

ARREST REPORT

A G E N C Y	Agency Name Morganton Department Public Safety		ORI 0120100 B0003		Date/Time Arrested 07/03/2014 20:20		OCA 201404272					
	<input type="checkbox"/> Taken <input type="checkbox"/> Prints <input type="checkbox"/> Photos	Fingerprint Card Check Digit # (CKN)		Arrest Tract 2500		Residence Tract 9999		Arrest Number 105339				
A R R E S T E E	Name (Last, First, Middle) HARBISON, WAYNE DOUGLAS			D.O.B. 08/10/1966	Age 47	Race B	Sex M	Place of Birth BURKE COUNTY, NC	Country of Citizenship US			
	Current Address 1460 Avery Rd, MORGANTON, NC 28655			Phone 828-750-5928		Occupation Laborer		<input type="checkbox"/> Resident <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> Non-Resident				
	Employer's Name THOMASVILLE FURNITURE			Address LENOIR, NC			Phone					
	Also Known As (Alias Names)			Hgt 6'06	Wgt 265	Hair BLK	Eyes BRO	Skin Tone DARK	Consumed Drug/Alcohol <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk			
	Scars, Marks, Tattoos TATT FRON CHEST / SHEILA			Social Security #		OLN and State		Misc. # and Type				
	Nearest Relative Name HARBISON, CAROLYN			Address 1460 AVERY ROAD, MORGANTON, NC			Phone 828-439-9892					
A R R E S T	If Armed, Type of Weapon NOT APPLICABLE/NONE		<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 PATTERSON ST & BOUCHELLE ST,							
	Charge #1 Poss Drug Paraphernalia		<input type="checkbox"/> Fel <input checked="" type="checkbox"/> Misd	Counts 1	DCI Code 1834	Offense Jurisdiction (if not arresting agency)		Statute # 90-113.22	Warr. Date			
	Charge #2 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			
	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 2003	Make PONT	Model GRAND AM	Style 4D	Color WHI/WHI	Plate #/State CEH4658 NC 2015	VIN 1G2NV52E03C204690					
	Vehicle 1. <input type="checkbox"/> Left at Scene <input type="checkbox"/> Secured <input type="checkbox"/> Unsecured Date/Time 08/30/2014 00:00 2. <input type="checkbox"/> Released to other at owners request <input type="checkbox"/> Name of Other 3. <input type="checkbox"/> Impounded <input checked="" type="checkbox"/> Place of storage A&A TOWING Inventory on File? N											
C O N F I N E D	Date/Time Confined 07/03/2014 22:00:00		Place Confined BURKE CATAWBA			Committing Magistrate LYNN WEBB						
	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 \$0.00	Trial Date 09/16/2014 09:00		Court Of District		City MORGANTON				
	Assisting Officer Name/ID # 0			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:				
	I was working a checkpoint with PSO A Miller and PSO Hunt at Bouchelle St and Patterson St. I had my patrol cars lights on, we were wearing our traffic safety vests and I had notified the on duty supervisors (Capt Christy and Sgt McNeely) about the checkpoint. The defendant came to the checkpoint on Patterson St. I approached the defendant and asked for											
S T A T U S	Arresting Officer Signature/ID # GILLSTRAP, J. L. (G3628)			Date/Time Submitted 07/03/2014 20:20			Supervisor Signature BUCHANAN, J. 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
Morganton Department Public Safety	0120100 B0003	07/03/2014 20:20	201404272
Arrestee Name			Arrest Number
HARBISON, WAYNE DOUGLAS			105339

his license. He looked at me and made no move to get his license. I asked for it again and he started telling me he was OK, just driving through. I told him that was OK but that I needed to see his license. He stammered and told me he was OK again. I repeated my request for his license at least 3 more times. He told me he was going to go ahead and go then and started to pull forward (about 6 inches) when I told him to stop and put his car in park. I told him to get his license for me. He then got his wallet out and started thumbing through it trying to locate his license. He was shaking so bad that he had difficulty in going through his cards and papers. I asked him if he was OK and he told me that he was fine, just nervous. I asked why he was nervous and he told me he had been in prison and didn't want to go back. I told him if he hadn't done anything to go to prison right now then he didn't have anything to worry about. He was still nervous and went past his license 4 times before getting it for me. He was still shaking as he handed it to me. During this time I noticed that his eyes were extremely bloodshot. There was also an odor of alcoholic beverages about him. He did admit to me that he had drunk some beer about 8 hours ago when I asked. I decided to have him exit his car and make sure he was OK to drive further.

When he exited the car he was still shaking and started putting his hands in his pockets. I asked him if he had any guns, knives, drugs or anything that would kill me on him and he told me no. I told him to take his hands out of his pockets and face his car. As I did a frisk on the outside of his clothes I noticed a white object in his left hand. I told him to put it down and he told me then that it was "crack stem". It was partially wrapped in a white napkin. I took it from him and the "stem" was so hot it burned my hand. This told me that it had been used very recently. I asked him when he had smoked crack and he told me about 5 minutes ago. I cuffed the defendant and made sure he didn't have anything else on his person. In his front right pants pockets was a piece of fresh chore boy brillo (used frequently as filters in crack pipes).

I administered a battery of SFST's on the defendant and an alcosensor test. There were numerous indicators of impairment during his performance of the SFST's, however his alcosensor reading was .00. I formed the opinion that he had consumed a sufficient amount of an impairing substance that had appreciably impaired his mental and physical abilities. I believe that he was impaired by a controlled substance. I placed him under arrest for DWI at that time.

Knowing that cocaine has a short active life in the human body I read the defendant his chemical test rights at the scene and had a copy for him to read along with if he wanted. I asked him for a sample of his blood and he agreed to give a sample.

I transported the defendant to CMC Morganton and had a sample of his blood drawn. The sample will be sent to the SBI lab for testing.

We then went to MDPS and the defendant cooperated with a drug evaluation. I confirmed my opinion of the impairing substance with the evaluation.

I took the defendant before the magistrate and he was placed in jail under a custody release. The paraphernalia was placed into evidence under tag #21300.