



Rolling Log No. **09-7-26** Case Number **09C201464**

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

Offense(s) Charged
DUI

Name: [REDACTED] DOB: [REDACTED] Age **34** Sex **F** Arresting Officer (Name/Agency)
OFFICER TETREULT / VERGENNES

Date/Time of Arrest **6-18-09 / 1700** Breath test results **.051%** Time **1648** Released Instrument # **042652** Date/Time/Location of Examination
6-18-09 / 1801 / VERGENNES PD

Admission of Rights given by? **Tpr RAVELIN** Rights Waived? Yes No What have you eaten today? **CRUIZANT MCDONALD'S HASH BROWN** Time? **1030** What have you been drinking? **MIKE'S HARD LEMON/LIME** How much? **(2)** Time of last drink? **12-1pm**

Time Now? **6pm** When did you last sleep? **Sunday** How long? **5-6hrs** Are you sick or injured? **KIDNEY STONES / BLADDER INFECTION** 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? **DR Tim BICKNELL** Yes No

Are you taking any medication or drugs? **CYMBALTA / XANAX** 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 **Thick/Slurred** Attitude/Behavior **COOPERATIVE** Coordination **SWAYING/POOR** Face **NORMAL** Breath/Odors **ALCOHOL**

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

Pupil size Equal Unequal (explain) **3.0** Able to follow stimulus? Yes No Eyelids Retracted Normal Droopy

Pulse & Time	HGN	Right eye	Left eye	Vertical nystagmus?	Convergence	(3) One leg stand Timed 30 seconds
1. 104 / 1809	Lack of smooth pursuit	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Count # R L
2. 96 / 1829	Max. deviation	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
3. 100 / 1845	Angle of onset <input type="checkbox"/> Resting (0) <input checked="" type="checkbox"/> Rapid (35) <input type="checkbox"/> Extreme (45)	<input type="checkbox"/> No	<input type="checkbox"/> No			
	<input type="checkbox"/> Immediate (0-30) <input type="checkbox"/> Near extreme (40) <input type="checkbox"/> None					

(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 **10 / 10**

1st Nine	2nd Nine
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Type of footwear **BARE FOOT**

Internal clock **31** Estimated as 30 sec. Describe turn **MANY SMALL STEPS** Cannot do test (explain) **COULD NOT KEEP BALANCED / HELD ON TO DESK / STUMBLING**

(4) Right Finger/Nose Left Draw lines to spots touched

Pupil Size: MM		
Light	Right Eye	Left Eye
Room Light	3.5	3.5
Near Total Darkness	7.5	7.5
Direct	3	3

Comments: **SEPTUM PERFORATION White Film on Tongue**

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

FRONT (R-L) BACK (L-R)

Blood pressure **115/80** Temperature **98.1** °F

Muscle tone Near Normal Flaccid Rigid

Reaction to light Normal Slow Little or None Visible

Chemical test time: Blood Refused **1/16**

Witness: **TETREULT**

Drug admission? **CYMBALTA / XANAX**

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

Agency **VSP-Williston** Reviewed by **[Signature]** DRE -- **Ravelin** Medical Alcohol Stimulant Dissociative Anesthetic Inhalant Hallucinogen Narcotic Analgesic Cannabin

7/6/09

09C201464

Name (Last, First, Middle)

Violations

T 23 VSA 1201(a)(3)

Drug recognition evaluation report/narrative

1: **Location:** The evaluation was conducted at the Vergennes Police Department in the DUI processing room.

2: **Witness:** The entire evaluation was witnessed by Officer Tetreault of the Vergennes Police Department.

3: **Breath Test:** [redacted] provided a sample of her breath with preliminary breath test result of .051% BrAC at approximately 1645 hours using an Alco IV serial number 042659

4: **Notification/Interview of A/O:** I was notified by the VSP Williston Dispatch that Officer Tetreault was requesting a DRE after responding to motor vehicle crash. Officer Tetreault stated he received a call of an erratic operator near Vergennes Varsity. The vehicle was gone prior to Officer Tetreault arriving however he had the vehicle registration number. Upon arriving at the residence listed for the motor vehicle he noticed a female sitting in the operator's position. Officer Tetreault advised he identified her as [redacted]. She admitted to driving and being involved in a collision. Officer Tetreault stated he suspected [redacted] was impaired and had her perform Field Sobriety Exercises. After performing poorly, [redacted] provided a sample of her breath with a PBT result of .051%BrAC. Officer Tetreault stated [redacted] did not waive her rights.

5: **Initial Observations:** I first observed [redacted] sitting in the DUI processing room at Vergennes Police Department. Her eyes were bloodshot and her eye lids were droopy. Officer Tetreault stated [redacted] did not waive her rights. I explained to [redacted] why I was there and what I would be doing. I advised her I was aware she did not waive her rights so I would not be asking any questions. [redacted] stated she would be willing to tell me what had happened. I advised if she wanted to speak with me I would read her Miranda Rights to her again. [redacted] agreed. I read Miranda Rights which [redacted] stated she understood. She then waived her rights.

6: **Medical Problems:** [redacted] stated she recently passed a kidney stone and currently has a bladder infection as a result of the kidney stone. There were several black and brown bruises on [redacted] left upper arm, left lower arm and right bicep from an altercation with her ex-husband a few days prior. No other evidence of injury or illness was observed.

7: **Psychophysical Tests:** [redacted] exhibited impairment through out all portions of the psychophysical tests. On the Romberg Balance, [redacted] leaned forward and to the left approximately two inches. On the Walk and Turn, [redacted] could not balance during instructions. She missed touching heel to toe on steps number one, two, three, four, six, seven and nine in the first set of nine steps. She stepped off line on number five. [redacted] missed touching heel to toe on steps number one, two, three, four, five, six, and seven in the second set of nine steps. She stepped off line on step number eight. [redacted] took a total of ten steps up and back when instructed to take

Subscribed and sworn to before me on

this 26 day of June 2009

[Signature] (Notary Public) (Judicial Officer)

[Signature] (Affiant) 6-26-09 (date)

Name (Last, First, Middle)

Violations
T 23 VSA 1201(a)(3)

Drug recognition evaluation report/narrative

nine. She turned incorrectly by not leaving one foot planted as she took small steps. [REDACTED] raised her arms for balance almost continuously throughout the exercise. On the One Leg Stand, [REDACTED] made several attempts to perform the exercise however she could not keep her balance standing on either leg for more than two consecutive seconds. She stumbled backward and held onto a desk for balance. She could not do the test. On the Finger to the Nose, [REDACTED] failed to touch her finger to her nose on any of the commands. On command number four, [REDACTED] finger stopped approximately two inches from her nose until she opened her eyes. She then touches the left side of her nose. I had to continuously remind [REDACTED] to keep her eyes closed. On command number 5, [REDACTED] began using her left hand when instructed to use her right. Approximately half way through, she realized she was using the wrong hand and switched to the right.

8: **Clinical Indicators:** EYES: [REDACTED] eyes were bloodshot. Her pupils were of equal size and she was able to follow a stimulus. I noted a lack of smooth pursuit in both the left and right eyes. I observed HGN at maximum deviation and onset at thirty-five degrees or rapid onset. I observed vertical nystagmus and a lack of convergence in both eyes. [REDACTED] pupil's reaction to light was slow. VITAL SIGNS: [REDACTED] pulse rate was above normal on all three readings at 104, 96, and 100.

9: **Signs of Ingestion:** [REDACTED] had an odor of intoxicants emanating from her person. [REDACTED] had a nasal septum perforation from prior cocaine use.

10: **Statements:** [REDACTED] stated she took a .5 mg Xanax at approximately 1400 hours and a Cymbalta at approximately 0900. She drank two Mikes Hard Lemon Limes between the hours of 1200 and 1300 hours. [REDACTED] stated she used cocaine most recently from January 2008 to July or August 2008. [REDACTED] stated she last smoked marijuana one month ago. She smoked approximately once a day.

11: **Opinion of Evaluator:** In my opinion, [REDACTED] was under the influence of CNS Depressants and was unable to operate a motor vehicle safely.

12: **Toxicological Sample:** [REDACTED] was transported to Porter to draw a sample of her blood. The results are pending. REFUSED

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

Subscribed and sworn to before me on

this 26 day of JUNE 2009

[Signature]
(Notary Public) (Judicial Officer)

[Signature]
(Affiant)
6-26-09
(date)