SALINE POLICE DEPARTMENT

100 N. HARRIS SALINE MI 48176 734-429-7911



	Case Report
	Administrative Details:
CR No 120004112	8041 - Operating Under the Influence of Alcohol / Liquor OWI [54002]
Report Date/Time 07/21/2012 23:45 Location OBSERVATORY/WILMONT Dispatched Offense C3730 TRAFFIC STOP	Occurrence Date/Time 07/21/2012 23:45 Call Source FIELD INITIATED Verified Offense 8041 Operating Under the Influence of Alcohol / Liquor OWI
Ringe, Dave (SCRINGED-00421) County 81 - Washtenaw Division Road Patrol	OiC Contact Number City/Twp/Village 48 - Saline
Noau Fauti	Action Requested:
[] Arrest warrant [] Search warrant	[] Review only [] Forfeiture
[] Juvenile petition	[] Other

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3041 - Operatir		der tr	ie In	luenc	e of Ald	ohol/L	iquor	OWI	SCRI	NGED	(00421			
BR Code / IBR Group 90D - Driving U		he Inf	luenc	æ/B	Offense F 54002		ATING	UNDE	R THI	E INFL	UENCE	OF LI	QUOR OR	DRUGS
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3704 - BB, Pellet Or C	Sas-Powered Gun 5413 [SC	RINGED (00421)]					
Property Class	IBR Type			UCR Type				
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Status					Cour	H.	Value	
	ping (Includes Impounds)				1		50	
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umarexusa com	cal 177 (4.5 mm)	11H42399					BLK - Black	
Vehicle Year	Body Style			State		Licens	e Year	
Description			Dispositi	o n		Evidenc	o Tag	
AIR-SOFT PELLET GI	IJN					12000)4112 001	
Recovered Date/Time	Location		Owner					
			[A168	62501] TO	DUSSAL	NT, F	ITZGERALD	
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Nintae			10 -1146	<u> </u>				
Notes								
Replica of a 40 cal Sn	nith & Wesson brand semi-aut	ematic handgun						

Property Class IBR Type			Recovered) 5403 [SCRINGED (00421)] UCR Type					
03	03 -	Automobiles		V -	Other	r Vehicle	(not S	tolen or
				Re	cover	ed)		
Status	······································					Coun	ı t	Value
I - Information Only						1		1
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FORD	F150		1FTPX12V	/47N <u>A4886</u>	<u> </u>	978P.	JH	WHI - White
Vehicle Year	Body Style		<u>-#</u>		State		License	Year
2007	PK - Pickup Tru	ick			FL		2012	<u></u>
Description			<u>, , , , , , , , , , , , , , , , , , , </u>	Disposition			Evidence	Tag
SUSPECT VEHICLE								
Recovered Date/Time	Location			Owner				
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Narrative									
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CR No	120004112-001	Written By	SCRINGED (00421)	Date U/123/2012 TO 37 AIN					

OBSERVATIONS

While on a 'High Visibility Enforcement (HVE) detail within the City of Ann Arbor Officer

Jennifer Armstrong and myself were in patrol vehicle 109 and had traveled NE along S. Forest Ave
approaching the traffic light for Washtenaw Ave. We entered the left turn lane and slowed/stopped for the
traffic light as it changed from yellow to red. The light had been red for approximately 2 seconds, when we
observed the suspect vehicle travel in the thru lane of S. Forest Ave. (next to our patrol vehicle) and travel
NE through the intersection onto Observatory Dr. We followed the suspect vehicle and initiated a traffic
stop along Observatory Dr. near Wilmot St.

TRAFFIC STOP

Making contact with the driver I advised the reason for the stop disregard traffic light (red light) Initially the driver stated that he thought the light was yellow when he traveled through the intersection Further explaining our observations of the traffic violation and the positioning of our patrol vehicle next to the suspect vehicle as it traveled through the intersection the driver admitted the light was red when he went through The driver further stated that his actions were wrong During conversations with the driver, asking for his driver's license and vehicle paperwork, I observed a moderate odor of intoxicants emitting from the driver's body and breath I also, observed the driver's eyes were bloodshot and watery. The

driver produced an Ohio driver's license and Florida registration paperwork for the suspect vehicle. I was able to identify the driver as a Mr Fuzgerald Toussaint I questioned Mr Toussaint if he had been consuming any alcoholic beverages. Mr. Toussaint admitted that he had been drinking beer. I requested Mr Toussaint to exit his vehicle and submit to sobriety tests. Mr Toussaint complied PRELIMINARY QUESTIONS PRIOR TO SOBRIETY TESTS Educational Level College student - Attending UofM Can you count? Yes Do you know the alphabet Yes Physical disabilities? None Balance problems? Nonc Amount alcohol consumed 2-3 beers Approximate time of consumption one hour prior to traffic stop SOBRIETY TESTS ALPHABET TEST Two attempts were performed Notes Both attempts, stated A-M and then letters were jumbled, repeated letters I-M did not state letters O-Z ONE LEG STAND X Starts before instruction completed X Sways while balancing X Uses arms to balance Puts foot down Hopping Evaluation stopped for driver safety Notes Started to squat down, when attempting to balance WALK AND TURN X Starts before instruction completed Stops walking to steady self Does not touch heel to toe Loses balance while walking Incorrect number of steps Evaluation stopped for Driver safety Notes Raised arms to assist with balance FINGER TO NOSE Unable to comply with finger to nose (left or right) Notes Complied with both left and right index finger to nose swaying during test PBT Complied with test Results 0 116% ARREST

Mr Toussaint was advised that he was being arrested for OWI and was placed in handcuff restraints. Prior to placing him in the patrol vehicle for transport, I conducted a search of Mr. Toussaint's person for weapons none were located. I inquired of Mr. Toussaint if he had any personal items in the suspect vehicle that he needed before we left the scene. He requested that I retrieve his cell phone, which was located on the front dashboard. Returning to the suspect vehicle and opening the driver's door, I observed in plain view a black in color semi-automatic handgun lying on the floor in front of the driver's seat. Retrieving and inspecting the handgun. I determined that it was a 'look-a-like' Smith & Wesson brand airsoft pellet gun unloaded. I, also retrieved the cell phone from the dashboard and returned to my patrol. I inquired of Mr. Toussaint on the ownership of the pellet gun. He admitted ownership. Upon completion. Mr. Toussaint was transported to the SPD for arrest processing, chemical breath testing, and lodging.

SUSPECT VEHICLE

With Mr Toussaint's permission a friend of Mr Toussaint was contacted to remove the suspect vehicle from the scene. With the assistance of UofM PD officers, also on the scene. LEIN/NCIC checks were completed to verify if the subject was a valid driver.

ARREST PROCESSING

DATA MASTER

I advised Mr Toussaint of his Chemical Test Rights Upon completion and requesting that he submit to a breath test Mr Toussaint advised that he would comply with the test Mr Toussaint signed the Chemical Test Rights form indicating that he agreed with taking said test. The Chemical Test Rights form is attached with this case report.

RESULTS 0 12% (0113 hrs) and 0 12% (0116 hrs)

BOOKING

I obtained digital photographs and fingerprints from Mr Toussaint His personal property was inventoried and secured Mr Toussaint was placed in holding cell#1 and remained until sober Upon his release Mr Toussaint was issued a PR bond instructing him to contact the court at a later date/time reference the OWI charge

STATUS

Open pending authorization from the WCPAO

EVIDENCE LIST

		_ ,	
Incident No 120004112	Agency Sa	aline Police	Department
ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Bailistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
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	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
3501 Automobile/Car/Vehicle (not Stolen (Or Recovered)		
3704 BB, Pellet Or Gas Powered Gun 5413	3		
VICTIM PROPERTY			
	()	()	
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			Officer in Charge
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Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor	Date

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PR □ CASH □ 10% Date	<u> </u>
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Address 3025 NORTHGATE AVE., YOUNGSTOWN, OH Y	4505
the sum of PERSONAL RECOGNIZANCE	_ dollars
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before PRESIDING 1000 N HAPLE RO	lagistrate
for the 14A-4 Judicial District Court, at 5ALINE MI 48176 WITHIN 14 DAYS	on the
day ofatAM/PM, to answer the charge	of
<u>0w1</u>	
In the event of failure of the accused to appear at the time and place named and submitted to the jurisdiction of the said court and stand to and by any order of said court, the above named sum shall be forfeited to the or the arresting political subdivision, and by paying said money and accept the recipient hereof waives any and all claim thereon following forfeiture	d abide le state cepting lng such
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STATE UNKNOWN UNLICENSED DENIED REVOKED SUSPENDED RESTRICTED EXPIRED VALID Driving status on date of arrest Other R CDL restrictions Permit License ENDORSEMENT COL 🗆 Date (MMDDYY) . Officer's Signature BP Group B Passenger AT Group A Double/Inple OR Offroad Vehicle (ATV type) BS Group & School Bus VEHICLE TYPES AX Group A Tank & Hazardous SM Snowmobile BX Group B Tank & Hazardous CY Cycle AY Group A Tank & Double/Triple 00 Other CH Group C Hazardous MO Moped AZ Group A Hazardous Double/Triple AA Group A CP Group C Passenger PA Pass Car & Sta Wgn AL Group A Hazard Tank Double/Triple AH Group A Hazardous CS Group C School Bus VA Van & Motor Home 8B Group B AN Group A Tank CX Group C Tank & Hazardous PU Pickup BH Group B Hazardous AP Group A Passenger ST Sm Tr (un 10,000#) BN Group B Tank AS Group A School Bus MD Med Tr w/wo Tri ovr 10 000# (non DCDL)

Notice to officer. Complete this form when any alcohol test is given

Confiscate and destroy the arrested person's Michigan driver's license or permit, issue the third copy of this form, and destroy the second copy if a breath test revealed a bodily alcohol content of

- 0 08 grams or more per 210 liters of breath while operating a motor vehicle, or
- 0 04 grams or more per 210 liters of breath while operating a commercial motor vehicle, or
- 0 02 grams or more per 210 liters of breath while operating a vehicle and less than 21 years of age

When a voluntary blood or urine test is pending, or in special cases involving an unconscious person where a search warrant has been issued, attach the Michigan driver's license or permit to the second copy of this form and issue the third copy to the arrested person

If a chemical test is refused, use the Officer's Report of Refusal to Submit to Chemical Test form (DI-93)

For all of the above, input arrest data into the LEIN F Breath Screen, even if the driver is licensed out of state (Do not confiscate the out of state license)

MAINAR CAME

Read the complete page to the arrested person.

am a peace officer. You are under arrest for the offense of (Read only the charge that applies)

- Operating a vehicle while under the influence of an alcoholic liquor or a controlled substance of a combination of both or with a bodily alcohol content of 0.08 grams or more per 100 milliliers or blood per 210 liters of breath, or per 67 milliners of urine
 - Operating a vehicle while visibly impaired due to the consumption of an alcoholic liquor or a controlled substance or a combination of both
 - Operating with any presence of schedule 1 drugs or cocaine
 - Causing the death of another while operating a vehicle while under the influence of, or while visibly impaired by an alcoholic liquor or a controlled substance or a combination of both, or with an unlawful bodily alcohol content
 - Causing serious injury to another while operating a vehicle while under the influence of, or while visibly impaired by an alcoholic liquor or a controlled substance or a combination of both, or with an unlawful bodily alcohol content
 - Operating a commercial motor vehicle with bodily alcohol content of 0.04 grams or more but less than 0.80 grams per 100 milliliters of blood, per 210 liter of breath, or per 67 milliliters of unine
 - Operating a vehicle while less than 21 years of age and having any bodily alcohol content
 - Murder resulting from the operation of a motor vehicle
 - Manslaughter resulting from the operation of a motor vehicle
 - Felonious Driving
 - Negligent Homicide
 - · Refusing a Preliminary Breath Test if arrested while operating a commercial motor vehicle
 - Endangerment (Operating while intoxicated with person under age of 16)

CHEMICAL TEST RIGHTS

I am requesting that you take a chemical test to check for alcohol and/or controlled substances IN your body IF YOU WERE ASKED TO TAKE A PRELIMINARY BREATH TEST BEFORE YOUR ARREST, YOU MUST STILL TAKE THE TEST I AM OFFERING YOU

If you refuse to take this chemical test it will not be given without a court order, but I may seek to obtain such a court order. Your refusal to take this test shall result in the suspension of your operator's or chauffeur's license and vehicle group designation or operating privilege, and the addition of six points to your driving record

After taking my chemical test, you have a right to demand that a person of your own choosing administer a breath blood or urine test. You will be given a reasonable opportunity for such a test You are responsible for obtaining a chemical analysis of a test sample taken by a person of your own choosing

The results of both chemical tests shall be admissible in a judicial proceeding and will be considered with ather admissible evidence in determining will innocence or dillit

with other admissible e				
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BAC DataMaster

Evidence Ticket

DEPARTMENT OF STATE FOLICE

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JULY 22. 2312

SUBJECT'S MANE 'L F 111

TOUSSAINT FIT GEPALD D

SUBJECT'S ADDRESS.

232 FIELDLREST DF

ANN ARBOR. MI. 42104

SUBJECT'S DOP: 05.84 1998

LICENSE NUMBER TF856553

REPORT HUMBER: 12-4112

OPERATOR'S MANE (L/F M.)

RINGE DAVE R

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ALCOHOL READINGS ARE EXPRESSED AS GRAMS OF ALCOHOL PER 210 LITERS OF BREATH

Start Observation Time

Operator Signature_

Card Stock No 60023

PEORDER ALL SUPPLIES FROM N PAS PO BOX 1435 MANSFIELD OH 44901

20F2

08 GO

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BAC DataMaster

Evidence Ticket

THIS EVIDENCE TICKET WAS
PLACED IN DATA MASTER
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WAS PRINTED. DER

ALCOHOL READINGS ARE EXPRESSED AS GRAMS OF ALCOHOL PER 210 LITERS OF BREATH/

Start Observation Time

Operator Signature

Card Stock No 60023

REORDER ALL SUPPLIES FROM N PA S

10F2

(Eprar if Inquired by regulations)

WARRANT REQUEST/LEIN INFORMATION SHEET Saline Police Department

JUL 3 0 2012

Defendant/Offense Information

Saline City Attorney
Washtenaw County Prosecutor
Prosecutor Choose One

__Unknown

Probation

Parole

Adult/Juvenile Choose One Misd/Fel Choose One Case Type

Alias, 142-71 Last Name 🥳 🦠 " First/Middle Name TOUSSAINT FITZGERALD DANDRE Roliče Complaint # (YY-#######) TCN . SID#\$+ DOB! 1 Race Sex 12-4112 ENIZZO400 A M Driver,'s License # Hair, 13 Soc Security # (If known) ₃∫τ Eye<u>s</u>∙ Height Weight TFBS6550 276-92-7198 BIK Ben 200 Use two letter state obbreviations. Do not use State Zip, City Address doshes or spaces 48104 ELD CREST Ann Albe mi Offense Date" Times 'Offense'Range's Offense Location . 438, 2345 WASHTRIAW rockst. HEBOR Grad Date School Attending : Duobont' + Brath. Complete if Defendant is 17-19 YOA" 1 Date

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Viultiple Defendants (indicate if juveniles)	Multiple Defendants (indicate if juveniles)	

Agency Information

In Custody [_iyes

Agency 81SPD - Saline PD

Requesting Officer

First/Middle David Last Line Badge/ID (Middle Optional)

No Fingerprinted Yes No

City/Township Code 48 Saline City

Person to Sign Complaint Don Lupi

Charges Requested

000 I

Officer Requesting CCH 2122

Purpose Colt

CCH Run By FINGREPEINT

Date 7/22/12

Time OllG

Approved by Sgt

1/10

Date Printed 4/5/2012 10 50 AM