

96	PAGE 1 OF 4		☐ Fatal		New Jersey Police Crash Investigation Report										☒ Reportable		☐ Non-Reportable		☐ Change Report														
02	1 Case Number				19-37341										118a																		
97	2 Police Dept of				Code		TOMS RIVER POLICE DEPT										118b																
01	3 Station/Precinct				DISTRICT 1												119a																
98	4 Date of Crash				5 Day of Week		6 Time		7 Municipality Code		8 Total Killed		9 Total Injured		21 Latitude		22 Longitude																
03	07/06/19				SATURDAY		1842		1507		--		2		39.979060		-74.18283																
99	23 Veh #				24 Policy No.				25 NJ Ins. Code				53 Veh #				54 Policy No.				55 NJ Ins. Code				01								
05	1				01568 75 89U 7101 0				355				-				-				-				01								
100a	☐ Parked				☐ Ped				☐ Pedalcyclist				☐ Resp To Emergency				☐ Hit & Run								01								
01	26 Driver's First Name				Initial		Last Name		29 Sex		56 Driver's First Name				Initial		Last Name		59 Sex						121a								
02	DANIEL				P		LEONARD		M		-				-				-		-						121b						
01	27 Number & Street				1237 SPAR AVE										57 Number & Street																		
103	28 City				State				Zip				58 City				State				Zip												
01	BEACHWOOD				NJ				08722				-				-				-												
104	30 Eyes				DL Class		Restrictions		Endorsements		31 State		60 Eyes		DL Class		Restrictions		Endorsements		61 State						122						
1	02				D		-		-		NJ		-				-		-		-						01						
105	32 Driver's License Number				33 DOB				34 Expires				62 Driver's License Number				63 DOB				64 Expires								123				
99	L26071537710762				10/01/1976				10 21				-				-				-												
106	35 Owner's First Name				Initial		Last Name		65 Owner's First Name				Initial		Last Name														124				
-	☐ Same As Driver				DANIEL				P		LEONARD		☐ Same As Driver				-				-		-						04				
107	36 Number & Street				1237 SPAR AVE										66 Number & Street																		125
-	-				-										-				-														126a
108	37 City				State				Zip				67 City				State				Zip								05				
05	BEACHWOOD				NJ				08722				-				-				-								126b				
109	38 Make		39 Model		40 Color		41 Year		42 Plate No.		43 State		68 Make		69 Model		70 Color		71 Year		72 Plate No.		73 State				56						
-	TOYO		TUN		GY		2016		AB1614		NJ		-		-		-		-		-		-				126c						
110	44 VIN				45 Expires				74 VIN				75 Expires																56				
01	5TFHY5F17GX573066				08 20				-				-				-												126d				
111	46 Vehicle Removed To				ACCURATE TOWING										76 Vehicle Removed To																		60
-	☐ Driven				☒ Towed Disabled				☐ Towed Disabled & Impounded				☐ Driven				☐ Towed Disabled				☐ Towed Disabled & Impounded								126e				
112	☐ Left At Scene				☐ Towed Impounded				☐ Left At Scene				☐ Towed Impounded																60				
113	47 Authority				☐ Owner		☐ Driver		☒ Police		77 Authority				☐ Owner		☐ Driver		☐ Police										127a				
114	48 Alcohol/Drug Test				Given: ☒ No ☐ Yes ☐ Refused		49 Hazardous Material		☒ None ☐ On Board ☐ Spill		78 Alcohol/Drug Test		Given: ☐ No ☐ Yes ☐ Refused		79 Hazardous Material		☐ None ☐ On Board ☐ Spill										127b						
115	Type: ☐ Breath ☐ Blood ☐ Urine						Hazard Class		Placard No.		Type: ☐ Breath ☐ Blood ☐ Urine				Hazard Class		Placard No.										127c						
116	Results: 0. - % ☐ Pending										Results: 0. - % ☐ Pending																127d						
01	50 Carrier No.				☐ USDOT ☐ MC/MX		51 GVWR/GCWR		☐ Weight <= 10,000 lbs		☐ Weight 10,001-26,000 lbs		☐ Weight >= 26,001 lbs		80 Carrier No.		☐ USDOT ☐ MC/MX		81 GVWR/GCWR		☐ Weight <= 10,000 lbs		☐ Weight 10,001-26,000 lbs		☐ Weight >= 26,001 lbs		127e						
117	52 Motor Carrier or Government Entity				-										82 Motor Carrier or Government Entity				-														128
-	Number & Street				-										Number & Street				-														05
-	City				State				Zip				City				State				Zip								129				
-	-				-				-				-				-				-								130				
-	135 Damage To Other Property				☐ Yes (If Yes, describe)		☒ No																								131		
-																															132		
-	Oper. 136 Charge				137 Summons. No.				Oper. 138 Charge				139 Summons. No.																133				
01	39:4-96				E19006309				01 39:4-88				E19006310																04				
-	Oper. 140 Charge				141 Summons. No.				Oper. 142 Charge				143 Summons. No.																134				
-	-				-				-				-				-																
A	83	84	85	86	87	88	89	90	91	92	93	94	95	Names & Addresses of Occupants - If Deceased, Date & Time of Death																			
01	01	01	04	42	M	02	04	01	11	04	-	6501	DANIEL P LEONARD																				
01	01	01	04	45	M	02	04	01	11	04	-	6501	1237 SPAR AVE BEACHWOOD NJ 08722																				
01	03	01	04	45	M	02	04	01	11	04	-	6501	CHRISTOPH P MCGUIRE																				
01	03	01	04	45	M	02	04	01	11	04	-	6501	12 LOON PL BAYVILLE NJ 08721																				
01	03	01	04	45	M	02	04	01	11	04	-	6501																					
01	03	01	04	45	M	02	04	01	11	04	-	6501																					

**New Jersey Police
Crash Investigation Report**

Police Dept: **TOMS RIVER POLICE DEPT** Code: **01**Station: **DISTRICT 1** Case No: **19-37341**

(Refer to vehicle by number)

	Veh Occ	Pos In/On	Eject	Phys Cond	Age	Sex	Loc Inj	Type Inj	Ref Med	Equip Avail	Equip Used	Bag Dept	Hosp Code	
A L L F I N V O L V E D J	83	84	85	86	87	88	89	90	91	92	93	94	95	Names & Addresses of Occupants - If Deceased, Date & Time of Death

144 Crash Diagram (NOT TO SCALE)

SEE DIAGRAM PAGE

145 Crash Description/Narrative

SEE NARRATIVE FOR DETAILS.

146 Officer's Signature

GAMBARDELLA, P.

147 Badge #

0365

148 Reviewer

DJS

Badge #

260

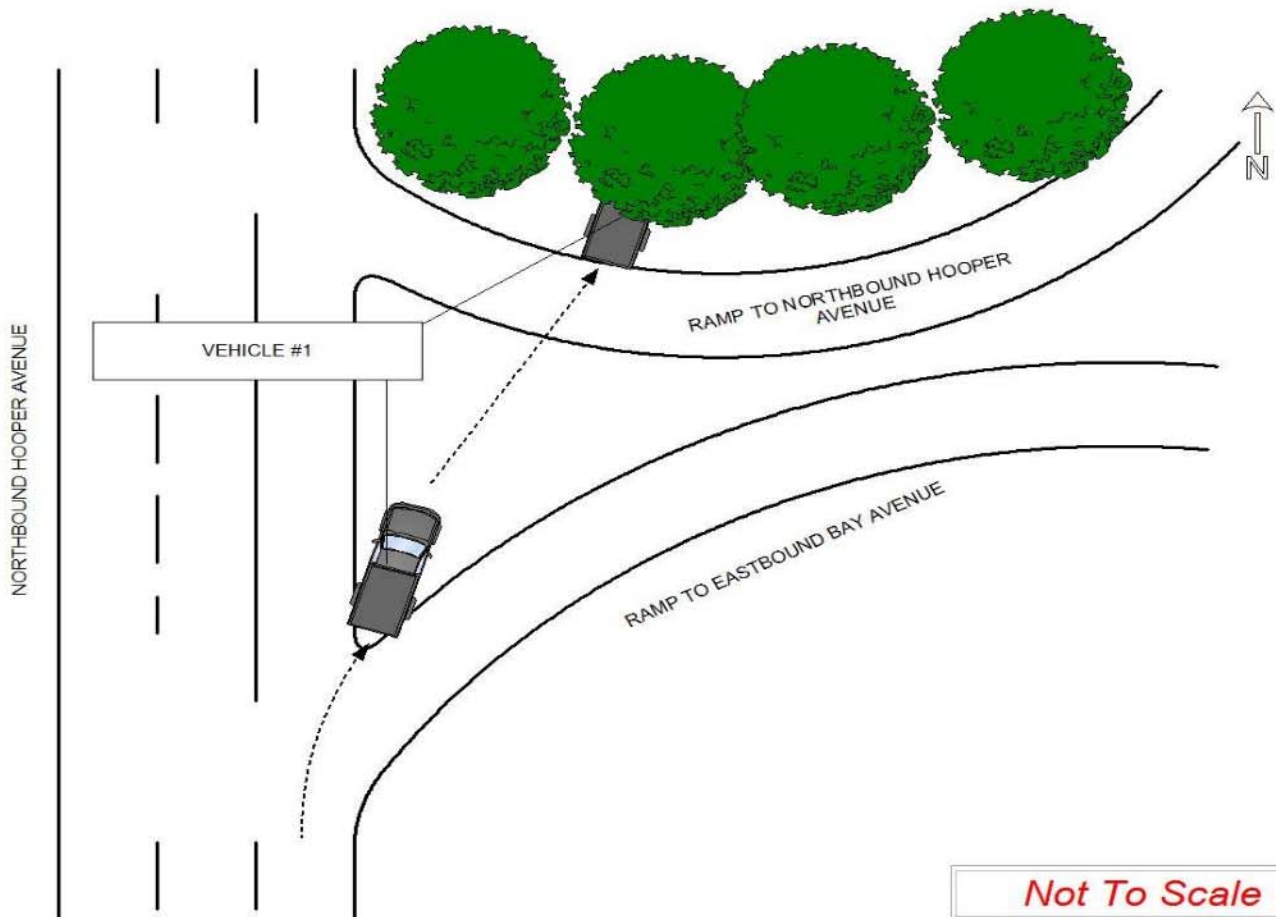
149 Case Status

☐ Pending ☒ Complete

New Jersey Police Crash Investigation Report
Motor Vehicle Crash Diagram

Police Dept: **TOMS RIVER POLICE DEPT** Code: **01**
Station: **DISTRICT 1** Case No: **19-37341**

144 Crash Diagram (NOT TO SCALE)



GAMBARDELLA, P.

Officer's Signature

0365

Badge Number

New Jersey Police Crash Investigation Report
Motor Vehicle Crash DescriptionPolice Dept: TOMS RIVER POLICE D Code: 01
Station: DISTRICT 1 Case No: 19-37341

145 Crash Description

VEHICLE #1 WAS ORIGINALLY TRAVELLING NORTHBOUND ON HOOPER AVENUE APPROACHING THE INTERSECTION WITH THE EXIT RAMP FROM NORTHBOUND HOOPER AVENUE TO EASTBOUND BAY AVENUE WHEN VEHICLE #1 RAN OFF THE ROAD TO THE RIGHT, STRIKING THE CURB, TRAVELLING OVER A GRASSY AREA THAT SEPARATED THE EXIT RAMP, CROSSING OVER THE RAMP FROM EASTBOUND BAY AVENUE TO NORTHBOUND HOOPER AVENUE, BEFORE STRIKING ANOTHER CURB AND TRAVELING DOWN AN EMBANKMENT COMING TO REST AFTER STRIKING A TREE. DRIVER #1 ORIGINALLY STATED THAT AN UNKNOWN WHITE AUDI SEDAN ABRUPTLY CHANGED LANES IN FRONT OF VEHICLE #1 TO ACCESS THE EXIT RAMP FROM NORTHBOUND HOOPER AVENUE ONTO EASTBOUND BAY AVENUE CAUSING DRIVER #1 TO DRIVE OFF THE ROADWAY.

3 INDEPENDENT WITNESSES, SERGIO MAZZA, RONALD FIZER AND BENJAMIN BROUWER ALL STATED THAT VEHICLE #1 WAS TRAVELLING A HIGH RATE OF SPEED NORTHBOUND ON HOOPER AVENUE AND, AT ONE POINT, BEGAN CHASING THE UNKNOWN WHITE AUDI. MAZZA STATED THAT VEHICLE #1 WAS ORIGINALLY TRAVELLING A HIGH RATE OF SPEED NORTHBOUND ON HOOPER AVENUE FROM WATER STREET, WHILE ALSO PASSING VEHICLES ON THE RIGHT PRIOR TO BEING ENGAGED WITH THE WHITE AUDI. FIZER STATED THAT HE WITNESSED VEHICLE #1 CHASING THE UNKNOWN WHITE AUDI NEAR THE INTERSECTION OF NORTHBOUND HOOPER AVENUE AND CAUDINA AVENUE, SPECIFICALLY BY PASSING ALL OTHER TRAFFIC ALONG THE SHOULDER. ALL 3 WITNESSES STATED THAT THEY OBSERVED THE UNKNOWN WHITE AUDI TAKE A SUDDEN EXIT ONTO EASTBOUND BAY AVENUE AND VEHICLE #1 ATTEMPTED TO FOLLOW, BUT WAS UNABLE TO DO SO RESULTING IN VEHICLE #1 TO RUN OFF THE ROAD AND INTO THE EMBANKMENT. ALL WITNESSES STATED THAT IT APPEARED AS IF THE UNKNOWN WHITE AUDI WAS ATTEMPTING TO GET AWAY FROM VEHICLE #1 FOR AN UNKNOWN REASON.

DRIVER #1 FURTHER EXPLAINED THAT HE WAS ORIGINALLY STOPPED IN THE RIGHT LANE OF NORTHBOUND HOOPER AVENUE AT THE INTERSECTION WITH EDKIN AVENUE AND THE UNKNOWN WHITE AUDI WAS IN THE CENTER LANE. WHEN THE TRAFFIC LIGHT CHANGED TO GREEN, THE WHITE AUDI ALLEGEDLY CUT OFF VEHICLE #1. DRIVER #1 STATED THAT HE CONTINUED TO FOLLOW THE AUDI NORTHBOUND ON HOOPER AVENUE AND THEN ALLEGEDLY CUT HIM OFF AGAIN TO EXIT ONTO EASTBOUND BAY AVENUE. DRIVER #1'S STATEMENT CHANGED MULTIPLE TIMES FROM HIS ORIGINAL STATEMENT. DRIVER #1 CONTINUOUSLY STATED THAT HE WAS TRAVELLING BEHIND THE AUDI THE ENTIRE TIME, THEN STATED THAT THE AUDI HAD CUT HIM OFF WHICH CAUSED HIM TO RUN OFF THE ROADWAY. WHEN ASKED HOW THE AUDI CUT HIM OFF IF HE WAS TRAVELLING BEHIND IT THE ENTIRE TIME, DRIVER #1 CHANGED HIS STATEMENT TO INDICATE THAT THE AUDI HAD SUDDENLY APPLIED THE BRAKES. DRIVER #1 WAS OBSERVED TO BE AGITATED AND UNCOOPERATIVE WITH POLICE DURING THE CRASH INVESTIGATION.

VEHICLE #1 SUSTAINED DISABLING DAMAGE TO THE FRONT END AND WAS TOWED FROM THE SCENE BY ACCURATE TOWING. DRIVER #1 SUSTAINED A FACIAL LACERATION AND A CONTUSION TO HIS LEFT LEG. HE REFUSED MEDICAL ATTENTION AT THE SCENE BUT WAS GOING TO SEEK MEDICAL TREATMENT AT COMMUNITY MEDICAL CENTER VIA PERSONAL VEHICLE. PASSENGER IN VEHICLE #1 SUSTAINED A FACIAL LACERATION BUT ALSO REFUSED MEDICAL TREATMENT AT THE SCENE. HE WAS ALSO GOING TO SEEK TREATMENT ON HIS OWN AT COMMUNITY MEDICAL CENTER VIA PERSONAL VEHICLE.

CONTACT WAS MADE WITH THE DRIVER OF THE WHITE AUDI (NJ REGISTRATION X92GTC), IDENTIFIED AS ROBERT MASON. MASON STATED THAT HE WAS ORIGINALLY STOPPED FOR A RED TRAFFIC LIGHT IN THE CENTER LANE OF NORTHBOUND HOOPER AVENUE AT THE INTERSECTION WITH EDKIN AVENUE. WHEN THE TRAFFIC LIGHT CHANGED TO GREEN, ALL VEHICLES ACCELERATED. AS HIS VEHICLE MAINTAINED A POSITION IN FRONT OF VEHICLE #1, DRIVER #1 BEGAN HONKING AND TAILGATING. AS BOTH VEHICLES CONTINUED TRAVELLING NORTHBOUND, VEHICLE #1 CONTINUED FOLLOWING MASON'S VEHICLE TOO CLOSELY. MASON THEN TURNED INTO THE PARKING LOT OF THE TD BANK LOCATED AT THE INTERSECTION WITH NORTHBOUND HOOPER AVENUE AND CAUDINA AVENUE, BUT VEHICLE #1 CONTINUED FOLLOWING AT A HIGH RATE OF SPEED. MASON ADDED THAT HE RE-ENTERED NORTHBOUND HOOPER AVENUE AND INCREASED SPEED IN AN ATTEMPT TO GET AWAY FROM VEHICLE #1, BUT VEHICLE #1 CONTINUED FOLLOWING EVEN WHEN BOTH VEHICLES WERE TRAVELLING ON THE SHOULDER. AS MASON APPROACHED THE EXIT RAMP FOR EASTBOUND BAY AVENUE, HE SUDDENLY ENTERED THE RAMP AT A HIGH RATE OF SPEED. IN DOING SO, VEHICLE #1 ATTEMPTED TO FOLLOW, BUT WAS UNSUCCESSFUL. MASON THEN IMMEDIATELY TRAVELLED TO DISTRICT 1 TO REPORT THE INCIDENT. MASON ADDED THAT HE WAS FEARFUL OF HIS LIFE AS VEHICLE #1 WAS FOLLOWING HIM.

BASED ON WITNESS ACCOUNTS, AS WELL AS DRIVER #1'S CONFLICTING STATEMENTS, IT WAS DETERMINED THAT DRIVER #1 WAS CONSIDERED AT FAULT FOR THIS CRASH. IT IS BELIEVED THAT DRIVER #1 BECAME ENRAGED WHEN MASON'S AUDI CUT OFF VEHICLE #1 AS THE VEHICLES WERE TO MERGE. DRIVER #1 THEN FOLLOWED MASON'S VEHICLE AT A HIGH RATE OF SPEED INCLUDING PASSING OTHER VEHICLES ON THE SHOULDER, THEN LOST CONTROL WHEN ATTEMPTING TO CONTINUE FOLLOWING MASON'S VEHICLE. DRIVER #1'S DEMEANOR CONTINUED DURING THE POLICE INVESTIGATION. IT WAS FURTHER DETERMINED THAT DUE TO THE DISTANCE VEHICLE #1 TRAVELLED INTO THE EMBANKMENT, VEHICLE #1'S SPEED WAS NOT CONDUCIVE TO PROPER CONTROL ON THE ROADWAY. AS A RESULT OF THIS CRASH, DRIVER #1 WAS ISSUED SUMMONSES FOR RECKLESS DRIVING AND FAILING TO MAINTAIN TRAVEL LANE.

PTL. GAMBARDELLA #365

GAMBARDELLA, P.

Officer's Signature

0365

Badge Number