ARREST REPORT

A	Agency Name					ORI								OCA				
A G I E N N F	Morganton Department Public Safety					012010		09/20/2014 21:30				201406303 Arrest Number						
ζο	Taken Fingerprint Card Check Digit # (CKN) □ Prints □ Photos						Arrest Tract 6500		Residence Tract 6900				107395					
	Name (Last, First, Middle)							D.O.B.	Ag	_	Race	Sex		Place	of Birth		Country of	
	FRANCISCO, DOMINGO PABLO						01/04/1964	50	50 W M GUATEMALA, us					Citizenship				
Α	Current Address							Phone 764 44						Resident Unknown				
R R I	213 Herron St, MORGANTON, NC 286553800 Employer's Name Addres							828-764-1252			Laborer			ŧr	Non-Resident Phone			
EN											LNTON NC				828-428-6328			
S F T O	Also Konsum As (Alica Namas)						Hgt 5'06	Wg 17			I .	Eyes BRO			Consumed Drug/Alcoho			
E	Scars, Marks, Tattoos						Social Sec			OLN and State			1 BIG		Misc. # and Type		LIF NO LI ONK	
	Nearest	Relative	Name				Addre	SS							Phone			
	Nearest Relative Name																	
			f Weapon		☑ On-		minal Summons		Place of Arrest									
	110171111107111111111111111111111111111					Citation Counts	Warrant			Jurisdiction (if not arresting agen					Warr. Date			
A R I	Charge #1							Offense Juris		ırısaicii	isdiction (if not arresting agen			"				
RN	Charge #2					1 Counts	2100 DCI Code	Offe	nse .lu	ırisdicti	on (if no	arresting	anency)		-138.1 Statute #	09/20/2014 Warr. Date		
E F S O	Stop S	Sign Vi	io/ Flashing F	Red Light \	Vio	☐ Fel 【 X Misd	1	4010				o (o.	· u.roourig	ugooy/		8(B)(1)(09/20/2014	
╸	Charge #3					Counts	DCI Code	Offe	ense Ju	ırisdicti	on (if not	arresting	agency)		Statute #	Warr. Date		
	Violation Of Registration Provisions ☐ Fel ☐ Misd					1	I 4010							20-111 09/20/20				
	VYR	Ma		Model		Style	Color	Plate #/State				VIN			!			
νΝ	1992		HEV	CAVAL		4S	BLU	CJC315					JC54	41N7	19005	0		
E N H O	Vehicle		☐ Left at Scene☐ Released to otl		Secured	☐ Unsecu☐ Name of		Date/Time_	09/20/2	2014	00:0	00						
ျ			Impounded	Place of	storage_	RAMSEYS	or other								Inventory	on File?_Y		
	Date/Time Confined Place Confined							Committing Magistrate LYNN WEBB										
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DCI-608F Rev. 3/92

ARREST REPORT (Additional Narrative)

Agency Name	ORI		Date/Time Arrested	OCA
Morganton Department Public Safety	0120100	B0003	09/20/2014 21:30	201406303
Arrestee Name	•			Arrest Number
FRANCISCO, DOMINGO PABLO				107395

followed in behind the vehicle and noticed that it began to drift over the center line. I initiated a traffic stop on the vehicle. The vehicle came to a stop in a PVA just before Valdese Avenue.

As I approached the vehicle, I noticed that the driver looked at me, however did not roll down his window. I knocked on the window of the vehicle and the driver then rolled it down. I introduced myself as Officer Beaver with Morganton Public Safety and the reason for me stopping him was a stop sign violation. I immediately noticed the driver had red/glassy eyes and was giving me a "deer in the headlights" stare. I asked the driver for his drivers license and registration. The driver retrieved a registration card from the glove compartment and then reached for his wallet in his back pocket. The driver passed by his driver's license at a minimum of three times before retrieving it. The driver then handed me his drivers license following a work ID with his name on it. I identified the driver as Domingo Pablo Francisco. I asked the driver if he was in fact Mr. Francisco. The driver replied "yes". I also asked Francisco about where he was coming from and going. During this conversation, I detected an odor of an alcoholic beverage coming from Francisco's breath.

I went back to my vehicle and waited for my back up to arrive. I checked Francisco's driver's license history and saw that he had a previous conviction of driving while impaired. Once my back up arrived, I asked Francisco if he would mind to step out of his vehicle so I could preform some tests (SFSTs). Francisco consented and stepped out. Francisco used both hands to lift himself out of his car. I preformed a battery of standardized field sobriety tests on Francisco, the results are as follows.

The first test I had Francisco preform was the Horizontal Gaze Nystagmus (HGN) Test. During this test, Francisco had a lack of smooth pursuit in both eyes as well as distinct and sustained nystagmus at maximum deviation. Francisco also had nystagmus onset prior to 45 degrees in both eyes.

The second test I had Francisco preform was the walk and turn test. During this test, Francisco started too soon, took 7 steps on the first set and 6 steps on the second set. Francisco missed heel to toe on every step that he took both on the first set as well as the second set. Francisco also made an improper turn by moving both of his feet in a circle to complete the turn.

The third test I had Francisco preform was the one leg stand test. During this test, Francisco made 5 attempts to maintain his balance. Francisco put his foot down three times with his left foot and twice with his right foot. Francisco was unable to complete this test.

I asked Francisco to give me a sample of his breath for a roadside portable breath test. Francisco showed a positive reading for alcohol and registered a .13BAC.

At this time I formed the opinion that Francisco had consumed a sufficient quantity of an impairing substance such that his mental and physical faculties were appreciably impaired. I arrested Francisco and transported him to Burke Catawba for a chemical analysis of his breath. Although Francisco stated that he spoke English and after each instruction for the SFST's he stated he understood, I contacted a Spanish interpreter to the scene to ensure the Francisco completed understood his chemical test rights. Once the interpreter was on-scene, I advised Francisco of his chemical test rights and asked him to submit to a chemical analysis of his breath. Francisco complied and attempted to give me a sample. Francisco gave me 3 insufficient samples of breath. I restarted the Intox EC/IR II and asked Francisco if he would submit to a chemical analysis of his breath. Francisco consented and on this attempt was able to supply a sufficient breath sample with the results being .10 grams of alcohol per 210 liters of breath. I transported Francisco to the Magistrates office and served him with the following charges...

- Driving while impaired
- Stop sign violation
- Drivers license restriction violation

Francisco was given a \$1000 secured bond. I transported Francisco to Burke Catawba where he was confined. PSO J. Thompson completed an inventory list of Francisco's vehicle and informed me that he had located three (3) empty Budweiser cans in the trunk of the vehicle.