Miranda form indicating [REDACTED] waived [REDACTED] rights and would give a statement. After reading NJ Attorney Generals Standard Statement #1 thru #9, [REDACTED] replied, "Not happening bro."

This officer then read the last paragraph of the form to [REDACTED]. [REDACTED] replied, "Fuck you," to this officer. At that time, [REDACTED] was advised [REDACTED] had refused the right to submit breath samples and would be issued a summons for that as well. [REDACTED] was then placed into holding cell #1 by the booking officer. This officer prepared the Alcotest and marked the test as a refusal by [REDACTED]. An Alcohol Influence report was printed out indicating subject refused, and the original copy was placed with [REDACTED] property.

It should also be noted, this officer called [REDACTED] and asked [REDACTED] about [REDACTED] initial contact and call to this agency after [REDACTED] was already in custody. [REDACTED] stated [REDACTED] saw the [REDACTED] ([REDACTED]) driving slowly around the parking lot. [REDACTED] asked [REDACTED] about the wallet and [REDACTED] said [REDACTED] asked [REDACTED] if [REDACTED] had been drinking. [REDACTED] said it appeared [REDACTED] had been drinking. [REDACTED] advised that [REDACTED] told him to park the [REDACTED] and [REDACTED] would call the police. [REDACTED] did not park the [REDACTED] and continued to drive around the parking lot. [REDACTED] stated at that time [REDACTED] decided to call the police because it was apparent to [REDACTED], the driver of the [REDACTED] ([REDACTED]), was drunk. [REDACTED] was given several phone calls and [REDACTED], [REDACTED] responded to HQ. [REDACTED] was charged with DWI (39:4-50), Reckless Driving (39:4-96), and Refusal to Submit Breath samples (39:4-50.2). [REDACTED] was processed, given copy of [REDACTED] 3 summonses, advised of [REDACTED] 10/1/18 9am court appearance, and released to the custody of [REDACTED]. [REDACTED] read and signed a John's law form which is on file.

It should also be noted that this officer filled out a Lost property

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report for [REDACTED] while [REDACTED] was still in custody. (Log [REDACTED]) This self-reporting incident report was signed by [REDACTED], and is on file with this agency. A copy of the report was given to [REDACTED]. Bike Officers and later this officer searched the possible areas where [REDACTED] had lost [REDACTED] wallet with negative results.

* * * * * END OF REPORT * * * * *

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Case Number . : 1-18-000476 Occur From Date: 9/03/18 2:24
Occur To Date : 9/03/18 2:24 Report Date . : 9/03/18 2:24
Incid. Location: JENKINSONS RIDE PARKING LOT, 500 BOARDWALK
City/State/Zip : PT PLEASANT BEACH, NJ 08742
Location Type : PARKING LOT/GARAGE Division . . . :
Dept Class . . : DWI Report Officer : MARCHETTI, DAVID
Case Status . . : CLEARED BY ARREST Case Status Dt : 9/03/18
Verif. Employee: MARCHETTI, DAVID 10/12/18
Supervisory Emp: GRACE, KYLE 9/19/18
Entry Date . . : BRADLEY, CATHERINE 10/05/18

***** R E L A T E D I N C I D E N T S *****
Incident # Incident # Source
1-18-000354 CITA MOVING - ALL OTHER

***** C A S E M A N A G E M E N T I N F O R M A T I O N *****
Case Number . : 1-18-000476 Dept Class . . : DWI
Case Status . . : CLEARED BY ARREST Case Status Dt : 9/03/18
Forwarded To . : N/A Investigator . : MARCHETTI, D.

ASSIGNMENT HISTORY
Case Number . : 1-18-000476 Dept Unit . . : POLICE PATROL
Investigator . : MARCHETTI, DAVID Assignment Date: 9/03/18

***** V E H I C L E I N F O R M A T I O N # 1 *****
License # . . . : [REDACTED] Category . . . :
Vehicle type . . : [REDACTED] State Veh Type :
Year : [REDACTED] Make : [REDACTED]
Model : [REDACTED] Model Name . . :
Style : [REDACTED] Color : [REDACTED]
VIN : [REDACTED] Damaged :
Disposition . . : [REDACTED] Stolen value . : 0
Common name . . :
City :
Recovered by . . :
Recovery value : 0 Date recovered : 0/00/00
Common name . . : Recovery code :
City :

***** S U S P E C T / A R R E S T E E I N F O R M A T I O N - # 1 *****
First Name . . : [REDACTED]
Street Number : [REDACTED]
City : [REDACTED]
E-mail Address :
Social Security: [REDACTED] Birth Date . . : [REDACTED]
Race : [REDACTED] Oper Lic No. . : [REDACTED]
Ethnic Origin : [REDACTED] Sex : [REDACTED]
Height : [REDACTED] Height : [REDACTED]
Weight : [REDACTED] Occupation . . :
Hair Color . . : [REDACTED] Hair Length . . : [REDACTED]
Eye Color . . : [REDACTED] Glasses : [REDACTED]
Complexion . . : [REDACTED] Facial Hair . . : [REDACTED]
Build : [REDACTED] Hand Use : [REDACTED]
Marital Status : [REDACTED] FBI Number . . :
State Number . : Misc. ID# . . . :

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Arrest Case No.: 18-00-000476

***** O T H E R P E R S O N I N F O R M A T I O N - # 1 *****

First Name . . . :	Person Type . . . :
Street Number . . :	
City :	
E-mail Address . . :	Birth Date . . . :
Social Security: . :	Oper Lic No. . . :
Race :	Sex :
Ethnic Origin . . :	Height :
Weight :	Occupation . . . :
FBI Number . . . :	State Number . . :
Misc. ID# . . . :	Arrest Case No.:

***** N A R R A T I V E # 1 *****

original report Reported By: MARCHETTI, DAVID 9/03/18
 Reviewed By: MARCHETTI, DAVID 10/12/18

On the above date and time, this officer was dispatched to the area of 500 Ocean Avenue, (Jenkinson's Ride Park parking lot), for the report of a [REDACTED] who had driven over a curb and into the parking lot, almost hitting a security guard who was parked in the parking lot, in [REDACTED] vehicle.

At 02:25, Sergeant Grace, Officer Laird and this officer arrived on scene.

This officer observed a [REDACTED], ([REDACTED]), parked facing westbound in the Jenkinson's parking lot. There was a [REDACTED], later identified as [REDACTED], standing at the rear of the vehicle. The vehicle's driver seat was occupied by the suspect, later identified as [REDACTED]. [REDACTED] was observed to be yelling at the parking lot security guard, later identified as [REDACTED], about being able to park [REDACTED] vehicle in the parking lot. Sgt. Grace and this officer approached the vehicle. Sgt. Grace asked [REDACTED] to step out of the vehicle. This officer spoke with [REDACTED] and could smell the odor of alcoholic beverage emanating from [REDACTED] breath. [REDACTED] also had bloodshot and watery eyes. [REDACTED] stance was rigid and staggered, and [REDACTED] was constantly swaying while this officer was attempting to identify [REDACTED]. [REDACTED] was slurring [REDACTED] words heavily, and could not keep [REDACTED] attention to my request for [REDACTED] identification, vehicle registration card and insurance card. [REDACTED] was also extremely excitable and was making antagonistic comments toward [REDACTED] and Sgt. Grace.

This officer asked [REDACTED] how [REDACTED] vehicle came to be parked in the private parking lot. [REDACTED] told this officer [REDACTED] had driven [REDACTED] vehicle down Arnold Avenue turned onto Ocean Avenue, (southbound), from Arnold Avenue, and entered the parking lot by completing a U-Turn and driving over the curb, sidewalk and parking space dividers. [REDACTED] said [REDACTED] drove over the curb and sidewalk because the

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entrance to the parking lot was blocked off completely. [REDACTED] told this officer, while [REDACTED] was looking for [REDACTED] identification, I had one drink tonight at a friend's house. [REDACTED] also stated, I had two drinks within the last hour. I didn't do anything wrong. This officer advised [REDACTED] of his observations, and believed [REDACTED] to be under the influence of alcohol. This officer advised [REDACTED] that he4 would be administering a series of field sobriety tests.

At 02:34, this officer re-located patrol vehicle 175 in order to administer field sobriety tests. While this officer was re-locating patrol vehicle 175, this officer observed Sgt. Grace escort [REDACTED] to the rear of [REDACTED] vehicle. At this time, [REDACTED] became noticeably aggressive toward Sgt. Grace by advancing toward him, pointing [REDACTED] finger in his face and berating him with a salvo of derogatory and vulgar expletives.

See supplemental report by Sgt. Grace.

[REDACTED] then became defiant and began to flail [REDACTED] arms and hands at Sgt. Grace while yelling, Get the fuck away from me you fucking pervert. ! At this time, [REDACTED] was placed under arrest. While Sgt. Grace, Pfc. Drew and Officer Laird were attempting to place [REDACTED] in handcuffs [REDACTED] began to resist those officers. This officer then walked over and took control of [REDACTED] left arm as it had become free. [REDACTED] was placed in handcuffs, assisted up from the ground, and escorted to the rear driver's side of patrol vehicle 175 by Officer Laird and Sgt. Grace. While attempting to retrieve [REDACTED] personal belongings, before guiding [REDACTED] into patrol vehicle 175, [REDACTED] began screaming and shouting at these officers stating, This is what you do?! This is what you do?! You sick perverts! I'm going to get you! [REDACTED] also said, Get the fuck away from me! Oh my god! As this officer was placing [REDACTED] into the back seat of patrol vehicle 175, [REDACTED] exclaimed, I want my mom! You're not going to do this to me, legally! I'm a lawyer and I'm going to fucking sue your ass ! [REDACTED] personal belongings were then gathered and placed into a property bag and secured in the front of patrol vehicle 174 with Officer Laird.

At 02:36, this officer transported [REDACTED] to police headquarters.

At 02:38, this officer arrived at police headquarters and awaited officer Keegan's arrival.

Officer Keegan, Sgt. Grace and this officer then escorted [REDACTED] into police headquarters. Before entering the vestibule area for the rear entrance of police headquarters, [REDACTED] fully extended [REDACTED] left leg into the door jamb of the vestibule entrance in an attempt to inhibit these officers from bringing [REDACTED] inside for processing. This officer removed [REDACTED] straightened leg from the door jamb, and these officers assisted [REDACTED] to the rear entrance for booking and processing. It should be noted [REDACTED] had scrapes on [REDACTED] hand and elbow. This officer offered to have [REDACTED] treated by Emergency Medical Services and [REDACTED] refused.

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Inside police headquarters, [REDACTED] continued to berate Sgt. Grace and this officer. [REDACTED] told Sgt. Grace, Get away from me you pervert, why don t you go and masturbate! This officer attempted to administer field sobriety tests to [REDACTED] and [REDACTED] refused. [REDACTED] became more irate and continued [REDACTED] angry rant at these officers.

[REDACTED] stated [REDACTED] would only speak to officer Keegan while [REDACTED] was inside our headquarters. Officer Keegan read [REDACTED] Miranda Rights, which [REDACTED] refused to sign that they were read to [REDACTED]. Officer Keegan then read [REDACTED] the Attorney General Standard Statement which [REDACTED] replied, I want my mom . [REDACTED] was then read the additional statement due to [REDACTED] to answering with a Yes or no response. After reading the additional statement, [REDACTED] stated No, I want my mom . It should be noted, while officer Keegan was reading [REDACTED] Miranda Rights and the Attorney General Standard Statement, [REDACTED] continually attempted to speak over officer Keegan.

[REDACTED] was placed in cell # 3 after being positively identified. [REDACTED] property was inventoried and kept in plain view.

It should be noted, [REDACTED] had an ATS warrant, (Warrant Number: [REDACTED]), out of Brick Township for the amount of \$220.00.

While [REDACTED] was in cell # 3, [REDACTED] continued to yell derogatory expletives. Eventually, Sgt. Grace was able to calm [REDACTED] and [REDACTED] became apologetic and continued to repeat that [REDACTED] wanted, To see my mommy . Sgt. Grace advised [REDACTED] that [REDACTED] mother was on [REDACTED] way to police headquarters in order to take [REDACTED] home after [REDACTED] signed off on John s Law and posted [REDACTED] bail.

[REDACTED] mother, later identified as [REDACTED], arrived at police headquarters and spoke with Sgt. Grace. While Sgt. Grace was speaking with [REDACTED], [REDACTED] was removed form cell # 3 and placed on the prisoner bench. [REDACTED] then became irate again and was shouting that [REDACTED] would have all officers involved sued and fired.

At 05:29, [REDACTED] signed off on [REDACTED] property bag and was released to the care of [REDACTED] mother, [REDACTED], under Johns Law.

[REDACTED] was charged with Driving While Intoxicated, (39: 4-50), Disorderly Conduct, (2C: 33-2A(1)), Resisting Arrest, (2C: 29-1A(1)), Reckless Driving, (39: 4-96), Refusal to Give Breath Samples, (39: 4-50.2), Driving While Suspended, (39: 3-40), and Uninsured Motor Vehicle, (39: 6B-2). [REDACTED] was given a copy of [REDACTED] complaint and advised of [REDACTED] charges which are all returnable for court on 10/01/2018 at 10:00 A.M.

***** N A R R A T I V E # 2 *****
upplemental Report Reported By: GRACE, KYLE E. 9/03/18
Reviewed By: MARCHETTI, DAVID 10/12/18

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On the above date and time, this officer along with PO David Marchetti responded to 500 Ocean Ave (Jenks South Parking) after a Jenkinson s Security Officer (██████████) called in a report of a vehicle (██████████) that had just went up on the sidewalk, and drove through parking blocks into the parking lot illegally. Upon arriving, this officer observed a ██████████ subject (██████████) sitting in the driver s seat of the vehicle yelling at ██████████ to stay away from ██████████ because ██████████ did nothing wrong. At this time, this officer approached ██████████ with PO Marchetti, to speak with ██████████. It should be noted that instantly this officer observed a strong odor of alcoholic beverage emanating from ██████████ breath, as well as having watery and blood shot eyes.

As more officers arrived on scene, ██████████ became very antagonistic with the officers stating that they all need to stay away from ██████████ because ██████████ did nothing wrong, and that ██████████ was an attorney. ██████████ advised officers that ██████████ needed to park ██████████ car, and that ██████████ did nothing wrong by driving over the sidewalk and parking blocks to get into the lot. It should be noted that ██████████ did step out of ██████████ vehicle numerous times to yell at officers on scene, and then sit back down in the driver s seat.

At this time, ██████████ was asked to step out of ██████████ vehicle so that Psychophysical Test could be performed, while PO Marchetti went to get Car 175 to record the same with the vehicles MVR. ██████████ stepped out of ██████████ vehicle and walked to the rear of the vehicle. It should be noted that while ██████████ was walking to the rear of the vehicle, ██████████ was swaying back and forth when ██████████ walked, and also had to hold onto the vehicle a few times for support. At this time, PFC Paschal Drew and SO Ryan Laird were now on scene speaking with ██████████ as well. While getting out of ██████████ vehicle ██████████ kept expressing that ██████████ did nothing wrong and at times became very loud and disorderly. While PO Marchetti was moving Car 175 into the lot so that his MVR could record ██████████ performing the Psychophysical Testing, ██████████ start to scream, curse, and place ██████████ finger into this officer s face in an aggressive manner. ██████████ was screaming that ██████████ did nothing wrong, and that ██████████ would not be doing any test. Once PO Marchetti's vehicle was in place, this officer again advised ██████████ to step over towards PO Marchetti vehicle, and started to use his hand to gesture ██████████ in that direction. At this time, ██████████ stepped away from this officer and slapped this officer s hand away from ██████████ and stated, Get the fuck away from me you fucking pervert.

At this time, ██████████ was advised ██████████ was under arrest for Disorderly Conduct and Driving while Intoxicated. When trying to place ██████████ under arrest, ██████████ refused to place ██████████ hands behind ██████████ back and then fell to the ground. When on the ground ██████████ still refused to place ██████████ hands behind ██████████ back, and try to strike officers with ██████████ hands while resisting arrest. It should be noted that it took 4 officers (PFC Drew, PO Marchetti, SO Laird, and this officer) to get control of ██████████ while ██████████ was resisting arrest. Once handcuffs were able to be placed on ██████████, ██████████ was escorted to

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Car 175 where officers attempted to get [REDACTED] property off [REDACTED] person so [REDACTED] could be transported to headquarters. While doing so it should be noted that [REDACTED] stated, I am a lawyer and I am going to sue your ass. [REDACTED] also stated, I am going to get you. Once in headquarters, [REDACTED] was placed on the bench in the rear processing room.

See Report by PO Marchetti.

At approximately 0529 hrs, [REDACTED] mother ([REDACTED]) arrived at headquarters to pick up [REDACTED] up. At this time [REDACTED] was advised of the John s Law and agree to take legal responsibility of [REDACTED] so [REDACTED] could be released. [REDACTED] also gave this officer \$220.00 in cash for an ATS Warrant out of Brick Township. [REDACTED] advised this officer to put [REDACTED] as the owner of the bail.

Once [REDACTED] was released, [REDACTED] started to knock on the lobby door and requested to speak to this officer. [REDACTED] expressed [REDACTED] unhappiness with the treatment of [REDACTED] while in our custody. This officer started to explain to [REDACTED] that if [REDACTED] felt there was an issue, [REDACTED] or [REDACTED] could file a citizen complaint for such. It should be noted that while speaking with [REDACTED], [REDACTED] who now had [REDACTED] Phone started to scream at this officer in the lobby. At one point [REDACTED] made reference to this officer that if [REDACTED] was [REDACTED] this incident would have been handled differently. At one point [REDACTED] started to step towards this officer in an aggressive manner while screaming. [REDACTED] was advised to calm down or [REDACTED] would be placed under arrest again for [REDACTED] conduct. It should be noted that [REDACTED] finally took [REDACTED] phone away from [REDACTED] when [REDACTED] stated, The only reason why you arrested me was because I called you a fat fuck. [REDACTED] then escorted [REDACTED] out of the lobby in disgust. It should be noted that this officer retrieved a Citizen Complaint Form from inside Headquarters and brought it to [REDACTED] outside. [REDACTED] was reluctant to take the Citizen Complaint Forms, but finally did.

* * * * * END OF REPORT * * * * *