

## ARREST REPORT

A G E N C Y	Agency Name <b>Morganton Department Public Safety</b>		ORI <b>0120100 B0003</b>		Date/Time Arrested <b>07/17/2014 22:23</b>		OCA <b>201404654</b>					
	<input type="checkbox"/> Taken <input type="checkbox"/> Prints <input type="checkbox"/> Photos	Fingerprint Card Check Digit # (CKN)		Arrest Tract <b>6800</b>		Residence Tract <b>9999</b>		Arrest Number <b>105690</b>				
A R R E S T E E	Name (Last, First, Middle) <b>DOWNING, NATHAN EZRA A</b>			D.O.B. <b>12/22/1995</b>		Age <b>18</b>	Race <b>W</b>	Sex <b>M</b>	Place of Birth <b>BURKE, NC</b>	Country of Citizenship <b>US</b>		
	Current Address <b>1620 Us 70 E, MORGANTON, NC 28655</b>			Phone <b>828-437-3653</b>		Occupation <b>Laborer</b>		<input type="checkbox"/> Resident <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> Non-Resident				
	Employer's Name <b>GRASCHE, USA</b>			Address <b>HICKORY</b>			Phone					
	Also Known As (Alias Names)			Hgt <b>6'00</b>	Wgt <b>190</b>	Hair <b>BLO</b>	Eyes <b>BLU</b>	Skin Tone <b>FAIR</b>	Consumed Drug/Alcohol <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk			
	Scars, Marks, Tattoos			Social Security #		OLN and State		Misc. # and Type				
	Nearest Relative Name <b>DOWNING, MICHAEL</b>			Address <b>1620 US 70 E, MORGANTON, NC 28655</b>			Phone <b>828-445-3978</b>					
A R R E S T	If Armed, Type of Weapon <b>NOT APPLICABLE/NONE</b>		<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 <b>506 W FLEMING DR, MORGANTON</b>							
	Charge #1 <b>Dwi</b>		<input type="checkbox"/> Fel <input checked="" type="checkbox"/> Misd	Counts <b>1</b>	DCI Code <b>2100</b>	Offense Jurisdiction (if not arresting agency)		Statute # <b>20-138.1</b>	Warr. Date <b>07/18/2014</b>			
	Charge #2		<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Counts	DCI Code	Offense Jurisdiction (if not arresting agency)		Statute #	Warr. Date			
	Charge #3		<input type="checkbox"/> Fel <input type="checkbox"/> Misd	Counts	DCI Code	Offense Jurisdiction (if not arresting agency)		Statute #	Warr. Date			
V E H I C L E	VYR <b>2004</b>	Make <b>JEEP</b>	Model <b>LIBERTY</b>	Style	Color <b>BLK</b>	Plate #/State <b>CBR6645 NC</b>	VIN <b>1J4GL58K04W141611</b>					
	Vehicle 1. <input type="checkbox"/> Left at Scene <input type="checkbox"/> Secured <input type="checkbox"/> Unsecured <input type="checkbox"/> Name of Other _____ Date/Time <b>07/17/2014 00:00</b> 2. <input type="checkbox"/> Released to other at owners request <input type="checkbox"/> Name of Other _____ <b>DAMG</b> 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		Place Confined <b>NOT CONFINED</b>			Committing Magistrate <b>DAVID WHITESIDES</b>						
	Type Bond <input type="checkbox"/> Written Promise <input type="checkbox"/> Unsecured <input type="checkbox"/> Secured <input type="checkbox"/> No Bond <input checked="" type="checkbox"/> Other		Bond Amount <b>\$0.00</b>	Trial Date <b>08/04/2014 09:00</b>		Court Of <b>District</b> City <b>MORGANTON</b>						
	Assisting Officer Name/ID # <b>THOMPSON, B. A. 3</b>			Released By (Name/Department/ID #) <b>GABRYSZEWski, D. E.</b>			Date/Time Released <b>07/18/2014 12:55:00</b>					
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:				
	I responded to a motor vehicle accident with injuries ( Same OCA). Nathan Downing was identified as the driver of vehicle 1. Downing`s speech was heavily slurred and barely understandable. Downing stated he fell asleep behind the wheel while traveling east on W Fleming Dr. Downing`s vehicle crossed the turning lane on W Fleming and struck a vehicle head on. While speaking to Downing his speech was slurred and he could not be very specific as to what happened in the											
S T A T U S	Arresting Officer Signature/ID # <b>GABRYSZEWski, D. E. (G0294)</b>			Date/Time Submitted <b>07/17/2014 22:23</b>			Supervisor Signature <b>LACKEY, W. D.</b>					
	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
<b>Morganton Department Public Safety</b>	<b>0120100 B0003</b>	<b>07/17/2014 22:23</b>	<b>201404654</b>
Arrestee Name			Arrest Number
<b>DOWNING, NATHAN EZRA A</b>			<b>105690</b>

accident. Downing was also unable to stand with very good balance.

I performed the horizontal gaze nystagmus on Downing. Downing showed several indicators of impairment on this test. I asked Downing if he would perform the walk and turn test. Downing said he would. I demonstrated the walk and turn test for Downing. I instructed him to keep his feet together with his arms down by his side as I demonstrated. I explained to him that he would keep his heel toes together as he counted nine steps out loud. When he reached the ninth step, he would take a series of small steps back until he faced where he came from. Then he would count out loud nine more steps back to where he started, while keeping his arms down by his side. I asked Downing if he understood the test and he stated he did. When he was performing this test, he kept his hands in his pockets the entire time. Downing did not count out loud a single step. Downing's balance was way off to where his feet were not heel to toe. When Downing got to what he said was the ninth step, he stopped and asked what to do next. I instructed him again to take a series of small steps back. Downing turned around and walked back to where he started. On the way back, he did not count out loud and was off balance.

The next test I asked Downing to perform was the one leg stand. I demonstrated the test for Downing. I told him when I said to start, he would keep his arms down by his side and raise which ever leg he preferred, six inches. While his leg would be raised he would keep his toes out forward, looking down. I also instructed him to count out loud " one thousand one, one thousand two, all the way until he got to one thousand thirty." Downing stated he understood the test. I told him to begin. Downing could not keep his balance. His foot was less than six inches off the ground. The last number I could hear Downing count was one thousand seventeen before he stopped.

I asked Downing to perform the finger to nose test and he said he could. I demonstrated that test for him as well. I told him to stand straight with his feet together and arms straight out by his side. Also for him to close his eyes and tilt his head back. When I said right, he was to take his right index finger and touch the tip of his nose, then extend his arm back out. When I said left, he would take his left index finger and touch the tip of his nose then extend it back out. He would do this until I said stop. Downing stated he understood the test. I ordered Downing to touch the tip of his nose with each finger three times each. Downing performed this test satisfactory.

I placed Downing into my custody and transported him to CMC Morganton for a blood draw. While at the blood lab at the hospital I read Downing his rights of person requested to a chemical analysis. I started observing Downing at 11:17 pm. Downing called his father at that time to be a witness for the blood draw. His father, Micheal Downing came to the hospital shortly before the thirty minutes was over. Downing consented to the blood draw. His blood was taken at 12:06 am. I then transported Downing to the Magistrates office. Downing was issued a custody release with the court date set above. Downing was released by me to the custody of his father. The blood that was extracted from Downing will be sent to the SBI lab for testing.