

ARREST REPORT

A G E N C Y	Agency Name Morganton Department Public Safety		ORI 0120100 B0003		Date/Time Arrested 09/16/2014 20:08		OCA 201406214					
	Taken <input checked="" type="checkbox"/> Prints <input checked="" type="checkbox"/> Photos	Fingerprint Card Check Digit # (CKN) XQ1937K		Arrest Tract 1300		Residence Tract 2600		Arrest Number 107383				
A R R E S T E E	Name (Last, First, Middle) WALKER, VICKI LYNETTE			D.O.B. 12/12/1968	Age 45	Race W	Sex F	Place of Birth BURKE, NC	Country of Citizenship US			
	Current Address 120 York St, B, MORGANTON, NC 28655			Phone 828-448-1994		Occupation		<input checked="" type="checkbox"/> Resident <input type="checkbox"/> Unknown <input type="checkbox"/> Non-Resident				
	Employer's Name DISABLED			Address				Phone				
	Also Known As (Alias Names)			Hgt 5'05	Wgt 230	Hair BRO	Eyes BRO	Skin Tone FAIR	Consumed Drug/Alcohol <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk			
	Scars, Marks, Tattoos TATT LOW BACK; TATT SHOULDER			Social Security #		OLN and State		Misc. # and Type				
	Nearest Relative Name KELLER, DUSTY GUY			Address 1125 ROBERT CLARK LN, MORGANTON,				Phone 828-443-1994				
A R R E S T	If Armed, Type of Weapon PERSONAL WEAPONS		<input checked="" type="checkbox"/> On-View <input type="checkbox"/> Criminal Summons <input type="checkbox"/> Order for Arrest <input type="checkbox"/> Citation <input type="checkbox"/> Warrant			Place of Arrest 1016 JAMESTOWN RD, MORGANTON						
	Charge #1 Resist, Delay Or Obstruct		<input type="checkbox"/> Fel <input checked="" type="checkbox"/> Misd	Counts 1	DCI Code 0810	Offense Jurisdiction (if not arresting agency)		Statute # 14-223	Warr. Date 09/16/2014			
	Charge #2 Malicious Conduct By Prisoner		<input checked="" type="checkbox"/> Fel <input type="checkbox"/> Misd	Counts 1	DCI Code 0890	Offense Jurisdiction (if not arresting agency)		Statute # 14-258.4	Warr. Date 09/16/2014			
	Charge #3 Dwi		<input type="checkbox"/> Fel <input checked="" type="checkbox"/> Misd	Counts 1	DCI Code 2100	Offense Jurisdiction (if not arresting agency)		Statute # 20-138.1	Warr. Date 09/16/2014			
V E H I C L E	VYR 2000	Make NISS	Model MAXIMA	Style 4S	Color GRY	Plate #/State CMA6991 NC		VIN JN1CA31AXYT030638				
	Vehicle 1. <input checked="" type="checkbox"/> Left at Scene <input checked="" type="checkbox"/> Secured <input type="checkbox"/> Unsecured Date/Time 09/19/2014 00:00 2. <input type="checkbox"/> Released to other at owners request <input type="checkbox"/> Name of Other _____ 3. <input type="checkbox"/> Impounded <input type="checkbox"/> Place of storage _____ Inventory on File? _____											
C O N F I N E D	Date/Time Confined 09/17/2014 04:30:00		Place Confined BURKE CATAWBA			Committing Magistrate ERIC DUCKWORTH						
	Type Bond <input type="checkbox"/> Written Promise <input type="checkbox"/> Unsecured <input checked="" type="checkbox"/> Secured <input type="checkbox"/> No Bond <input type="checkbox"/> Other		Bond Amount \$6,000.00	Trial Date 11/10/2014 09:00		Court Of District City MORGANTON						
	Assisting Officer Name/ID # LACKEY, W. D. 2			Released By (Name/Department/ID #)			Date/Time Released					
Status Codes	L - Lost S - Stolen R - Recovered D - Damaged Z - Seized B - Burned C - Counterfeit / Forged F - Found											
D R U G S	DCI	Status	Quantity	Type Measure	Suspected Type		Check up to 3 types of activity for each					
							Possess	Buy	Sale	Mfg.	Importing	Operating
C O M P	Name: Complainant <input checked="" type="checkbox"/> Victim <input type="checkbox"/>			Address				Phone:				
	On September 16, 2014 I was dispatched to the Coffee House on Jamestown Rd in reference to intoxicated subject attempting to leave in their motor vehicle. Dispatch advised me a white female appearing extremely intoxicated was getting into a grey Nissan passenger car and gave a partial tag description. I was already in the immediate area and quickly located a vehicle matching the description from dispatch. There was a female talking with the driver inside of the											
S T A T U S	Arresting Officer Signature/ID # GOFORTH, D. K. (G7240)			Date/Time Submitted 09/19/2014 20:08			Supervisor Signature CHRISTY, B. L.					
	Case Status: <input type="checkbox"/> Further Inv. <input type="checkbox"/> Inactive <input checked="" type="checkbox"/> Closed		Case Disposition: <input checked="" type="checkbox"/> Cleared By Arrest / No Supplement Needed <input type="checkbox"/> Arrest / No Investigation			Arrestee Signature						

** Continued **

ARREST REPORT (Additional Narrative)

Agency Name	ORI	Date/Time Arrested	OCA
Morganton Department Public Safety	0120100 B0003	09/16/2014 20:08	201406214
Arrestee Name	Arrest Number		
WALKER, VICKI LYNETTE	107383		

suspect vehicle. As I exited my vehicle, I noticed the vehicle engine was running and approached the female talking to the driver. She stated, "Something is wrong with her," and walked away.

I noticed the drivers-side window was down and approached the driver, Vicki Walker. I stood at the "B" post of the vehicle on the drivers side for several seconds before introducing myself and Walker never noticed me. I observed her attempting to plug her phone into a charger, she seemed to have difficulty with her motor skills. I also observed a six pack of strawberry ale in the passenger floor board, with one missing, and food wrappers on the ground outside of window. Walker also had a dog inside of the vehicle.

When I introduced myself to Walker, she immediately turned the engine off, took the keys out of the ignition and tossed them toward her middle console. I asked Walker how she was doing and she advised that she was trying to call her boyfriend. I asked her if she was ok and she stated she was fine and her phone was dead. I asked Walker what she was doing at the Coffee House and she stated that she had eaten a hotdog and fries. Walker had a strong odor of an alcoholic beverage coming from her breath, her speech was uncommonly slow and slurred and she appeared extremely intoxicated on an impairing substance. I asked Walker how she got to the Coffee House, she stated her sister dropped her off and her boyfriend was coming to pick her up. A little while later in the investigation, Walker stated that she had just left her boyfriends and drove there to get something to eat. Walker then opened her door and stepped out her vehicle, her clothes appeared to have several fresh ketchup and mustard stains on them. I asked her if the food wrappers on the ground were hers and she stated that they were. Walker picked up the wrappers and went to throw them away. I asked Walker to come back and took the wrappers from her.

PSO Cunningham stood by Walker as I went to locate the caller and other witnesses. The caller advised she knew that Walker was impaired and was concerned with her driving away from the scene. I spoke to the waitress who advised that Walker had an odor of alcohol coming from her person and that she attempted to walk into the kitchen area.

I went back outside and asked Walker if she had any alcoholic beverages to drink. She stated that she didn't and attempted to blow her breath in my face. I asked Walker if she would submit to a preliminary breath test and she agreed. I retrieved my Alco Sensor and she quickly stated that she would not give a breath sample. I asked Walker to submit to field sobriety tests and she agreed. Walker had trouble following the stimulus on the Horizontal Gaze Nystagmus Test and had nystagmus on horizontal and onset prior to forty-five degrees. She had vertical nystagmus as well. As I was giving instructions and demonstrating the Walk and Turn Test, Walker could not keep her balance and started before any directions were given. Several times she lost her balance and caught herself on a nearby vehicle. I terminated the test for her safety. I then gave Walker instructions and demonstrated the One Leg Stand Test. She again had trouble with her balance during the instructional phase of the test and started before instructions were complete. Walker put her foot down after three seconds and started over and again got to three and lost her balance. I terminated the test again for her safety.

I asked Walker if she had consumed an impairing substance other than alcohol or had any medical problems such as diabetes and she stated no. I asked Walker again if she would submit to a breath test and she agreed. Walker put the test straw into her mouth, however would never blow into it. The Alco Sensor showed positive for mouth alcohol. It was my opinion that Walker had consumed a sufficient amount of an impairing substance to appreciably impair her mental and physical faculties.

I detained Walker and asked her if there was someone she could call to pick up her dog. Walker stated no and that because her phone was dead she didn't have anyones number. I advised Walker that we would have to take her dog to the animal shelter and she could pick it up upon her release. At that point Walker became irate, cursing and yelling at PSO Cunningham and me. We attempted to place Walker into my patrol car and she became very combative by pulling away from us and kicking at us. PSO Cunningham held Walker while I went around to the opposite side of the car to pull her inside while he pushed. We finally were successful getting her into the back of the patrol car after a few minutes. Walker continued yelling, cursing and began to kick the vehicle door and glass. PSO Cunningham sustained a small cut on his cheek sometime during the struggle. I asked the two witnesses if they would provide a written statement on the events that were witnessed and they agreed. PSO Cunningham supplied them with the proper paperwork and

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inventoried Walker`s vehicle.

I transported Walker to Burke Catawba Detention Facility for further testing. Walker cursed and yelled the entire ride to BCDF. Sgt Lackey met me at BCDF for assistance. As I was reading Walker her Rights of a Person to Submit to a Chemical Analyst and Miranda Rights, she continued cursing and yelling extremely loudly. During the observation period I was filling out paperwork directly across from Walker. She continuously leaned toward my face, yelling and cursing. I asked her to sit back in her chair and to get out of my face. Walker stood up, came toward me and Sgt Lackey and I attempted to sit her back in her seat. Walker resisted us by tightening up her body in a rigid posture. After a brief struggle we were able to get Walker seated. During the struggle Walker appeared to have bitten her lip or tongue causing a small amount of blood to come from her mouth. Walker then seemed to draw all of her anger toward Sgt Lackey, accusing him of breaking her knee and assaulting her. Walker began inching forward in her chair while yelling and cursing Sgt Lackey and eventually slid out of her chair, falling onto the right side of her body. During this time her shorts had slid partially down, BCDF staff assisted pulling up her shorts and we placed her back into her seat.

As the Intoximeter was conducting air checks it encountered an ambient conditions error, resulting in a high blank test due to alcohol emitting from Walker and poor air circulation in the room. A fan was turned on to circulate clean air and the test started over. While I continued with testing procedures, Walker seemed to target all of her anger directly toward Sgt Lackey. Walker began to stand up again and Sgt Lackey went to restrain her, she then spit in his face twice. Sgt Lackey quickly placed Walker against the wall and applied pressure across her jaw line, positioning her mouth away from us to prevent her from spitting on him or me again. I immediately asked for assistance from BCDF for a spit guard. I was able to calm Walker down and get her back into a seated position until a spit guard was available. Sgt Lackey left the room to decontaminate himself.

I asked Walker for two breath samples for the EC/IR II and she refused. I decided to transport Walker to the Magistrate`s office for a search warrant for a blood draw. As BCDF staff assisted me with standing Walker up and walking her out to the car, she began screaming and yelling that her leg was hurting. Walker then pulled away from us and went to the floor, I continued to slide her into the sallyport doors. Sgt Lackey and I assisted Walker to her feet and walked her to my patrol vehicle. When we reached my vehicle Walker noticed that Sgt Lackey had helped her and seemed surprised to see him and immediately began verbally assaulting him. I transported Walker to the Magistrate`s office and had EMS meet us there to check on her leg.

When we arrived at the Magistrate`s office, Walker told the EMS personnel that she had consumed alcohol along with Oxycontin, MS Contin, Zoloft, and Ambien. Sgt Lackey sought charges with the Magistrate for Malicious Conduct by a Prisoner and I sought for a warrant for a blood draw. Walker remained outside while I was talking to the Magistrate. We could both hear her from inside yelling and cursing. Walker wished to go with EMS to the CHS Morganton.

While at the hospital, Walker continued acting irate, cursing and yelling extremely loudly in the ER. Several staff members and patients were inquiring about the loud noise. Walker cursed the medical staff and would not comply to any of their requests, they had to forcefully hold her down for x-ray testing. Several times Walker tried getting up out of the bed, we eventually had to restrain her to the bed. A nurse attempted to retrieve blood samples from Walker's left arm and she refused, however she allowed them to take samples from her right arm. These samples will be sent to the SBI Lab for testing. Due to Walker screaming about her knee pain, the staff brought her a ice pack and a knee brace in attempts to calm her down. Walker took off the knee brace twice and refused to use the ice pack. The nurses advised Walker that the doctor did not find anything wrong with her knee and released her. We assisted Walker to my patrol car in a wheelchair where she continued to scream about her knee hurting.

I transported Walker back to the Magistrate`s office where she was charged with the above charges and was given her release conditions. I transported Walker back to BCDF and left her in their custody. All subject information is current at the time of this report. Witness` written statements will be attached to all packets.