

STATE OF VERMONT
DRUG RECOGNITION EVALUATION
 DPS 339



Rolling Log No. 9-10-29 Case Number 09A103072

Page 1 of 3 TO BE COMPLETED BY D.R.E. TRAINED PERSONNEL

Offense(s) Charged NONE

Name (Last, First, Middle) [REDACTED] DOB [REDACTED] Age 34 Sex M Arresting Officer (Name/Agency) Sgt Burnelle / South Burlington PD

Date/Time of Arrest 7-27-09 0035 Brain test results .000% Time 0035 Released 061948 AICO IV Date/Time/Location of Examination 7-27-09 0055 South Burlington PD

Admonition of Rights given by? Sgt Burnelle Rights Waived? Yes No What have you eaten today? --- Time? --- What have you been drinking? --- How much? --- Time of last drink? ---

Time Now? --- When did you last sleep? --- How long? --- Are you sick or injured? --- Yes No Are you diabetic or epileptic? Yes No

Do you take insulin? Yes No Do you have any physical defects? --- Yes No Are you under the care of a doctor/dentist? Yes No

Are you taking any medication or drugs? Yes No Do you have high blood pressure or heart disease? If yes, describe. --- Yes No Have you ever had a severe head injury? Yes No Do you have brain damage? Yes No

Speech LOW Attitude/Behavior INDIFFERENT Coordination POOR Face NORMAL Breath/Odors NONE

Corrective Lenses Glasses Contacts Hard Soft None Eyes Normal Bloodshot Watery Blindness None Right Eye Left Eye

Pupil size Equal Unequal (explain) --- Able to follow stimulus? Yes No Eyelids Retracted Normal Droopy

Pulse & Time	HGN	Right eye	Left eye	Vertical nystagmus? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Convergence 	(3) One leg stand Timed 30 seconds Count # <u>27</u> Count # <u>30</u>
	Lack of smooth pursuit	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
	Max. deviation	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
1. <u>108, 0059</u>	Angle of onset <input type="checkbox"/> Resting (0) <input type="checkbox"/> Rapid (35) <input type="checkbox"/> Extreme (45)	<input type="checkbox"/> Resting (0) <input type="checkbox"/> Rapid (35) <input type="checkbox"/> Extreme (45)	<input type="checkbox"/> Resting (0) <input type="checkbox"/> Rapid (35) <input type="checkbox"/> Extreme (45)			
2. <u>124, 0116</u>	<input type="checkbox"/> Immediate (0-30) <input type="checkbox"/> Near extreme (40) <input checked="" type="checkbox"/> None					
3. <u>124, 0127</u>						

(1) Romberg Balance
 (2) Walk and turn
 Cannot keep balance ---
 Started too soon ---
 Stopped walking ---
 Missed heel-toe ---
 Stepped off line ---
 Raised arms ---
 Actual steps taken: 1st Nine 9, 2nd Nine 9

Internal clock 20 Estimated as 30 sec. Describe turn --- Cannot do test (explain) ---

(4) Finger/Nose Right Left Draw lines to spots touched
 Pupil Size: MM
 Light Right Eye 4.5 Left Eye 4.5
 Room Light 7 7
 Near Total Darkness 3 3
 Direct --- ---
 Comments ---
 Rebound dilation Yes No
 Reaction to light Normal Slow Little or None Visible
 Chemical test time: Blood Refused
 Witness: Sgt Burnelle

Nasal area CLEAR Oral cavity/Tongue THICK White Film / Dry Mouth

INDICATE FRESH OR OLD PUNCTURE MARKS
 Attach Photos of Fresh Puncture Marks (optional)

Blood pressure 132/90 Temperature 99.3 °F
 Muscle tone Near Normal Flaccid Rigid
 Comments ---

Drug admission? ---

Examining Officer S/Tpr RAVELIN I.D. Number 229 IACP/DRE # 15470

Agency VSP Williston Reviewed by LT. PO [Signature] DRE - Ravelin

Opinion of Evaluator: Rule Out Alcohol Stimulant Dissociative Anesthetic Inhalant Depressant Hallucinogen Narcotic Analgesic Cannabis
9/28/09

Name (Last, First, Middle)
[REDACTED]

Violations
T 23 VSA 1201(a)(3)

Drug recognition evaluation report/narrative

1: **Location:** The evaluation was conducted at the South Burlington Police Department in the interview room.

2: **Witness:** The entire evaluation was witnessed by Sgt. Dan Brunelle of the South Burlington Police Department.

3: **Breath Test:** A sample of [REDACTED] breath was taken at approximately 0035 hours with a result of .000% BrAC using an Alco IV serial number 061948.

4: **Notification/Interview of A/O:** I was notified by the VSP Williston Dispatch who advised Sgt Brunelle was requesting a DRE after stopping a vehicle for erratic operation on Kennedy Avenue in South Burlington. I was in the area and arrived on scene a few minutes later. I met with Sgt Brunelle who stated he observed a vehicle weaving in the roadway and run a red light. Sgt. Brunelle stated he activated his blue lights and it took [REDACTED] a longer than average amount of time to pull over. As he spoke to [REDACTED] he noted he appeared confused. He asked [REDACTED] to step from the vehicle and perform Field Sobriety Exercises. After performing poorly, he asked [REDACTED] to provide a sample of his breath. The result was .000% BrAC.

5: **Initial Observations:** I first observed [REDACTED] on the side of the roadway. He was unstable while standing. He exhibited poor coordination while walking.

6: **Medical Problems:** No evidence of injury or illness was observed

7: **Psychophysical Tests:** [REDACTED] minimal impairment while performing the psychophysical tests. On the Romberg Balance, [REDACTED] exhibited eye lid tremors. It took him twenty seconds to count to thirty. On the Walk and Turn, [REDACTED] turned incorrectly by taking many several steps with both feet. [REDACTED] stepped off line on number three on the second set of nine steps. On the One Leg Stand, [REDACTED] swayed while balancing and used his arms for balance while standing on his left foot. On the Finger to Nose, [REDACTED] failed to touch the tip of his nose on numbers one, two and three.

8: **Clinical Indicators:** VITAL SIGNS: [REDACTED] pulse rate was high on three readings at 108, 124, and 124. His blood pressure was at the high end of normal at 132/90.

9: **Signs of Ingestion:** [REDACTED] exhibited dry mouth and continued to lick his lips.

10: **Statements:** [REDACTED] did not waive his Miranda rights and did not make any comments.

11: **Opinion of Evaluator:** Based on my evaluation [REDACTED] was a rule out.

Subscribed and sworn to before me on

this 11 day of SEPTEMBER 2009

[Signature]
(Notary Public) (Judicial Officer)

[Signature]
(Affiant)
9-11-09
(date)

Name [REDACTED] (Middle)

Violations
T 23 VSA 1201(a)(3)

Drug recognition evaluation report/narrative

12: **Toxicological Sample:** No sample was taken.

13: **Miscellaneous:** I am a Nationally Certified Drug Recognition Expert since July 2008.

Subscribed and sworn to before me on

this 11 day of September 2009

(Notary Public) (Judicial Officer)

[Signature]
(Affiant)
9-11-09
(date)