

Occurrence details

RCMP-GRC , F Division

Printed: 2015/08/05 11:09 by 000123456

Occurrence: **20131234567**

Occurrence details:

Report no.: 20131234567
 Occurrence Type: Impaired Operation/over 80 mg% of Motor Vehicle 253(1)(a)/(b) CC
 Occurrence time: 2013/08/08 20:10 -
 Reported time: 2013/08/08 20:10
 Place of offence: 1072 102 STREET, NORTH BATTLEFORD, SK Canada (CROWN CAB) (Div: F, Dist: CENTRAL, Det: Battleford Municipal, Zone: BFD, Atom: C)
 Clearance status: Cleared by charge/charge recommended
 Concluded: Yes
 Concluded date: 2013/08/29
 Summary: Cst. SMITH was driving behind a green Chrysler Cirrus and noticed it change lanes without signalling and it was weaving over the center line. The driver, John DOE, was driving during his 24-hour suspension and he had open liquor in the center console. DOE provided two breath samples of 180 mg% and was charged with Impaired Operation and Impaired over 80 mg%. He was also issued SOTIs for Fail to Signal, Drive While Suspended, and Have Alcohol in Vehicle. CH.
 Remarks: NFAR. //

Associated occurrences:

Involved persons:

- DOE, Jane Mary [E"V"VVVVVVVVVVVVVVVVVV] / Vehicle passenger / DOB: 1991/01/01 (23) Gender: Male (123 SIMPLE STREET, Apt. 1, NORTH BATTLEFORD, SK Canada (Division: F, District: CENTRAL, Detachment: Battleford Municipal, Zone: BFD, Atom: 3)) FPS: 123456X
- DOE, John Jamie / Arrested; Charged; Intoxicated; Vehicle driver / DOB: 1981/01/01 (33) Gender: Male (456 SAME AVENUE, Apt. 2, NORTH BATTLEFORD, SK Canada (Div: F, Dist: CENTRAL, Det: Battleford Municipal, Zone: BFD, Atom: C) (Voice) (306) 555-1234) FPS: 987654Z

Involved addresses:

- 123 SIMPLE STREET / Occurrence address / NORTH BATTLEFORD, Sask, Canada (CROWN CAB) (Division: F, District: CENTRAL, Detachment: Battleford Municipal, Zone: BFD, Atom: C)

Involved comm addresses:

Involved vehicles:

- CHRY CIRR 2000 VIN:1A1BC11D1EF111111 / Towed / [Automobile: 4-door automobile] SK Lic #123ABC Orig colors: Green

Involved officers:

- Breath tech; Supervising officer / BROWN, J. / #000011111 / PROS / Officer / F DIV CUMBERLAND HOUSE DET
- Breath tech / GUY, T. / #000456789 / PROS / Officer / F DIV BATTLEFORDS RURAL TEAM A •
- Primary unit / F DIV BATTLEFORDS MUN DET WATCH 1 / RCMP / Assignable
- Lead investigator / SMITH, J. / #000123456 / PROS / Officer / F DIV BATTLEFORDS MUN DET

Involved property:**Modus operandi:****Reports:****General report:**

Occurrence: 20131234567 Impaired Operation/over 80 mg% of Motor Vehicle 253(1)(a)/(b) CC @2013/08/08 20:10 (123 SIMPLE STREET, NORTH BATTLEFORD, SK Canada (CROWN CAB) (Div: F, Dist: CENTRAL, Det: Battleford Municipal, Zone: BFD, Atom: C)) (Cst. SMITH was driving behind

Task: TK20139876543 [Init rpt - Closed] Due: 2013/08/13 22:09 #000123456 SMITH, J. - >#000123456 SMITH, J. DOE - Impaired 20131234567 Impaired Operation (by Alcohol) of Motor Vehicle 253(1)(a) CC @2013/08/08 20:10 (123 SIMPLE STREET, NORTH BATTLEFORD, SK Canada

Author: #000123456 SMITH, J.

Report time: 2013/08/15 11:55

Entered by: #000123456 SMITH, J.

Entered time: 2013/08/15 11:55

Remarks:

Narrative:
2013-08-08

20:10 hrs Writer was driving west-bound on Railway Avenue near the intersection of Main Street and noticed that the green Chrysler car ahead of her in the right lane had swerved so that its driver's side tires were over the dotted white line into the left traveling lane. The car went back into the right lane and then slowly drifted fully into the left lane without signalling and travelled in that lane for about two hundred meters and the car crossed over the double yellow painted line twice in that time. The car signalled to cross into the right lane again and then signalled to turn right onto Jim Street. It took the first right onto 10th Avenue and went straight into the left lane of the two traveling lanes. It then drifted over into the right lane and signalled and turned right onto Pittsburgh Street. Writer was about to engage the car in a traffic stop when it pulled into a parking lot.

Writer got out of her marked vehicle and approached the driver's side window of the green car. Writer told the driver that he had been swerving all over the road and had changed lanes without signalling. Writer noted that there was an open beer can in the cup holder in the center console and the interior of the car smelled of beverage alcohol. The driver produced a Saskatchewan driver's license that identified him as John DOE. There was one passenger, Jane DOE. Writer told DOE that he was being detained for an investigation of impaired operation of a motor vehicle and asked him to get out of the vehicle. Writer told DOE that he was free to leave, and he did.

DOE appeared to be very nervous and told writer that the beer can in the cup holder was not his --it belonged to DOE. Writer could smell beverage alcohol on DOE's breath and it was very strong. He also had bloodshot eyes. Writer told him that he was under arrest for Impaired Operation of a Motor Vehicle and put him in that back of writer's marked police car. Writer ran checks on DOE and discovered that he had a suspended license and his vehicle was impoundable, as he had already been charged with Impaired Operation of a Motor vehicle early this morning. Writer requested a tow truck and also requested that another member attend to administer an ASD, as writer is not trained on them. Writer was informed that The Towing Company would be coming to tow the vehicle and Cpl. GUY would be coming with an ASD.

20:16 hrs Writer read DOE his Rights and asked him if he understood. He replied, "Yes, ma'am". Writer asked him if he wanted to call a lawyer and he said, "I mean, I'm guilty -- there's no point. But that was not my beer in the car".

20:17 hrs Writer read DOE the Police Caution and asked him if he understood, and he responded, "I do". Writer asked him what he had been drinking today and he said, "I had about two tall boys -- the first was about two hours ago and the second was second was half hour ago". He told writer that he had been arrested for impaired driving last night and he had blown 140, but he would blow a lot less than that right now.

20:29 hrs Writer read DOE the ASD demand, as Cpl. GUY had arrived with an ASD.

20:33 hrs Cpl. GUY received a breath sample from DOE and before the reading came up on the machine, DOE said, "F". Writer observed an "F" on the screen of the ASD. Writer transported DOE to detachment cells and met Cst. BROWN, a breath technician.

20:43 hrs Writer asked DOE again if he wanted to speak to a lawyer, and he said, "There's no point". Writer started the 15 minute observation.

21:08 hrs DOE provided his first sample of 180 mg% to Cst. BROWN, after making four insufficient attempts at providing a sample.

21:28 hrs DOE provided a second sample of 190 mg% to Cst. BROWN.

DOE gave writer the name and number of his friend, Frank, whom he said would come and pick him up. Writer called the number and left a voicemail to have him call writer back at the detachment as soon as possible, however, he never returned writer's call.

05:11 hrs Writer released DOE from cells, as he was sober. Writer explained the Promise to Appear, Notice of Intention, Notice and Order of Suspension, and Vehicle Seizure forms to him and served him with three SOTIs for failing to signal while changing lanes, driving while suspended, and for having open alcohol in the vehicle. Writer submitted a request for a copy of the cell block video.

2013-08-15

Writer received a letter from Crown Prosecutions requesting that the both Impaired charges for DOE be ready for a new trial date of August 19, 2013. Writer printed the general report on this date for disclosure.

Cst. J. SMITH
#55555

2013-08-15

Court package reviewed and submitted

Cpl. GUY

Supplementary report:

Occurrence: 20131234657 Impaired Operation/over 80 mg% of Motor Vehicle 253(1)(a)/(b) CC @2013/08/08 20:10 (123 SIMPLE STREET, NORTH BATTLEFORD, SK Canada (Div: F, Dist: CENTRAL, Det: Battleford Municipal, Zone: BFD, Atom: C)) (Cst. SMITH was driving behin

Task: TK20139988774 [Init rpt - Closed] Due: 2013/08/13 22:09 #000123456 SMITH, J. - >#000123456 SMITH, J. DOE - Impaired 20131234567 Impaired Operation (by Alcohol) of Motor Vehicle 253(1)(a) CC @2013/08/08 20:10 (123 SIMPLE STREET, NORTH BATTLEFORD, SK Canad

Author: #000456789 GUY, T.

Report time: 2013/08/15 10:39

Entered by: #000456789 GUY, T.

Entered time: 2013/08/15 10:38

Remarks: Assist

Narrative:

2013-08-08 20:15 hrs

Cpl. GUY on duty and a request was made by Cst. SMITH for a member to attend her location with a Road side screening device for a possible impaired driver. Cst. SMITH advised she does not have the

training to administer the test. Cpl. GUY retrieved Alcotest ARJA-0003 from the back room and met Cst. SMITH on Simple street in a parking lot.

Cst. SMITH advised Cpl. GUY that she had suspicion that the driver had consumed alcoholic beverages and he had alcohol on his breath. Cst. SMITH read the demand for a an approved screening device to the accused. Cpl. GUY did not administer the test right away in part due to the fact that when the accused was stopped there was an open can of beer inside the vehicle. Cpl. GUY was concerned about the accused having recently consumed and may have mouth alcohol.

20:30 hrs Cst SMITH advised Cpl. GUY that it has been 15 minutes since the accused has been in the back of her police vehicle. Cpl. GUY provided instructions to the accused and then administered the test. As soon as Cpl. GUY was completed with the test he heard the Accused say: 'its a fail" The device then indicated a fail. Cst. SMITH then read to the accused the breath demand.

This ended Cpl. GUY's involvement

Cpl. T. GUY