



Township of Ocean Police NJ0133700

399 Monmouth Road OAKHURST , NJ 07755 (732)531-1800

Officer Report for Incident 14OT27415

Nature: DWI

Location: P37

Address: SR 66 / BOWNE

NEPTUNE TWP NJ 07753

Offense Codes: DUI

Received By: ZZ Kampf, C

How Received: O

Agency: P37

Responding Officers: Carter, R, Bernhard, Bre, Macom, T, Goncalves, J

Responsible Officer: Carter, R

Disposition: CAA 10/27/14

When Reported: 22:21:11 10/26/14

Occurred Between: 22:21:02 10/26/14 and 22:21:05 10/26/14

Assigned To:

Detail:

Date Assigned: **/**/**

Status:

Status Date: **/**/**

Due Date: **/**/**

Complainant:

Last:

First:

Mid:

DOB: **/**/**

Dr Lic:

Address:

Race:

Sex:

Phone:

City:

Offense Codes

Reported:

Observed: DUI DUI Alcohol or Drugs

Additional Offense: DUI DUI Alcohol or Drugs

Circumstances

LT13 Highway, Road, Alley

Responding Officers:

Unit :

Carter, R

P37264

Bernhard, Bre

P37289

Macom, T

P37231

Goncalves, J

P37259

Responsible Officer: Carter, R

Agency: P37

Received By: ZZ Kampf, C

Last Radio Log: **:*.**: **/**/**

How Received: O Ofcr. Initiated

Clearance: RR Report Required

When Reported: 22:21:11 10/26/14

Disposition: CAA Date: 10/27/14

Judicial Status:

Occurred between: 22:21:02 10/26/14

Misc Entry:

and: 22:21:05 10/26/14

Statute:

Description :

Method :

39:4-50
39:4-96
39:4-97
39:4-124
39:4-88

Involvements

Date	Type	Description	Defendant
10/27/14	Name	COOK, RUSSELL	
10/26/14	Cad Call	22:21:11 10/26/14 DWI	Initiating Call

Narrative

***** (lwmain03164410272014) **

Ptl. Raheem Carter #264
10/27/14

DWI
39:4-50

MO: Following a motor vehicle stop, the accused Russell Cook, was found to be under the influence of intoxicating liquors.

1. Operation of the motor vehicle:

On 10/26/2014 at approximately 2228 hours, I the undersigned was traveling S/B on State Hwy 35, approaching the intersection with Sunset Avenue. I was operating marked unit 53 and was accompanied by Ptl. Bernhard #289. As we approached the intersection, the light turned red and we came to a complete stop. While stopped, we observed the accused vehicle bearing NJ registration DRTDEDZ, make an illegal left turn from Sunset Avenue W/B onto Hwy 35 S/B. Let it be noted that that there are several signs posted that indicate that the left turn is prohibited at this intersection.

Once the light turned green, we traveled in the direction of the vehicle and were able to close the gap in the area of State Hwy 66 and South Mall Drive. Both my vehicle and the accused vehicle were located in the right lane as we traveled W/B on State Hwy 66. While behind the vehicle, at 22:19:24 hours, I observed both driver side tires cross over the center dashed lines and enter into the left lane of travel. After repositioning itself in the right lane of travel, I observed same commit the same offense at 22:19:40 hours. As we approached the intersection of State Hwy 66 and Bowne Rd, the light turned red and both vehicles came to a complete stop. At this time, I observed that the accused vehicle had bypassed the solid stop bar and was currently stopped within the intersection. Both passenger side tires were resting on the shoulder at this time. Once the light turned green, I activated my overhead lights and conducted a motor vehicle stop on State Hwy 66, just west of Bowne Rd.

2. When Stopped:

I exited my vehicle and made my approach on the driver's side, while Ptl. Bernhard made his approach on the passenger side. At the window, I introduced myself and my department to the driver and requested his documents. I stood by and waited as the driver, identified as Russell Cook, slowly handed me each requested document individually. After retrieving the requested documents, I advised Russell for the reason of my stop and of my observations on State Hwy 66. I asked Russell if he had been drinking and he replied "I had a couple drinks." As Russell spoke, I detected the odor of an alcoholic beverage emanating off of his breath. It was at this time that I asked Russell to step out and to the rear of the vehicle.

At the rear of the vehicle, I informed same that I was going to put him through a series of field sobriety tests, to determine if he was impaired. I first asked Russell if he was injured and he replied "No." I then asked if he had any issues with his eyes and again he replied "No." Finally, I asked what was his highest level of education and he replied "High School." I then began my field sobriety tests.

The first test Russell was asked to demonstrate was the 30 second stationary stance. I first demonstrated the test to Russell and asked if he understood. After answering yes, Russell began the test. While performing the test, I observed Russell swaying uncontrollably.

The second test I administered to Russell was the Horizontal Gaze Nystagmus. I explained the test to same and began the test. In looking at Russell's eyes, I noted that they were watery and the pupils were equal. As the test began, I stopped to inform Russell to keep his head still and to track the stimulus, my black colored pen with just his eyes. Let it be noted, there was no resting nystagmus observed. While performing the test, I noted that there

was a lack of smooth pursuit in both eyes. Furthermore, there was a distinct and sustained nystagmus at maximum deviation in both eyes and the onset occurred prior to a 45 degree angle in both eyes as well.

For the third test, I asked Russell to recite the English alphabet slowly without singing. During the first attempt, Russell recited the alphabet normally but too quick. I asked him to recite it again and he was unable to perform the test as requested. He recited the alphabet from A-V and then gave the letters X, W double Y, Z.

The fourth test Russell was asked to perform was the one legged stand. I first demonstrated the test to Russell and asked if he understood. After replying yes, Russell began the test. On the 1st attempt, Russell put his foot down at 2 one thousand and stumbled to his left. On the 2nd attempt, he put his foot down at 3 one thousand, continued and stumbled to his left on 7 one thousand. For his safety, this test was concluded.

The final test Russell was asked to perform was the heel to toe walk. I asked Russell to maintain a heel to toe stance and demonstrated what I meant. While in the instructional phase, Russell was unable to maintain a heel to toe stance. He then acknowledged again that he had consumed several beers and would not be able to perform the test. I demonstrated the test and informed him to begin the test when ready. While performing the test, Russell continually stepped off of the line, swayed for balance and was unable to maintain a heel to toe stance for any duration during the test. At the conclusion of this test, Russell was placed under arrest for DWI. He was handcuffed behind the back (Double-locked), searched and placed into the rear of my vehicle. Central Towing was contacted to respond to the scene to tow the vehicle in accordance with John's Law. Ptl. Goncalves remained with the vehicle until Central arrived. I then transported Russell to HQ for processing.

3. En route to HQ:

While en route to HQ, Russell continually rambled [REDACTED]

4. At HQ:

Upon arrival at HQ, I learned that our Alcotest machine (Serial # ARWF-0401) was currently out of service following a solution change by Sgt. Macom. I then transported Russell to Deal PD for processing at 2251 hours. Upon arrival at Deal PD, I maintained a constant uninterrupted visual of Russell between 2303 and 2324 hours. During that time, he did not belch, vomit, or place anything into his mouth. After the twenty minute period, I continued my visual of Russell as I prepared the Alcotest machine (Serial # ARWM-0030). I read Russell his Miranda Rights and he initialed after each line indicating that he understood. I then read Russell the Standard Statement and asked if he would consent to providing samples of his breath for chemical testing and he replied "Sure." Once the machine was ready, I instructed Russell on how to provide breath samples which he stated he understood. Russell provided two proper breath samples and a clean mouthpiece was used for each sample. The breath samples yielded a BAC of .12%. Following the results, Russell was transported back to HQ at 2353 hours. At HQ, Russell was processed accordingly and later released to his nephew [REDACTED] who signed the potential liability warning form. The MVR footage from the stop was tagged and attached to the case.

5. Motor Vehicle Summonses:

Russell was issued the following summonses. E14-3724 (DWI), E14-3725 (RECKLESS), E14-3726 (CARELESS), E14-3727 (FAILURE TO TURN), E14-3728 (FAILURE TO MAINTAIN LANE.)

~~~~~ (lwmain03164410272014) ~~~~

## Supplement

03:37:05 10/27/2014 - ZZ Kampf, C

CAD Call info/comments

=====

22:30:10 10/26/2014 - Sussman, Z - From: Carter, R  
17 req 450  
22:38:09 10/26/2014 - Sussman, Z - From: Carter, R  
enrt 10-3 w 1 male 41 sm 35389 camera on  
22:44:16 10/26/2014 - Sussman, Z  
em 35393  
22:49:09 10/26/2014 - Sussman, Z - From: Bernhard, Bre  
s&s complete  
22:55:31 10/26/2014 - Kampf, C  
264 35393sm enrt deal pd for alcotest  
22:57:29 10/26/2014 - Kampf, C  
em 35395  
22:58:47 10/26/2014 - Sussman, Z - From: Goncalves, J  
central 10-9  
23:02:19 10/26/2014 - Sussman, Z  
20 min  
23:53:45 10/26/2014 - Sussman, Z - From: Carter, R  
enrt 10-3 from deal pd sm 35393 camera on  
23:55:31 10/26/2014 - Kampf, C  
em 35396  
23:57:35 10/26/2014 - Sussman, Z - From: Carter, R  
s&s complete

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**Name Involvements:**

**Defendant :** 230036

**Last:** COOK

**First:** RUSSELL

**Mid:**

**DOB:** [REDACTED]

**Dr Lic:** [REDACTED]

**Address:** [REDACTED]

**Race:** W

**Sex:** M

**Phone:** () -

**City:** BRICK, NJ 08724



# Township of Ocean Police NJ0133700

399 Monmouth Road OAKHURST, NJ 07755 (732)531-1800

## Individual Arrest Report

**Name:** RUSSELL COOK (230036)

**Street Address:** [REDACTED]

**City, State Zip:** BRICK, NJ 08724

**Date of Birth:** [REDACTED]

**Social Security:** [REDACTED]

**Local ID Numbers:**

**State ID Number:**

**FBI number:**

**Attorney:**

**Occupation:**

**Place of Birth:** BRICK TOWNSHIP

**State:**

**Sex:** M

**Race:** W

**Height:** 6'02"

**Weight:** 225

**Hair Color:** BS

**Eyes Color:** BRO

**Drivers License:** [REDACTED]

**State:** NJ

**Marital Status:** Not Married

**Home Phone:** ( ) -

**Work Phone:** ( ) -

**Employer:** SELF EMPLOYED

**Alias For:**

### Scars, Marks, and Tattoo Information

**Scars, Marks:** TAT ARM TATT BR ARM FULL SLEEVE OF TATTOOS

### Arrest/Offense Information

**Booking Number:** 14BK13292

**Arrest Reference Number:** 14OT27415

**Time/Date Arrested:** 01:01:00 10/27/14

**Arresting Officer:** Carter, R

**Arresting Agency:** P37

**Age at Arrest:** 56

**Statute:** 39:4-50, Under Influence Drugs; Alcohol

**Class:** MV

**Court:** 1337

**Offense:** DUI, DUI Alcohol or Drugs

**Counts:** 1

**OTN:** 14OT27415

**Warr/Cmplnt #:** 14OT27415

**Related Incident:** 14OT27415

### Report Includes:

All dates arrested, All booking numbers matching '14BK13292', All arresting agencies, All arresting officers, All arrest types, All arrest area codes, All judicial age statuses, All inmate name numbers, All offense codes, All statute codes, All alcohol/drug codes, All crime class codes, All law jurisdictions, All court codes, All entry codes, All custody flags, All offenses and arrests,