

BOOKING NO.
1075140

OCA NO.

#3

LOS ANGELES COUNTY BOOKING AND PROPERTY RECORD

FOREIGN NATIONAL YES NO UNK
PCD SUBMITTED

SID NO.
A23343231

LOC. BKD
1929

DI. LIC. NO. STATE
[REDACTED] CA

FBI #
334763VB3

SUSPECT PHOTO - FRONT W/O GLASSES
CCHRS # 010600739

ARRESTEE'S NAME (LAST, FIRST, MIDDLE)
DUDICK, THOMAS MICHAEL II

HOME PHONE
[REDACTED]

ADDRESS
[REDACTED] 28TH ST HERMOSA BEACH, CA 90254

SEX	DESCENT	HAIR	EYES	HEIGHT	WEIGHT	BIRTHDATE	AGE
M	W	BRO	BLU	600	165	[REDACTED]	30

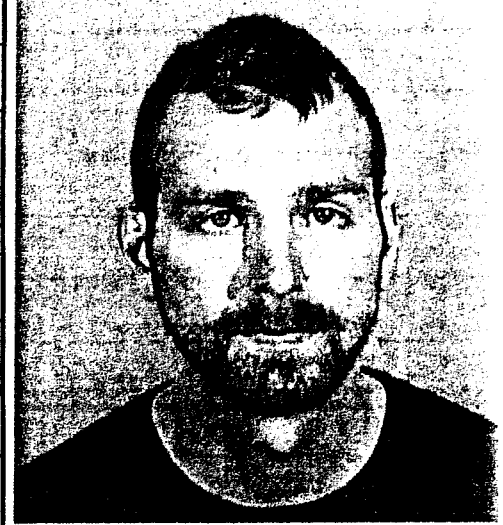
VEH. LIC. NO.	ST.	RPT. DIST.	AKA/NICKNAME
[REDACTED]	CA	1929	

BIRTHPLACE	FILE NO.	MONIKER	AD. CHG.
OH CLEVELAND	074151		N

AG'Y. OR DETAIL ARRESTING	DATE & TIME ARRESTED	TIME BKD.
1929	12-09-2007 2050	2116

LOCATION OF ARREST	TOTAL BAIL
2100 HERMOSA AVE	5000.00

CHARGE	WARR./COMM. NO.
23152(A)/23152(B) / VC / M DUI:ALCOHOL/DRUGS	



JAIL LOC.	ARRAIGN DATE	TIME	COURT	PRISONER'S SIGNATURE WHEN BOOKED
1929	1-23-08	0830	SOUTH BAY	[REDACTED]

SOC. SEC. NO.	OBSERVABLE PHYSICAL ODDITIES	OCCUPATION
[REDACTED]		GENERAL MANAGER

First Observed: Date/Day/Time 12-09-2007/Sun/2035 hrs		HERMOSA BEACH POLICE DEPARTMENT CA0192900			DR# 07- 4151		
Arrest Location: 2100 Hermosa Avenue		DRIVING UNDER THE INFLUENCE ARREST REPORT			Booking #		
Traffic Collision <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Crime/Additional Charges: CVC 23152 <input checked="" type="checkbox"/> (a) <input checked="" type="checkbox"/> (b) <input type="checkbox"/> Other: CVC 23153 <input type="checkbox"/> (a) <input type="checkbox"/> (b) <input type="checkbox"/> Other:			Driving established by: Witness <input type="checkbox"/> Officer's Observ. <input checked="" type="checkbox"/> 40300.5 <input type="checkbox"/>		
Suspect's Name: Last/First/Middle Dudick [REDACTED]			Sex M	Race W	Age 30	DOB [REDACTED]	
Home address: [REDACTED] Hermosa Beach, CA. 90254			Driver's license # [REDACTED]			State CA	
Home address: [REDACTED]		Home telephone: [REDACTED]					
Vehicle license #: [REDACTED]	Year 2003	Make/Model/Body style/Color: Cadi/CTS/4dr/blk			Number of occupants: 0		
Vehicle location: <input type="checkbox"/> Impounded Frank Scottow Towing, 1750 W. 223 rd Street. Torrance, CA 90501, 310 787-0208 <input type="checkbox"/> Other : <input checked="" type="checkbox"/> Parked at scene <input type="checkbox"/> Released to:							
Passenger/Witness Name: Last/First/Middle			Sex	Race	Age	DOB	
Driver's license #			State				
Home address:			Home telephone:				
Business address:			Hours	Days	Business telephone:		
OBJECTIVE SYMPTOMS							
Wearing Contacts? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Face <input type="checkbox"/> Normal <input checked="" type="checkbox"/> Pale <input type="checkbox"/> Flushed	Eyes <input type="checkbox"/> Normal <input checked="" type="checkbox"/> Bloodshot <input checked="" type="checkbox"/> Watery <input type="checkbox"/> Sleepy		Pupils <input checked="" type="checkbox"/> Dilated <input type="checkbox"/> Constricted <input type="checkbox"/> Poor Reaction to light		
Contacts? <input type="checkbox"/> Hard <input type="checkbox"/> Soft		Odor of Alcohol Beverage <input type="checkbox"/> None <input type="checkbox"/> Faint <input checked="" type="checkbox"/> Moderate <input type="checkbox"/> Strong					
Speech <input type="checkbox"/> Mumbled <input type="checkbox"/> Thick <input type="checkbox"/> Confused <input type="checkbox"/> Slurred <input type="checkbox"/> Repetitious <input type="checkbox"/> Deliberate <input checked="" type="checkbox"/> Nothing Unusual		Attitude <input type="checkbox"/> Combative <input type="checkbox"/> Sleepy <input type="checkbox"/> Comical <input checked="" type="checkbox"/> Cooperative <input type="checkbox"/> Sarcastic <input type="checkbox"/> Nervous <input type="checkbox"/> Crying <input type="checkbox"/> Confused		Unusual Actions <input checked="" type="checkbox"/> None <input type="checkbox"/> Profanity <input type="checkbox"/> Vomiting <input type="checkbox"/> Fighting <input type="checkbox"/> Belching <input type="checkbox"/> Perspiring <input type="checkbox"/> Other:			
Insulting <input type="checkbox"/>		Uncooperative <input type="checkbox"/>		Talkative <input type="checkbox"/>			
Antagonistic <input type="checkbox"/>							
ENVIRONMENT							
Traffic <input checked="" type="checkbox"/> None <input type="checkbox"/> Light <input type="checkbox"/> Medium <input type="checkbox"/> Heavy		Area <input checked="" type="checkbox"/> Residential <input type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Other:		Weather <input checked="" type="checkbox"/> Clear <input type="checkbox"/> Cloudy <input type="checkbox"/> Rain <input type="checkbox"/> Fog <input checked="" type="checkbox"/> Dry <input type="checkbox"/> Wet		Light <input type="checkbox"/> Daylight <input type="checkbox"/> Dawn/Dusk <input checked="" type="checkbox"/> Darkness <input checked="" type="checkbox"/> Street Lights <input checked="" type="checkbox"/> Flashlight <input type="checkbox"/> Vehicle lights	
PRELIMINARY QUESTIONS							
Diabetic [REDACTED]		Injured/ill NO		Physically Impaired No			
Epileptic [REDACTED]		Under doctor's care/Doctor's name [REDACTED]					
Taking medication or drugs? [REDACTED]		Type/Amount/When [REDACTED]					
Where are you going? Home		Where are you now? Hermosa Beach		Where have you been? The Shore			
Admits Driving <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Amount of sleep In last 24 hours? 5 hrs	What time is it now? 2000 / 2041 hrs	Time of last meal? 1700 hrs	Mechanical Defects? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Claimed:			
Admits drinking <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	What/Amount Sierra Nevadas beer/2-12oz	Start/finish times 1930 / 2015 hrs		Feel Effects <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
OBSERVATIONS							
Walking from car <input type="checkbox"/> Stumbling <input type="checkbox"/> Falling <input type="checkbox"/> Needs Support <input type="checkbox"/> Swaying <input type="checkbox"/> Not Observed <input checked="" type="checkbox"/> Nothing Unusual		Basic Stance <input checked="" type="checkbox"/> Swaying <input type="checkbox"/> Falling <input type="checkbox"/> Staggering <input type="checkbox"/> Needs Support <input type="checkbox"/> Normal		Clothing <input type="checkbox"/> Disarranged <input type="checkbox"/> Soiled <input checked="" type="checkbox"/> Orderly <input type="checkbox"/> Other/type:		Wearing Shoes <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Type: flat t-shoes	
Arresting Officer/ID LoBue #167		Transporting Officer S/A		Date 12-9-2007			
Witness Officer/ID		Supervisor <i>TR [REDACTED]</i>		Date 12/9/07			

STANDARDIZED FIELD SOBRIETY TESTS

Tests: <input type="checkbox"/> Refused <input type="checkbox"/> Not conducted	Location: <input checked="" type="checkbox"/> Sidewalk <input type="checkbox"/> Street <input type="checkbox"/> Parking lot <input type="checkbox"/> Building Other:
	Lighting Conditions: <input type="checkbox"/> Daylight <input checked="" type="checkbox"/> Darkness <input checked="" type="checkbox"/> Street Lights <input checked="" type="checkbox"/> Flashlight
Ability to follow instructions: <input checked="" type="checkbox"/> Good <input type="checkbox"/> Fair <input type="checkbox"/> Poor <input type="checkbox"/> Starts too soon <input type="checkbox"/> Repeated Instructions	

Horizontal Gaze Nystagmus Lack of Smooth Pursuit	Right Eye x	Left Eye x	Vertical Gaze Nystagmus present: <input type="checkbox"/> Yes <input type="checkbox"/> No	Lack of Convergence Right Eye <input type="checkbox"/> Left Eye <input type="checkbox"/>
Maximum Deviation	NOT TESTED		NOT TESTED	
Angle of Onset				

Counting Backwards: 85-65 recited as follows: not administered

Rhomberg
Stand straight, hands at side, tilt head, close eyes, and estimate 30 seconds.

Starts too soon
 Sways side to side
 Separates feet
 Loses balance
 Opens eyes

Internal clock:
Estimate as 30 sec. 41

Sways in inches:
1/2 cir front-back 1/2 cir side to side

Walk and Turn
Start in heel-to-toe stance (R/L) for directions. Take 9 steps forward, U-turn, 9 steps back. Arms at side, look at feet & count each step out loud.

Can't keep balance, # of times
 Starts too soon, # of times
1st Nine 2nd Nine

Stops walking
Misses heel-to-toe
Steps off line
Raises Arms
Actual steps taken
Describe turn :

Note when not performed as instructed: wrong, off, or miss.

One Leg Stand
Raise foot 6 inches, arms at side, look at foot (up) and count 1001, 1002, 1003, to 1030.

Left **Right**

Starts too soon
 Fails to keep foot at 6"
 Uses arms for balance
 Sways while balancing
 Takes eyes off foot
 Puts foot down
 Arches back
 Hopping

Indicate number of times foot touches the ground.
Left (stand on) Right
4 0

Finger to Nose
Stand straight, tilt head, close eyes, arms at side, index fingers extended & touch nose.

L - R - L - R - R - L

Starts too soon
 Doesn't return hand
 Finger hovers above face
 Uses wrong hand #
 Loses balance
 Separates feet
 Arches back
 Opens eyes
 Sways

Narrative:
Rhomberg: "1/2- 1" sway in a circular motion.

Walk and turn: No impairment with the exception of the usage of arms to balance and failure to look at feet as instructed.

One leg Stand: Left foot raised; Placed foot on ground at count # 14,17,18 then began to hop in an attempt to keep balance. Placed foot on ground at count #30 then used arms and began to hop to keep balance.

Right foot raised; Placed foot on ground at count #22, repeated #22 and then began to hop in an attempt to keep balance. After count 22, Dudick raised his foot about 10" above the ground in an upward position.

Incident Report

Hermosa Beach Police Department

07-4151

Supplement No
ORIG

ARRESTEE 1: DUDICK, [REDACTED]

Involvement	Invl No	Type	Name	MNI					
ARRESTEE	1	Individual	DUDICK, [REDACTED]	1697870					
Race	Sex	Date of Birth	Age	Juvenile?	Height	Weight	Hair Color	Eye Color	
WHITE LiveScan OK	MALE	[REDACTED]	30	No	6'00"	175#	Brown	BLUE	
Type	Address				City	State			
HOME	[REDACTED]				HERMOSA BCH	CALIFORNIA			
ZIP Code									
90254									
Type	ID No	OLS							
OPERATOR LICENSE	[REDACTED]	CALIFORNIA							
Phone Type	Phone No								
CELL	[REDACTED]								
Involvement	Arrest Type	Arrest Date	Arrest Time	Status	BAC	BAC 2	Time	Time	
ARRESTED	ARRESTED	12/09/2007	20:50:00	BOOKED	0.18%	0.17%	21:23	21:26	
Charge	Level	Charge Literal							
23152 (A) VC	M	DUI ALCOHOL/DRUGS							
Charge	Level	Charge Literal							
23152 (B) VC	M	DUI ALCOHOL/0.08 PER							

Suspect was traveling approximately 38 miles per hour in a 30 MPH speed zone in violation of CVC section 22350 - Speeding. Suspect was contacted and displayed symptoms of alcoholic intoxication. Suspect admitted to consuming alcohol. Suspect was administered SFST's and was unsuccessful. Suspect was arrested for CVC 23152(a). Suspect was found to have a BAC over .08% and additionally charged with CVC 23152(b).

Vehicle: 5ZUZ378

Involvement	Type	License No	State	Lic Year	Lic Type	Year	
INVOLVED VEHICLE	AUTO	[REDACTED]	CALIFORNIA	2007	PASSENGER CAR	2003	
Make	Model	Style	Color				
CADILLAC	CTS	SEDAN, 4 DOOR	BLACK				

Incident Report Hermosa Beach Police Department

07-4151

Supplement No
ORIG

Summary Narrative

I explained and demonstrated a standardized battery of field sobriety tests to Dudick and he told me that he understood all instructions and demonstrations given to him. I documented an approximation of those SFST's on the DUI face sheet of this report.

ARREST

Based upon the totality of my training, observations and investigation, I formed the opinion that Dudick was under the influence of an alcoholic beverage and was unable to operate a motor vehicle safely. I placed Dudick under arrest for suspicion of driving under the influence of an alcoholic beverage, CVC 23152(a).

CHEMICAL TEST ADMONITION

I admonished Dudick of his chemical test requirements and he selected the breath test. I transported Dudick to the Hermosa Beach Police Department where he submitted to a breath test with results of .18% and .17%, see attached.

BOOKING

Dudick was booked at the Hermosa Beach Police Department for violation of CVC section 23152(a) - Driving under the influence of an alcoholic beverage. Due to the fact that Dudick's BAC was above .08%, I additionally charged him with CVC 23152(b) - Driving under the influence of alcohol with BAC .08 or higher.

Report Officer

10167/LOBUE, GAETANO

Printed At

12/10/2007 09:05

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Incident Report Hermosa Beach Police Department

07-4151

Supplement No
ORIG



Reported Date
12/09/2007
Crime/Incident
23152 (A) VC
Officer
LOBUE, GAETANO

(310) 318-0360

Administrative Information

Agency Hermosa Beach Police Department		Report No 07-4151	Supplement No ORIG	Reported Date 12/09/2007	Reported Time 20:35
Status DR ASSIGNED UPON REQUEST (DESK)		Crime/Incident DUI ALCOHOL/DRUG W/PRIORS			
Location 2100 HERMOSA AV			City HERMOSA BCH	Rep Dist HB2 /HB8 /HB9 /	
From Date 12/09/2007	From Time 20:50	Officer 10167/LOBUE, GAETANO		Entered by 10167	RMS Transfer Successful
Approving Officer 10102		Approval Date 12/10/2007	Approval Time 03:57:37		
# Offenses 1	Offense 23152 (A) VC	Description DUI ALCOHOL/DRUG W/P			
# Offenses 2	Offense 23152 (B) VC	Description DUI: ALCOHOL /O.08 W			

Person Summary

Invl	Invl No	Type	Name	MNI	Race	Sex	Date of Birth
ARR	1	I	DUDICK, [REDACTED]	1697870	W	M	[REDACTED]

Vehicle Summary

Invl	Type	License No	State	Lic Year	Year	Make	Model	Style	Color
INV	1	[REDACTED]	CA	2007	2003	CADI	CTS	4D	BLK

Summary Narrative

PROBABLE CAUSE FOR TRAFFIC STOP

On 12-09-2007 at about 2035 hours, I was traveling in the 1400 block of N/B Hermosa Avenue when I noticed that the vehicle directly in front of me was traveling above the posted speed limit. I continued to follow the vehicle N/B on Hermosa Avenue and paced its speed at about 38 miles per hour which is above the posted 30 mile per hour speed limit. As the vehicle traveled in the #2 lane in the 1900 block of Hermosa Avenue, I observed it swerve and come within feet of colliding into vehicles that were parked along the East curb line of Hermosa Avenue. At this point, I effected a traffic stop on the vehicle in the 2100 block of Hermosa Avenue for violation of CVC section 22350 - Speeding and to investigate the driving pattern that the driver displayed.

DRIVER CONTACT

I exited my patrol car and contacted the driver on the driver side of the vehicle by speaking to him through the open driver side window. I informed the driver of the reason why I had stopped him, speeding and swerving, and asked him for his driver license. The driver gave me a California driver license that identified him as [REDACTED] Dudick (DOB [REDACTED]). As I spoke to Dudick, I noticed that his eyes were bloodshot/watery. I asked Dudick if he had anything alcoholic to drink and he told me that he did. I checked Dudick's eyes for Horizontal Gaze Nystagmus and he checked positive for this objective symptom of alcohol intoxication. At this time, I formed the opinion that Dudick was possibly under the influence of an alcoholic beverage and instructed him to exit his vehicle so that I could administer further test, SFST.

SFST's

Report Officer 10167/LOBUE, GAETANO	Printed At 12/10/2007 09:05	Page 1 of 3
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Instrument Number: 130070

Location: Hermosa Beach

SHERIFF'S DEPARTMENT
COUNTY OF LOS ANGELES

Subject: DUDICK, [REDACTED]

DATAMASTER cdm

PRECAUTIONARY CHECKLIST

Breath Alcohol Results (g/210 L)

Date Tested

.18 % .17 %

12-9-07

FOLLOW THE INSTRUCTIONS ON THIS CHECKLIST
AND CHECK OFF EACH STEP AS IT IS COMPLETED.

HERMOSA BEACH PD
DATAMASTER cdm 139878

DECEMBER 09, 2007

SUBJECT NAME:

DUDICK, [REDACTED]

DRIVERS LICENSE #:

STATE ISSUED CA

OPERATOR NAME:

LOBUE/GRETANO-C

BRIDGE NUMBER: 167

— BREATH ANALYSIS —

BLANK TEST	.00	21:22
QUARTZ REFERENCE	VERIFIED	21:22
SUBJECT SAMPLE (1)	.18	21:23
BLANK TEST	.00	21:24
STIMULATOR	VERIFIED	21:24
BLANK TEST	.00	21:25
SUBJECT SAMPLE (1)	.17	21:26
BLANK TEST	.00	21:26

1. Continuously observe the subject for at least fifteen minutes before giving a test, during which time the subject must not ingest alcoholic beverages or other fluids, regurgitate, vomit, eat or smoke.
2. Push RUN button.
3. Enter information as requested by the instrument.
4. Wait for purge/blank cycle to complete.
5. Insert a new mouthpiece into the breath tube.
6. Obtain a breath sample from the subject when instrument displays **PLEASE BLOW**.
7. Wait for instrument to request a second breath sample.
8. Obtain a second breath sample from the subject when instrument displays **PLEASE BLOW**.
9. If the two results differ by more than 0.02%, the instrument will request a third breath sample.
10. Remove the printed results, initial for identification and attach to checklist in the space provided to the left. Discard mouthpiece.
11. Transcribe each breath result into the Breath Alcohol Results box above.

Operator (Name, I.D.#, Agency)

LOBUE 167 HERMOSA BEACH

END OF CHECKLIST

Remarks

[REDACTED] CA [REDACTED] M 165

N

BOOKING NO. 1076915	OCA NO. 074164
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LOS ANGELES COUNTY 10
BOOKING AND PROPERTY RECORD

	YES	NO	UNK
FOREIGN NATIONAL	---	---	---
PCD SUBMITTED	---	---	---

SID NO. 28921852	LOC. BKD 1929	DI. LIC. NO. STATE [REDACTED] CA	ALIEN #
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ARRESTEE'S NAME (LAST, FIRST, MIDDLE) MOSCARELLO, SALVATORE ANGELO	HOME PHONE [REDACTED]
---	--------------------------

ADDRESS
[REDACTED] REDONDO BEACH, CA 90277

SEX M	DESCENT W	HAIR BRO	EYES HAZ	HEIGHT 509	WEIGHT 170	BIRTHDATE [REDACTED]	AGE 28
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VEH. LIC. NO. [REDACTED]	ST. NJ	RPT. DIST. 1929	AKA/NICKNAME
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BIRTHPLACE NJ TRENTON	FILE NO. 074164	MONIKER	AD. CHG. N
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AG'Y. OR DETAIL ARRESTING 1929	DATE & TIME ARRESTED 12-11-2007 0029	TIME BKD. 0107
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LOCATION OF ARREST ARTESIA AND PCH	TOTAL BAIL 5000.00
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CHARGE 23152(A)/23152(B) / VC / M DUI:ALCOHOL/DRUGS	WARR./COMM. NO.
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JAIL LOC. 1929	ARRAIGN DATE 01/22/08	TIME 0830	COURT SBC
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SOC. SEC. NO.
[REDACTED]

OBSERVABLE PHYSICAL ODDITIES
TAT ARM EMBLEM

PRISONER WHEN BOOKED
[REDACTED]

OCCUPATION
BARTENDER



First Observed: Date/Day/Time 12-11-2007/Tues/0007 hrs		HERMOSA BEACH POLICE DEPARTMENT CA0192900			DR# 07-4164		
Arrest Location: Artesia / Pacific Coast Highway		DRIVING UNDER THE INFLUENCE ARREST REPORT			Booking #		
Traffic Collision <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Crime/Additional Charges: CVC 23152 <input checked="" type="checkbox"/> (a) <input checked="" type="checkbox"/> (b) <input type="checkbox"/> Other: CVC 23153 <input type="checkbox"/> (a) <input type="checkbox"/> (b) <input type="checkbox"/> Other:			Driving established by: Witness <input type="checkbox"/> Officer's Observ. <input checked="" type="checkbox"/> 40300.5 <input type="checkbox"/>		
Suspect's Name: Last/First/Middle Moscarello, [REDACTED]		Sex M	Race W	Age 28	DOB [REDACTED]	Driver's license # [REDACTED]	
Home address: [REDACTED] Redondo Beach, CA. 90277					Home telephone: [REDACTED]		
Vehicle license #: [REDACTED]	Year 2007	Make/Model/Body style/Color: Jeep/4dr/blk			Number of occupants: 0		
Vehicle location: <input type="checkbox"/> Impounded Frank Scotto Towing, 1750 W. 223 rd Street, Torrance, CA 90501, 310 787-0208 <input type="checkbox"/> Other: <input checked="" type="checkbox"/> Parked at scene <input type="checkbox"/> Released to:							
Passenger/Witness Name: Last/First/Middle		Sex	Race	Age	DOB	Driver's license #	
Home address:					Home telephone:		
Business address:			Hours	Days	Business telephone:		
OBJECTIVE SYMPTOMS							
Wearing Contacts? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Face <input type="checkbox"/> Normal <input checked="" type="checkbox"/> Pale <input type="checkbox"/> Flushed		Eyes <input type="checkbox"/> Normal <input checked="" type="checkbox"/> Bloodshot <input checked="" type="checkbox"/> Watery <input type="checkbox"/> Sleepy		Pupils <input checked="" type="checkbox"/> Dilated <input type="checkbox"/> Constricted <input type="checkbox"/> Poor Reaction to light	
Contacts? <input type="checkbox"/> Hard <input type="checkbox"/> Soft		Odor of Alcohol Beverage <input type="checkbox"/> None <input type="checkbox"/> Faint <input checked="" type="checkbox"/> Moderate <input type="checkbox"/> Strong					
Speech <input type="checkbox"/> Mumbled <input type="checkbox"/> Thick <input type="checkbox"/> Confused <input type="checkbox"/> Slurred <input type="checkbox"/> Repetitious <input type="checkbox"/> Deliberate <input checked="" type="checkbox"/> Nothing Unusual		Attitude <input type="checkbox"/> Combative <input type="checkbox"/> Sleepy <input type="checkbox"/> Comical <input type="checkbox"/> Cooperative <input checked="" type="checkbox"/> Sarcastic <input type="checkbox"/> Nervous <input type="checkbox"/> Crying <input type="checkbox"/> Confused		Unusual Actions <input type="checkbox"/> None <input checked="" type="checkbox"/> Profanity <input type="checkbox"/> Vomiting <input type="checkbox"/> Fighting <input type="checkbox"/> Belching <input type="checkbox"/> Perspiring <input type="checkbox"/> Other:			
ENVIRONMENT							
Traffic <input checked="" type="checkbox"/> None <input type="checkbox"/> Light <input type="checkbox"/> Medium <input type="checkbox"/> Heavy		Area <input type="checkbox"/> Residential <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Other:		Weather <input checked="" type="checkbox"/> Clear <input type="checkbox"/> Cloudy <input type="checkbox"/> Rain <input type="checkbox"/> Fog <input checked="" type="checkbox"/> Dry <input type="checkbox"/> Wet		Light <input type="checkbox"/> Daylight <input type="checkbox"/> Dawn/Dusk <input checked="" type="checkbox"/> Darkness <input checked="" type="checkbox"/> Street Lights <input checked="" type="checkbox"/> Flashlight <input type="checkbox"/> Vehicle lights	
PRELIMINARY QUESTIONS							
Diabetic		Injured/ill			Physically Impaired		
Epileptic		Under doctor's care/Doctor's name					
Taking medication or drugs?		Type/Amount/When					
Where are you going? Hollywood		Where are you now? Hermosa Beach			Where have you been? Pier and 14 th Street		
Admits Driving <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Amount of sleep In last 24 hours? 7or 8 hrs		What time is it now? 0100 / 0013 hrs		Time of last meal? 2130 hrs	
Admits drinking <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		What/Amount Wine / 2 glasses		Start/finish times 2230 / 0030 hrs		Feel Effects <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
OBSERVATIONS							
Walking from car <input type="checkbox"/> Stumbling <input type="checkbox"/> Falling <input type="checkbox"/> Needs Support <input checked="" type="checkbox"/> Swaying <input type="checkbox"/> Not Observed <input type="checkbox"/> Nothing Unusual		Basic Stance <input checked="" type="checkbox"/> Swaying <input type="checkbox"/> Falling <input type="checkbox"/> Staggering <input type="checkbox"/> Needs Support <input type="checkbox"/> Normal		Clothing <input type="checkbox"/> Disarranged <input type="checkbox"/> Soiled <input checked="" type="checkbox"/> Orderly <input type="checkbox"/> Other/type:		Wearing Shoes <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Type: flat t-shoes	
Arresting Officer/ID LoBue #167		Transporting Officer S/A			Date 12-11-2007		
Witness Officer/ID		Supervisor			Date		

Incident Report Hermosa Beach Police Department

07-4164

ORIG



Reported Date
12/11/2007
Crime/Incident
23152 (A) VC
Officer
LOBUE, GAETANO

(310) 318-0360

Administrative Information									
Agency Hermosa Beach Police Department			Report No 07-4164		Supplement No ORIG		Reported Date 12/11/2007		Reported Time 00:07
Status DR ASSIGNED UPON REQUEST (DESK)			Crime/Incident DUI ALCOHOL/DRUG W/PRIORS						
Location ARTESIA BL/PACIFIC COAST HY					City HERMOSA BCH		Rep Dist HB4 /HB8 /HB9 /		
From Date 12/11/2007	From Time 00:29	Officer 10167/LOBUE, GAETANO					Entered by 10167	RMS Transfer Successful	
Approving Officer 10140		Approval Date 12/11/2007			Approval Time 04:31:14				
# Offenses 1	Offense 23152 (A) VC			Description DUI ALCOHOL/DRUG W/P					
# Offenses 2	Offense 23152 (B) VC			Description DUI: ALCOHOL /O.08 W					
Person Summary									
Invl ARR	Invl No 1	Type I	Name MOSCARELLO, [REDACTED]		MNI 1829516	Race W	Sex M	Date of Birth [REDACTED]	
Vehicle Summary									
Invl INV	Type 2	License No [REDACTED]	State NJ	Lic Year 2007	Year 2007	Make JEEP	Model [REDACTED]	Style 4D	Color BLK
Summary Narrative									
Suspect stopped for a CVC violation and found to be DUI.									

Report Officer
10167/LOBUE, GAETANO

Printed At
12/11/2007 09:32

Page 1 of 3

Incident Report

Hermosa Beach Police Department

07-4164

Supplement No
ORIG

ARRESTEE 1: MOSCARELLO,

Involvement	Invi No	Type	Name	MNI				
ARRESTEE	1	Individual	MOSCARELLO	1829516				
Race	Sex	Date of Birth	Age	Juvenile?				
WHITE LiveScan OK	MALE		28	No				
Type	Address			City				
HOME				REDONDO BEACH				
Type	ID No	OLS						
OPERATOR LICENSE		NEW JERSEY						
Phone Type	Phone No							
CELL								
Involvement	Arrest Type	Arrest Date	Arrest Time	Status	BAC	BAC 2	Time	Time
ARRESTED	ARRESTED	12/11/2007	00:29:00	BOOKED	0.13%	0.12%	01:01	01:04
Charge	Level	Charge Literal						
23152 (A) VC	M	DUI ALCOHOL/DRUGS						
Charge	Level	Charge Literal						
23152 (B) VC	M	DUI ALCOHOL/0.08 PER						

Suspect was observed speeding in violation of CVC section 22350. Suspect was contacted and displayed objective symptoms of alcohol intoxication. The suspect admitted to consuming an alcoholic beverage. The suspect was administered SFST's and was unsuccessful. The suspect was arrested for violation of CVC 23152(a). The suspect was additionally charged with CVC 23152(b) due to the fact that his BAC measured above .08%.

Vehicle: VEH85M

Involvement	Type	License No	State	Lic Year	Lic Type
INVOLVED VEHICLE	TRUCK/VAN/SUV		NEW JERSEY	2007	PASSENGER CAR
Year	Make	Style	Color		
2007	JEEP	SEDAN, 4 DOOR	BLACK		

Narrative

PROBABLE CAUSE FOR TRAFFIC STOP

On 12-11-2007 at about 0007 hours, I was traveling N/B in the 1600 block of Pacific Coast Highway when I observed that the sole vehicle directly in front of me was traveling at a high rate of speed. I followed the vehicle N/B on Pacific Coast Highway and was able to pace it's speed at approximately 44 MPH. The posted speed limit on Pacific Coast Highway is 35 MPH. I effected a traffic stop on the vehicle at Pacific Coast Highway and Artesia Boulevard for violation of CVC section 22350 - Speeding.

DRIVER CONTACT

I exited my patrol car and contacted the driver by speaking to him through the open driver side window of his vehicle. I asked the driver for his driver license and he gave me a New Jersey state driver license that identified him as [REDACTED] Moscarello (DOB [REDACTED]). I told Moscarello the reason why I had stopped him, speeding and lane straddling. Upon contacting Moscarello, I immediately noticed that his pupils were dilated which led me to believe through my training and experience that he was possibly under the influence of alcohol or drugs. I asked Moscarello if he had anything alcoholic to drink and he told me that he did. I checked Moscarello's eyes for Horizontal Gaze Nystagmus and he checked positive for this objective symptom of alcohol intoxication. At this time, I formed the opinion that Moscarello was possibly under the influence of an alcoholic beverage and instructed him to exit his vehicle so that I could administer further test, SFST's.

SFST's

I explained and demonstrated a standardized battery of field sobriety test to Moscarello and he told me that he understood all directions and instructions given to him before each test. I

Report Officer
10167/LOBUE, GAETANO

Printed At
12/11/2007 09:32

Page 2 of 3

Hermosa Beach Police Department**Narrative**

documented an approximation of those SFST's on the DUI face sheet of this report.

ARREST

Based upon the totality of my observations, training and investigation, I formed the opinion that Moscarello was under the influence of an alcoholic beverage and was unable to operate a motor vehicle safely. I placed Moscarello under arrest for suspicion of driving under the influence of alcohol, CVC 23152(a).

CHEMICAL TEST ADMONITION

I admonished Moscarello of his chemical test requirements and he selected the breath test. I transported Moscarello to the Hermosa Beach Police Department where he submitted to a breath test with results of .13 and .12%, see attached.

BOOKING

Moscarello was booked at the Hermosa Beach Police Department for violation of CVC section 23152(a). Because Moscarello's BAC was at or above .08%, he was additionally charged with CVC 23152(b).

Instrument Number Location

130070 HERMOSA BEACH

SHERIFF'S DEPARTMENT
COUNTY OF LOS ANGELES

Subject

MOSCARIELLO, [REDACTED]

DATAMASTER cdm

PRECAUTIONARY CHECKLIST

Breath Alcohol Results (g/210 L)

.13 % .12 % %

Date Tested

12-11-07

FOLLOW THE INSTRUCTIONS ON THIS CHECKLIST
AND CHECK OFF EACH STEP AS IT IS COMPLETED.

HERMOSA BEACH PD
DATAMASTER cdm 130070

DECEMBER 11, 2007

SUBJECT NAME:

MOSCARIELLO [REDACTED]

DRIVERS LICENSE # [REDACTED]

STATE ISSUED IN [REDACTED]

OPERATOR NAME:

LOBUE/BRETANO/C

BRIDGE NUMBER: 167

--- BREATH ANALYSIS ---

BLANK TEST	.00	01:00
QUARTZ REFERENCE	VERIFIED	01:00
SUBJECT SAMPLE (1)	.13	01:01
BLANK TEST	.00	01:01
SIMULATOR	VERIFIED	01:02
BLANK TEST	.00	01:02
SUBJECT SAMPLE (4)	.12	01:04
BLANK TEST	.00	01:05

1. Continuously observe the subject for at least fifteen minutes before giving a test, during which time the subject must not ingest alcoholic beverages or other fluids, regurgitate, vomit, eat or smoke.
2. Push RUN button.
3. Enter information as requested by the instrument.
4. Wait for purge/blank cycle to complete.
5. Insert a new mouthpiece into the breath tube.
6. Obtain a breath sample from the subject when instrument displays PLEASE BLOW.
7. Wait for instrument to request a second breath sample
8. Obtain a second breath sample from the subject when instrument displays PLEASE BLOW.
9. If the two results differ by more than 0.02%, the instrument will request a third breath sample.
10. Remove the printed results, initial for identification and attach to checklist in the space provided to the left
Discard mouthpiece.
11. Transcribe each breath result into the Breath Alcohol Results box above.

Operator (Name, I.D.#, Agency)

LOBUE 167 / 1929

END OF CHECKLIST

Remarks

Print Name of Operator

[REDACTED]

NY

[REDACTED]

MA

170

BOY

LOS ANGELES COUNTY BOOKING AND PROPERTY RECORD

FOREIGN NATIONAL	YES	NO	UNK
PCD SUBMITTED	---	---	---

BOOKING NO. 0001038	OCA NO. 074266
------------------------	-------------------

SID NO. 21393008	LOC BKD 1929	DI LIC. NO. STATE [REDACTED] CA	AKA# FBI 556029MB8
---------------------	-----------------	------------------------------------	-----------------------

SUSPECT PHOTO - FRONT W/O GLASSES
CCHRS 014469537

ARRESTEE'S NAME (LAST, FIRST, MIDDLE) WILLIAMS, JADE EUGENE	HOME PHONE [REDACTED]
--	--------------------------

ADDRESS
[REDACTED] LOS ANGELES, CA 90044

SEX M	DESCENT B	HAIR BRO	EYES BRO	HEIGHT 601	WEIGHT 185	BIRTHDATE [REDACTED]	AGE 25
----------	--------------	-------------	-------------	---------------	---------------	-------------------------	-----------

VEH. LIC. NO. [REDACTED]	ST. CA	RPT. DIST. 1929	AKA/NICKNAME
-----------------------------	-----------	--------------------	--------------

BIRTHPLACE CA CULVER CITY	FILE NO. 074266	MONIKER	AD. CHG. Y
------------------------------	--------------------	---------	---------------

AG'Y. OR DETAIL ARRESTING 1929	DATE & TIME ARRESTED 12-21-2007 0143	TIME BKD. 0245
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LOCATION OF ARREST PIER AVE AND ARDMORE	TOTAL BAIL 56000.00
--	------------------------

CHARGE 23152(A)/23152(B) / VC / M DUI:ALCOHOL/DRUGS	WARR./COMM. NO.
---	-----------------



JAIL LOC. 1929	ARRAIGN DATE 02-08-05	TIME 0815	COURT SBY	PRISONER'S SIGNATURE WHEN BOOKED X [REDACTED]
-------------------	--------------------------	--------------	--------------	--

SOC. SEC. NO. [REDACTED]	OBSERVABLE PHYSICAL ODDITIES	OCCUPATION COACH
-----------------------------	------------------------------	---------------------

DATE 12/21/07
DAY / TIME Fri / 0143

EL SEGUNDO POLICE DEPARTMENT D.U.I. ARREST REPORT

DR# 07-4266

CHARGE(S) 23152(A)(B)VC, 14601.1(A)VC, WARRANTS

NAME [REDACTED] D.O.B. [REDACTED] AGE 25

SEX M RACE B HAIR BRN EYES BRN HT 6'1 WT 185 D/L# [REDACTED] ST. CA

VEHICLE: YR. 97 MAKE SATURN MODEL SL1/4DR COLOR RED LIC. [REDACTED] ST. CA

NARRATIVE:

OFFICER: WIT. M. MITCHELL / T. SMERK #1015 OBS. THE VEH. / DRIVER AT: E1B PIER AVE @ BARD

- Involved in collision
- Drive w/o lights
- Improper signal
- Speed: slow / fast _____ in _____ zone by
- Disregard sign
- Disregard signal
- Follow too close
- Stop at grn. signal
- Asleep at wheel
- Stop w/o cause
- Pace
- Laser
- Obs.
- Unsafe turn
- Impede traffic
- Erratic braking
- Estab. by 40300.5 VC
- Drive left of center
- Weave within lane
- Violate rt. of way
- Failure to yield to Emergency Vehicle
- Straddle lanes
- Stop over line
- Near collision

WE WERE DRIVING W/B ON PIER APPROACHING BARD, WHEN WE OBS. THE ABOVE VEHICLE E1B ON PIER, DRIVE THROUGH THE STOP SIGN AT BARD ST @ .25+ MPH. WE MADE A TISDP ON THE VEHICLE AND OPER. SMERK CONTACTED THE DRIVER [REDACTED] AFTER NOTING SYMPTOMS OF ALCOHOL INTOX. HE DIRECTED WILLIAMS OVER TO ME. BARD TOLD ME THAT HE KNEW HE RAN THE STOP SIGN AND THAT HIS LICENSE WAS SUSPENDED.

CONTACTED AT: Pier & Valley

CONTINUATION ATTACHED

OBSERVATIONS / PHYSICAL OBJECTIVE SYMPTOMS:

- | | | | | |
|--|---|---|--|--|
| EXITING VEHICLE: <input type="checkbox"/> Not seen | <input checked="" type="checkbox"/> Stable | <input type="checkbox"/> Lost balance / Fall | <input type="checkbox"/> Unable w/o assist | <input type="checkbox"/> Grabbed vehicle for balance |
| WALKING: <input type="checkbox"/> Stable | <input checked="" type="checkbox"/> Sways | <input type="checkbox"/> Staggers | <input type="checkbox"/> Falls | <input type="checkbox"/> Needs assistance |
| EYES: <input type="checkbox"/> Normal | <input type="checkbox"/> Watery | <input checked="" type="checkbox"/> Glassy / Sleepy | <input type="checkbox"/> Red / Bloodshot | <input type="checkbox"/> Defect: <input type="checkbox"/> Left <input type="checkbox"/> Right |
| PUPILS: <input checked="" type="checkbox"/> Equal | <input type="checkbox"/> Unequal | <input type="checkbox"/> Constricted | <input type="checkbox"/> Dilated | REACTION: <input type="checkbox"/> Norm <input type="checkbox"/> Slow <input type="checkbox"/> N |
| NYSTAGMUS: <input type="checkbox"/> None | <input type="checkbox"/> Horizontal | <input type="checkbox"/> Vertical | <input type="checkbox"/> Lack convergence | <input type="checkbox"/> Lack of smooth pursuit |
| FACE: <input checked="" type="checkbox"/> Normal | <input type="checkbox"/> Flushed | <input type="checkbox"/> Pale | <input type="checkbox"/> Sweaty | <input type="checkbox"/> Bloating |
| BREATH ODOR: <input type="checkbox"/> None | <input checked="" type="checkbox"/> Alcohol | <input type="checkbox"/> Marijuana | <input type="checkbox"/> Chemical | <input type="checkbox"/> Slight <input type="checkbox"/> Moderate <input checked="" type="checkbox"/> Strong |
| SPEECH: <input type="checkbox"/> None | <input type="checkbox"/> Clear | <input checked="" type="checkbox"/> Slurred | <input type="checkbox"/> Soft | <input type="checkbox"/> Loud |
| UNUSUAL ACTIONS: <input type="checkbox"/> None | <input type="checkbox"/> Vomits | <input type="checkbox"/> Convulsions | <input type="checkbox"/> Unconscious | <input type="checkbox"/> Combative |
| ATTITUDE: <input type="checkbox"/> Calm | <input checked="" type="checkbox"/> Talkative | <input type="checkbox"/> Confused | <input checked="" type="checkbox"/> Excited | <input type="checkbox"/> Indifferent |
| WEARING: <input type="checkbox"/> Glasses | <input type="checkbox"/> Contacts | <input type="checkbox"/> Artificial limb | <input type="checkbox"/> Hearing aid | <input type="checkbox"/> Brace or Cast |
| CLOTHING: <input checked="" type="checkbox"/> Orderly | <input type="checkbox"/> Disarranged | <input type="checkbox"/> Urine soiled | <input type="checkbox"/> Vomit soiled | <input type="checkbox"/> Alcoholic beverage soiled |
| WEATHER: <input checked="" type="checkbox"/> Clear | <input type="checkbox"/> Cloudy | <input type="checkbox"/> Foggy | <input type="checkbox"/> Windy | <input type="checkbox"/> Rain |
| ROAD CONDITIONS: <input checked="" type="checkbox"/> Dry | <input type="checkbox"/> Wet | <input type="checkbox"/> Flooded | <input type="checkbox"/> Prior collision | <input type="checkbox"/> Off-street |
| OPEN CONTAINER: <input type="checkbox"/> None | <input type="checkbox"/> In vehicle | <input type="checkbox"/> On person | Type: <input type="checkbox"/> Can <input type="checkbox"/> Bottle <input type="checkbox"/> Cup <input type="checkbox"/> Glass <input type="checkbox"/> Flask <input type="checkbox"/> Oth | |

ADDITIONAL: _____

INVESTIGATIVE INTERVIEW:

LOCATION: Field Hospital Police Station / Jail

CONDUCTED IN: English Spanish Other _____ TRANSLATOR: _____

SICK OR INJURED? [REDACTED]

PHYSICAL DEFECT? [REDACTED]

TAKEN ANY DRUGS? [REDACTED]

BEEN DRINKING? No Yes WHAT? [REDACTED] DO YOU FEEL THE EFFECTS OF THE ALCOHOL / DRUGS? No Yes Not sure

ARE YOU DIABETIC? [REDACTED]

TIME LAST FOOD? 10:30pm WHAT? CRACKERS TIME NOW? 11:30 ACTUAL TIME: 0145 HOURS SLEPT IN LAST 24? 7 1/2

COMING FROM? UNION CATTLE CO GOING TO? TRAILER WILDFROND HOME WHERE NOW? PIER AVE

DEFECTS WITH CAR? Unknown, not my car No Yes WHAT: _____

REDUNDANT / SPONTANEOUS STATEMENTS: _____

ARRESTING OFC.(S): M. MITCHELL S/N: 388 APPROVED BY: CAWES 134 DATE: 12/21/07

07-4266

FIELD SOBRIETY TESTS:

TESTS: Refused Not conducted BY: _____ LOCATION: Sidewalk Street Parking lot Building _____

LIGHTING CONDITIONS: Daylight Darkness Street lights Vehicle lights Flashlight Building: interior exterior

ABILITY TO FOLLOW INSTRUCTIONS: Good Fair Poor Attempts prior Repeated TYPE OF FOOTWEAR: FLAT SOLE SHOES

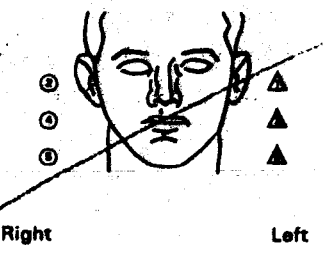
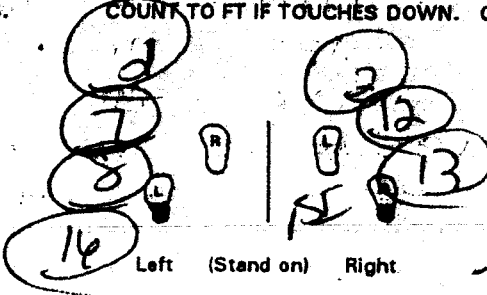
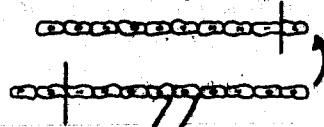
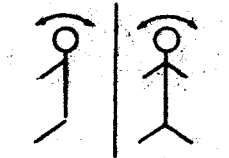
(1) ROMBERG
STAND STRAIGHT, HANDS AT SIDE, TILT HEAD, CLOSE EYES AND ESTIMATE 30 SECONDS.
 Starts Too Soon
 Sways Side To Side
 Sways Ft. To Back
 Separates Feet
 Loses Balance
 Opens Eyes
INTERNAL CLOCK:
Est. As 30 sec.
 Ofc. Stop @ 30 sec.

(2) WALK AND TURN
START IN HEEL-TO-TOE STANCE (R/L) FOR DIRECTIONS. TAKE 9 STEPS FORWARD, U-TURN, 9 STEPS BACK. ARMS AT SIDE, LOOK AT FEET & COUNT 1-9 ALONG.
 Can't Keep Balance, No. of times XI
 Starts Too Soon, No. of times _____
1st Nine 2nd Nine
Stops Walking _____
Misses Heel-To-Toe _____
Steps Off Line _____
Raises Arms _____
Actual Steps Taken 9
Describe Turn: SWAYING

(3) ONE LEG STAND
RAISE FOOT 6 INCHES, ARMS AT SIDE. LOOK AT FOOT (UP) AND COUNT, 1001, 1002, 1003 TO 1030. LEFT / RIGHT.
LT RT
 Starts Too Soon
 Fails to Maintain 6 inches
 Uses Arms For Balance
 Sways While Balancing
 Takes Eyes Off Foot
 Puts Foot Down
 Arches back
 Hopping

(4) FINGER TO NOSE
STAND STRAIGHT, TILT HEAD, CLOSE EYES, ARMS AT SIDE, INDEX FINGERS EXTENDED & TOUCH NOSE. L R L R R-L
 Starts Too Soon
 Doesn't Return Hand To Side
 Finger Hovers Above Face
 Uses Wrong Hand
 Loses Balance
 Separates Feet
 Arches Back
 Opens Eyes
 Sways

OTHER: _____
SWAY IN INCHES: _____ NOTE WHEN NOT PERFORMED AS INSTRUCTED, WRONG, OFF OR MISS. CONTINUED ON _____
DRAW CIRCLE & LINE WITH # OF COUNT TO FT IF TOUCHES DOWN. DRAW LINE TO SPOTS TOUCHED. CHECK # IF WRONG HAND USED.



Ft/Back Side/Side
WALKED FORWARD 7 STEPS
TEST TERMINATED FOR HIS SAFETY

PASD By: T. SPARK UNIT S/N REFUSED Temp. (C): 2 Time: 1 2 Result: 1 2

OPINION AND CONCLUSIONS:

IN THE OPINION OF THE A/O(S), BASED ON HIS HER DRIVING PHYSICAL Objective Symptoms WOT'S, THE DEFENDANT WAS IMPAIRED AND UNABLE TO SAFELY OPERATE A MOTOR VEHICLE AND WAS ARRESTED FOR DRIVING UNDER THE INFLUENCE OF ALCOHOL AND OR DRUGS.

CHEMICAL TESTS:

IMPLIED CONSENT BY: T. SPARK TEST SELECTED: Refused all tests Blood Breath Urine Failed to complete test selected

BLOOD: Location: _____ By: _____ Time: _____ Sterilization agent: _____

BREATH: Location: MOBAT By: T. SPARK Instr. 13021 Times: 020604 Results: 1 1.1 2 1.1 3 _____

URINE: Location: _____ By: _____ Time void: _____ Time sample collected: _____

BOOKING / EVIDENCE / RELATED REPORTS:

BOOKED AT: El Segundo PD Other location: HEMOSA PD Cited out # _____

EVIDENCE: None Breath Printout Attached Blood Urine Narcotics Booked at: HEMOSA PD Prop. Tag _____

RELATED REPORTS: Breath Checklist Trombetta D.M.V. Traffic Collision M / T CHP 180 D.R.E. Park/ Lock Evidence Rpt.
DRIVERS LICENSE / VEHICLE STATUS:

D/L STATUS: Valid None Expired Suspended / Revoked Unknown No. prior DUI convictions in past 7 yrs _____ On D.U.I. probation

VEHICLE: Impounded / Stored at Jim and Jack's Tow Parked at _____ Released to _____

PASSENGERS / WITNESSES:

PASS. / WIT. OK _____ NW IH JB Other _____

PASS. / WIT. _____ IW IH JB Other _____

ADDITIONAL NARRATIVE PASSENGER ARRESTED FOR 647 PC PAS'D
19 BAE