

REPORT DATE

09-05-2009

FAMILY VIOLENCE?

Yes No

WINNETT COUNTY POLICE DEPARTMENT INCIDENT REPORT

REPORT TIME

0115

CASE NUMBER

090086786

INCIDENT
PREMISE

INCIDENT No. 1

40-6-391 DUI ALCOHOL/DRUGS 5404

OFFENSE CODE:

5200

COUNTS:

1

ASSIGNMENT/SHIFT:

DUIS

GZONE:

132008

DIST:

5

INCIDENT No. 2

40-6-49(A)* FOLLOWING TOO CLOSELY(ACC)

OFFENSE CODE:

5299

COUNTS:

1

NATURE OF CALL:

5200

REPORT TYPE:

INCIDENT/ARREST

INCIDENT No. 3

JUVENILE INVOLVED?

Yes No

STUDENT?

Yes No

STUDENT WHERE?

ALCOHOL INVOLVED?

Yes No

ALCOHOL INVOLVEMENT:

USER USER

DRUGS INVOLVED?

Yes No

DRUG INVOLVEMENT:

DRUG TYPE:

TIME FROM:

0115

DATE FROM:

09-05-2009

TIME TO:

0500

DATE TO:

09-05-2009

STREET ADDRESS: PREMISE

PLEASANT HILL RD / I-85

SUBDIVISION / APARTMENT / SHOPPING CENTER NAME:

CITY:

DULUTH

STATE:

GA

ZIP:

30093

PREMISE VACANT?

Yes No

UNDER CONSTRUCTION?

Yes No

OFFENSE LOC:

1

PREMISE TYPE:

18 HIGHWAY

INVL: NAME (FULL) (last first middle initial):

STREET ADDRESS:

SUBDIVISION / APARTMENT / SHOPPING CENTER NAME:

CITY:

STATE:

GA

ZIP:

E-MAIL ADDRESS:

RACE: ETHNICITY: SEX: DATE OF BIRTH: OLN:

STATE:

OCCUPATION:

EMPLOYER / SCHOOL:

TYPE: HOME PHONE:

H

TYPE: BUS. PHONE:

B

BUS EXT #:

TYPE: CELL PHONE:

C

TYPE: OTHER PHONE:

O

MISC:

INVL: NAME (FULL) (last first middle initial):

STREET ADDRESS:

SUBDIVISION / APARTMENT / SHOPPING CENTER NAME:

CITY:

STATE:

GA

ZIP:

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STATE:

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STATE:

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EMPLOYER / SCHOOL:

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TYPE: BUS. PHONE:

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BUS EXT #:

TYPE: CELL PHONE:

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TYPE: OTHER PHONE:

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INVL: NAME (FULL) (last first middle initial):

STREET ADDRESS:

SUBDIVISION / APARTMENT / SHOPPING CENTER NAME:

CITY:

STATE:

GA

ZIP:

E-MAIL ADDRESS:

RACE: ETHNICITY: SEX: DATE OF BIRTH: OLN:

STATE:

OCCUPATION:

EMPLOYER / SCHOOL:

TYPE: HOME PHONE:

H

TYPE: BUS. PHONE:

B

BUS EXT #:

TYPE: CELL PHONE:

C

TYPE: OTHER PHONE:

O

MISC:

OFFENDER INVL

ARR

CHARGES:

1 M/V DUI/ALCOHOL 5404

CHARGES CODE:

40-6-391(A-1)

COUNTS:

1

WARRANT #:

CITATION #:

L821707

GZONE:

132008

2 FOLLOWING TOO CLOSELY(ACC)

40-6-49(A)*

1

L848490

ARREST LOCATION:

PLEASANT HILL RD / I-85

CITY:

DULUTH

STATE:

GA

ZIP:

30093

NAME (FULL) (last first middle initial) OFFENDER

STOUDENMIRE JAMES A

ALIAS:

WEAPON

COLOR

DESCRIPTOR

ALIAS:

STREET ADDRESS:

CITY:

STATE:

GA

ZIP:

RACE: ETHN: SEX: DATE OF BIRTH: SSN:

W N M 10-15-1981

OLN:

STATE:

GA

OCCUPATION:

POLICE OFF

EMPLOYER / SCHOOL:

WINNETT COUNTY

HAIR:

BRO

EYE:

BRO

WGT:

210

HGT:

6' 00"

SKIN:

OLV

MARKS:

TYPE:

DESCRIPTION:

TYPE: HOME PHONE:

H

TYPE: BUS. PHONE:

B

BUS EXT:

TYPE: CELL PHONE:

C

SUSPECT VEHICLE:

OFFENDER VEHICLE:

YEAR:

2006

MAKE:

FORD

MAKE LITERAL:

MUSTANG

MODEL:

TYPE: OTHER PHONE:

O

INVOLVEMENT:

IMP IMPOUNDED

STYLE:

2D

STYLE LITERAL:

2-DOOR AUTOMOBILE

COLOR:

GRY

COLOR:

LICENSE #:

STATE:

GA

LIC YEAR:

2009

LIC TYPE:

PC

SOLVABILITY: ADMINISTRATIVE SECTION

IDS IDENTIFIABLE SUSPECTS

WEATHER:

1 CLEAR

LIGHT:

4 DARK-LIGHTED

ATTACHMENTS:

SUPPLEMENT(S)

Victim Prosecute:

Yes No

Uniform Follow Up?

Yes No

Ofc Take Photos?

Yes No

CSI Called?

REPORT DATE: 09-05-2009
REPORT TIME: 0115

GWINNETT COUNTY POLICE DEPARTMENT

JUVENILE INVOLVED? Yes No
CASE NUMBER: 090086786

INVL: NAME (FULL):
ARR SToudenMIRE JAMES A

NATURE OF CALL: Report Type:
5200 INCIDENT/ARREST

NARRATIVE :

1 DIGITAL VIDEO 01F42867 / 2009/09/05 / 0139 DIGITAL VIDEO
2
3 I RESPONDED TO A DUI CALL AT THE ABOVE LOCATION. UPON MY ARRIVAL, I MET WITH OFC CLELAND #1205. OFC CLELAND SAID THAT HE RESPONDED
4 TO A MOTOR VEHICLE ACCIDENT. WHEN HE MADE CONTACT WITH THE DRIVER OF VEHICLE 1, SToudenMIRE, OFC CLELAND NOTICED A STRONG ODOR
5 OF AN ALCOHOLIC BEVERAGE COMING FROM SToudenMIRE'S BREATH AND PERSON. (SEE OFC CLELAND SUPPLEMENTAL).
6
7 I MADE CONTACT WITH SToudenMIRE HE WAS STANDING AT THE REAR OF HIS VEHICLE. I ASKED SToudenMIRE WHAT HAPPENED. SToudenMIRE
8 SAID I'M NOT GOING TO LIE, I HAD A FEW DRINKS. I ASKED SToudenMIRE HOW MANY DRINKS HE HAD. SToudenMIRE SAID I HAD 4 DRINKS, 28
9 OUNCES. I ASKED SToudenMIRE WERE HE WAS COMING FROM. SToudenMIRE SAID WILD BILLS. I ASKED SToudenMIRE IF HE HAD ANYTHING TO EAT
10 TONIGHT. SToudenMIRE SAID YES. I ASKED SToudenMIRE WHEN HE STARTED TO DRINK. SToudenMIRE SAID AROUND 4 P.M. (09-04-09) TODAY. I
11 ASKED SToudenMIRE IF HE WOULD DO SOME FIELD SOBRIETY EVALUATIONS. SToudenMIRE SAID YEAH, DO YOU THINK BEING IN THE ACCIDENT. I
12 ASKED SToudenMIRE IF HE WAS HURT. SToudenMIRE SAID NO.
13
14 WHILE TALKING WITH SToudenMIRE, I NOTICED A STRONG ODOR OF AN ALCOHOLIC BEVERAGE COMING FROM SToudenMIRE'S BREATH AND
15 PERSON. SToudenMIRE'S EYES WERE BLOODSHOT AND WATERY AND HIS SPEECH WAS THICK. I HAD SToudenMIRE WALK TO THE FRONT OF MY
16 PATROL CAR. WHEN SToudenMIRE WAS WALKING TO THE FRONT OF MY PATROL CAR HE WAS UNSTEADY (WALKING ROBOT LIKE VERY STIFF). I
17 ASKED SToudenMIRE IF HE HAD ANY PROBLEMS WITH HIS EYES, BACK, OR LEGS. SToudenMIRE SAID NO. I ASKED SToudenMIRE IF HE WEARS
18 GLASSES OR CONTACTS. SToudenMIRE SAID NO.
19
20 I BEGAN WITH HORIZONTAL GAZE NYSTAGMUS. I EXPLAINED THE INSTRUCTIONS TO SToudenMIRE AND HE SAID HE UNDERSTOOD. SToudenMIRE
21 STOOD AT ATTENTION (VERY STIFF). I TOLD SToudenMIRE TO RELAX AND BEND HIS KNEES. DURING THE EVALUATION SToudenMIRE WAS SWAYING
22 BACK AND FORTH, AND SToudenMIRE STATED HE WANT TO STOP DOING THE EVALUATIONS. DURING THE EVALUATION I OBSERVED 4 CLUES.
23 * LACK OF SMOOTH PURSUIT
24 * DISTINCT AND SUSTAINED NYSTAGMUS AT MAXIMUM DEVIATION (ONLY GOT ONE PASS ON EACH EYE / VERY DISTINCT)
25
26 I WENT OVER AND TOLD SGT PEUGH #386 WHAT WAS GOING ON. I THEN WENT BACK TO SToudenMIRE AND TOLD HIM THAT HE WAS UNDER ARREST
27 FOR DUI AND PLACED HANDCUFFS ON HIM (DBL). WHEN I WAS GETTING READY TO READ SToudenMIRE THE IMPLIED CONSENT NOTICED.
28 SToudenMIRE SAID I REFUSE.
29
30 I READ SToudenMIRE IMPLIED CONSENT FOR SUSPECT AGE 21 AND OVER FROM THE ORANGE CARD AND ASKED FOR BREATH. SToudenMIRE SAID
31 NO.
32
33 SToudenMIRE'S BELONGING WERE RELEASED TO HIS GIRL FRIEND AND HIS VEHICLE WAS IMPOUNDED AND TRANSPORTED BY STATEWIDE WRECKER
34 SERVICE.
35
36 SToudenMIRE WAS TRANSPORTED TO THE GWINNETT COUNTY JAIL AND RELEASED TO DEPUTIES ON DUTY AFTER BEING ISSUED CITATIONS AND A
37 DPS 1205. SToudenMIRE WAS HELD IN A HOLDING CELL (P3), AND WHEN SToudenMIRE WAS BROUGHT OUT SO THAT HE COULD BE PROCESSED OUT.
38 SToudenMIRE STUMBLED AND FELL AGAINST THE WALL ACROSS FROM THE HOLDING CELL. (SEE JAIL VIDEO AND DEPUTY OZALUK #SO670).
39

CASE STATUS: AA CLEARED ARREST - ADULT
DATE CLEARED: 09-05-2009

BADGE #: B920
OFFICER: KINGSLEY,AM

Assignment/Shift: DUIS