ARIZONA DEPARTMENT OF PUBLIC SAFETY

ARIZONA TRAFFIC TICKET AND COMPLAINT

Correctly mark ○ as ● using a black pen

REPORT NUMBER: 2015XYD189

COMPLAINT: 1132453

SOCIAL SECURITY NUMBER (○ Same as DL #)

MILITARY ○ YES

○ COLLISION ○ FATALITY ○ SERIOUS INJURY

○ COMMERCIAL ○ HAZ MAT ○ 16 PASSENGER

DRIVER'S LICENSE NUMBER: D0D09424 | STATE: AZ | CLASS: D | ENDORSEMENTS: M H N P T X D | PRIMARY COMPLAINT NO

DEFENDANT

NAME FIRST: DANIEL | MIDDLE: MICHAEL | LAST: JACKSON

RESIDENTIAL ADDRESS: 1831 S. SALT RIVER RD | CITY: PHOENIX | STATE: AZ | ZIP CODE: 85011

SEX: ● MALE ○ FEMALE | EYES: BROWN | HAIR: BROWN | HEIGHT: 6'0" | WEIGHT: 190 | ORIGIN: W | DATE OF BIRTH (MM/DD/YYYY): 06/16/1977 | RESTRICTIONS | PHONE: 480-286-8651

BUSINESS ADDRESS: — | CITY: — | STATE: — | ZIP CODE: — | BUSINESS PHONE: —

VEHICLE

COLOR: WHITE | YEAR: 1989 | MAKE: FORD | MODEL: F150 | STYLE | LICENSE PLATE: BFF331 | STATE: AZ | EXPIR. DATE: 10/15 | VEHICLE IDENTIFICATION NUMBER (VIN): F1J27789611TSVA21

REGISTERED OWNER (● SAME AS DEFENDANT) | ADDRESS

THE UNDERSIGNED CERTIFIES THAT:

ON DATE (MM/DD/YYYY): 07/25/2015 | TIME OF DAY: 1920 | SPEED → | APPROX | POSTED | R&P | SPEED MEASUREMENT DEVICE: ○ RADAR ○ LASER ○ VASCAR ○ OTHER | EQUIPMENT NO | DIRECTION OF TRAVEL: ○ NORTH ○ WEST ○ SOUTH ○ EAST

AT HIGHWAY | MILEPOST | LOCATION ○ OFF-HIGHWAY: 1831 S. SALT RIVER Rd | PRECINCT: PHOENIX | COUNTY: MARICOPA | STATE OF ARIZONA

THE DEFENDANT COMMITTED THE FOLLOWING:

A SECTION: 28-1381.A1 | ● ARS ○ TRIBAL ○ CC | VIOLATION: DUI Impaired Driver | ○ DOMESTIC VIOLENCE CASE
DOCKET NUMBER | DISPOSITION CODES | DISPOSITION DATE | SANCTION | ● CRIMINAL ○ CRIMINAL TRAFFIC ○ CIVIL TRAFFIC ○ PETTY OFFENSE

B SECTION: 28-1381.A2 | ● ARS ○ TRIBAL ○ CC | VIOLATION: DUI BAC over 0.08% | ○ DOMESTIC VIOLENCE CASE
DOCKET NUMBER | DISPOSITION CODES | DISPOSITION DATE | SANCTION | ● CRIMINAL ○ CRIMINAL TRAFFIC ○ CIVIL TRAFFIC ○ PETTY OFFENSE

C SECTION: 13-1203.A1 | ● ARS ○ TRIBAL ○ CC | VIOLATION: Assault DV | ● DOMESTIC VIOLENCE CASE
DOCKET NUMBER | DISPOSITION CODES | DISPOSITION DATE | SANCTION | ○ CRIMINAL ○ CRIMINAL TRAFFIC ○ CIVIL TRAFFIC ○ PETTY OFFENSE

D SECTION: — | ○ ARS ○ TRIBAL ○ CC | VIOLATION | ○ DOMESTIC VIOLENCE CASE
DOCKET NUMBER | DISPOSITION CODES | DISPOSITION DATE | SANCTION | ○ CRIMINAL ○ CRIMINAL TRAFFIC ○ CIVIL TRAFFIC ○ PETTY OFFENSE

E SECTION: — | ○ ARS ○ TRIBAL ○ CC | VIOLATION | ○ DOMESTIC VIOLENCE CASE
DOCKET NUMBER | DISPOSITION CODES | DISPOSITION DATE | SANCTION | ○ CRIMINAL ○ CRIMINAL TRAFFIC ○ CIVIL TRAFFIC ○ PETTY OFFENSE

YOU MUST APPEAR AT → COURT | COURT NO | COURT PHONE NO
BUSINESS ADDRESS | CITY | STATE: AZ | ZIP CODE

AT THE DATE AND TIME INDICATED → MONTH | DAY | YEAR | TIME: ○ AM ○ PM

CRIMINAL: ● Without admitting guilt, I promise to appear as directed herein.

CIVIL: ○ Without admitting responsibility, I acknowledge receipt of this complaint.

X IN CUSTODY

● VICTIM? ● VICTIM NOTIFIED? ○ FINGERPRINTED?

I certify upon reasonable grounds, I believe the person named above committed the acts described and I have served a copy of this complaint upon the defendant.

X John Baker | 5150 | LOCATION CODE NO
COMPLAINANT | BADGE NO

You may visit www.azdps.gov/courts for additional court or traffic school information.

P1F 1

COMPLAINT COPY

DPS 802-04238 Rev 11-2009

ARIZONA DEPARTMENT OF PUBLIC SECURITY

CONTINUATION / SUPPLEMENTAL REPORT

DR NUMBER:	2015-XY0189

On July 25, 2015, at approximately 1900 hours, I responded to 1831 S Salt River Rd., in Phoenix, AZ, in response to a 911 hang up call for service. Upon arrival I was contacted by a Hispanic female who was later identified as Sara Lopez, DOB: 07/07/1977. Sara exited the front door crying, saying: "I need someone to talk to my boyfriend. I don't know why he would do that."

Sara advised me she was making dinner when her live-in boyfriend, later identified as Daniel Jackson, DOB: 06/16/1977, became upset. Sara stated Daniel was angry they were having Spam for dinner. Sara told me Daniel threw two cans of Spam at her while she was cooking, hitting her right forearm and the top of her left calf near the left side of her knee. Sara stated that Daniel had been drinking all day. I observed Sara had a US quarter size bump/abrasion in the middle of her right forearm and redness to her top left calf. Sara advised Daniel had thrown things before but never hit her. Sara stated Daniel continued to yell at her, grabbed his car keys, and left the area. Sara stated Daniel left in a 1989 Ford F150. I advised Dispatch of the provided vehicle description and requested units contact the driver.

While I was speaking with Sara, I observed a white Ford F150 truck bearing Arizona registration BFF331 driving up the road and weaving slightly from side to side. The truck pulled into the driveway at approximately 1920 hours. Sara observed the above vehicle pulling into the driveway and stated, "Oh God, he's back."

I approached the vehicle and observed a white male located in the driver's seat, who was the sole occupant of the vehicle. As I approached the vehicle the male exited the vehicle from the driver's seat and yelled, "You called the cops!" The driver was identified as Daniel Jackson by an Arizona Driver's License. I immediately noticed a slight odor of what appeared to be an intoxicating beverage emanating from Daniel. Daniel's eyes were bloodshot and watery. I asked Daniel what had happened. Daniel stated he and Sara were arguing about dinner because Sara was complaining about what he had bought at the grocery store. He stated that Sara became irate and "went crazy." Daniel told her he was leaving, and took off in the truck. I asked Daniel if he threw anything at Sara. Daniel stated it was Sara that threw the cans at him, but she missed and they bounced off the cabinet near where he was standing. I informed Daniel of Sara's injuries. Daniel stated had no knowledge of them.

I asked Daniel where he had driven to, Daniel advised he "went driving to get away from Sara and clear his head." I observed a 16 oz can of Miller Light beer sitting in the cup holder of the

truck's center console. It should be noted the Miller Light can was still cold to the touch. I asked Daniel if he had been drinking that day. Daniel stated "Nope."

I asked Daniel if he would complete field sobriety tests, to ensure he was safe to operate a motor vehicle. Daniel stated, "Yes, Sir, I'm not drunk." Officer M. Jacobs #1538 stood by as I completed the field sobriety tests. I asked Daniel if had any medical conditions which would not allow him to perform the tests, Daniel stated "no." The field sobriety tests were conducted on the sidewalk next to the East side of S. Salt River Rd. near a street light and also illuminated by patrol car headlights. The field sobriety tests were not conducted in the presence of police emergency lights.

I administered the Standardized Field Sobriety Tests in accordance with my training. I demonstrated and explained each test before allowing Daniel to continue. Daniel stated he understood each test after the instructions were given. The results of the tests are as follows:

HGN

On 07/25/2015, at approximately 1935 hours, I conducted the HGN test on Daniel. I instructed Daniel to stand with his feet together and place his arms at his side. At this time I again noticed a slight odor of intoxicating beverage and observed Daniel had bloodshot and watery eyes, that his eyes tracked equally, that he did not have nystagmus at rest, and that his pupils were equal in size.

I observed four clues, which included: lack of smooth pursuit in both the left and right eye, and distinct and sustained nystagmus in both the left and right eye

Walk and Turn

Daniel attempted to begin the performance phase on time prior to the completion of the instructions.

Daniel completed the initial steps but broke his heal-to-toe stance during both sets of 9-steps. He also wobbled slightly.

One Leg Stand

Daniel understood the instructions to this exercise without incident.

Daniel put his foot down once during the test.

Finger to Nose

Daniel had to be re-advised of the correct starting position.

Daniel missed his nose with his finger two times out of six. He touched his nose with the pad of his finger instead of the tip.

Following the Field Sobriety Tests, at approximately 1955 hours, I placed Daniel into handcuffs, double locked behind his back, and under arrest for driving under the influence while being impaired to the slightest degree, ARS 28-1381(A)(1) and for assault domestic violence ARS 13-1203(A)(1).

I took digital photographs of Sara's injuries and issued Sara a Victim Rights Form with the report number and my name. I then transported Daniel to the Maricopa County 4th Avenue Jail, located at 201 S 4th Ave, Phoenix, AZ 85003.

Upon arrival at the jail at 2015 hours, Daniel underwent a deprivation period from 2015 hours to 2030 hours. I read Daniel the Admin Per Se Affidavit at 2032 hours, to which Daniel stated he would comply and perform a breath test. The breath test was administered by me, and performed with an Intoxilyzer 8000 model # 80-000433. The breath tests showed a breath alcohol concentration of 0.088% at 2040 hours, and 0.088% at 2046 hours, consecutively.

Subsequent to the breath test, I drew 2 vials of Daniel's blood from his right arm at 2050 hours. These vials were packaged with Daniel's name and the Departmental report number for this case. They will be submitted to the Department of Public Security Crime Lab for processing. It should be noted that I am a certified Law Enforcement Phlebotomist. Daniel was advised of his right to an independent test at 2055 hours.

Daniel was read his Miranda warning at 2057 hours, to which Daniel replied he understood and was willing to speak with me. The interview portion of the Alcohol Influence Report was completed.

I issued Daniel citation, citing him for the following violations: ARS 28-1381(A)(1) driving under the influence while being impaired to the slightest degree, ARS 28-1381(A)(2) driving under the influence B.A.C. +0.08%, and ARS 13-1203(A)(1), 13-3601(A)(1) assault domestic violence.

I explained the citation to Daniel and advised him of the 11/02/2015 court date. Daniel was released to the detention staff to be photographed and fingerprinted at 2116 hours.

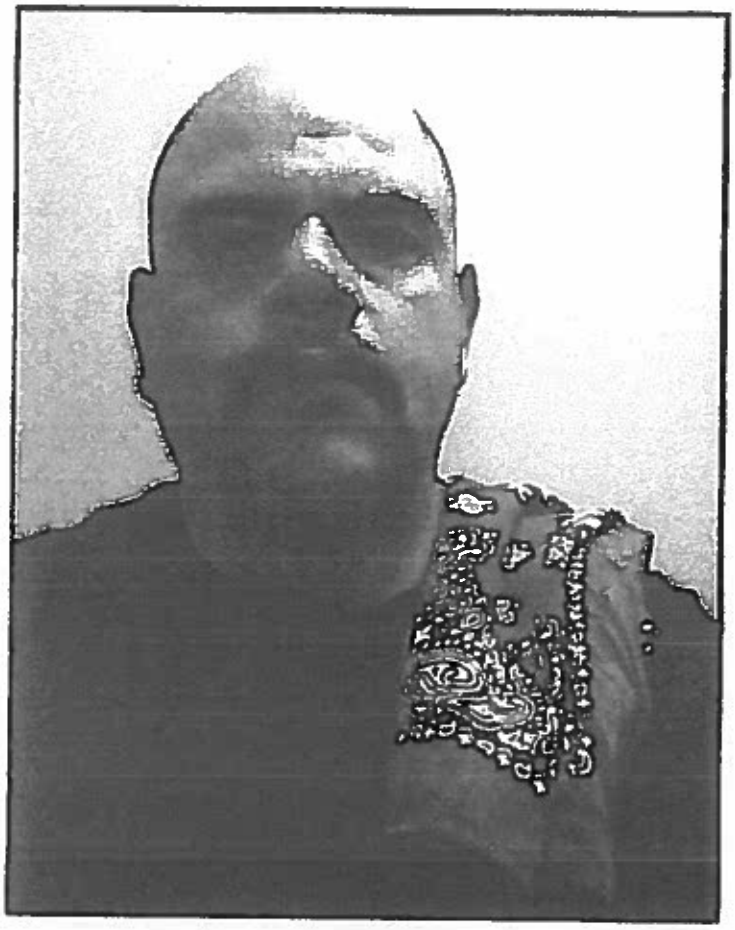
On 07/25/2015, at 2135 hours I impounded digital photographs of Sara's injuries into evidence locker LS16 of the property and evidence room, located at 2102 W Encanto Blvd, Phoenix, AZ 85009.

Cleared Adult Arrest

Additional Documents:

Citation #1132453
Alcohol Influence Report
Admin Per Se
Intox 8000 Results
Intox 8000 Checklist
Miranda Waiver
Breath Test Advisory Form
Form 27

ARIZONA DEPARTMENT OF PUBLIC SECURITY
IDENTIFICATION INFORMATION



Booking Date	07/25/2015	Booking Time:	2125
Booking #	OU831	Arrest Agency:	ADPS
AZ SID #		Arrest #	T8965

JACKSON, DANIEL

aka:

Age	**38**	DOB	**06-16-1977**	Hair Color	**Brown**	Glasses	**None**
Sex	**Male**	Race	**White**	Eye Color	**Brown**	Hair Length	**Bald**
Height	**6'0**	Weight	**190**	Facial Hair	**Goatee**		

Arizona Department of Public Safety
2102 West Encanto Blvd.
Phoenix, AZ 85005 - 6638
(602) 223-2000
azdps.gov

Miranda Rights

Report Number: 2015-X40789 Officer/Detective: J. BAKER 5150

Location: PHOENIX P.D

Date: 7/25/15 Time: 20:56

Name: DANIEL MICHAEL JACKSON Date of Birth: 06/16/1977

Address: 1831 S. SALT RIVER RD PHOENIX AZ 85041
Street Address City State Zip

Phone: 480 286 8651

Before I/we ask you any questions, you must understand your rights:

DMJ 1. **You have the right to remain silent.**
Usted tiene el derecho de guarder silencio.

DMJ 2. **Anything you say can and will be used against you in a court of law.**
Cualquier cosa que usted diga puede ser usada en su contra en un juzgado de leyes.

DMJ 3. **You have the right to talk to a lawyer and have him present with you while you are being questioned.**
Tiene el derecho de la presencia de un abogado para que el le asista antes de que le hagamos alguna pregunta, y tenerlo presente durante las preguntas, si usted desea.

DMJ 4. **If you cannot afford to hire a lawyer, one will be appointed to represent you before any questioning, if you wish.**
Si usted no puede proporcionar un abogado, tiene el derecho que un abogado sea proporcionado para usted, antes de que le hagamos preguntas.

I understand my rights.
Yo entiendo mis derechos.

Signed: [signature] Date/Time 7/25/15 8:57

Witness J. BAKER 5150 Date/Time 7/25/15 20:57

Witness _____ Date/Time _____

COPIES TO: DEPT. RECORDS (original); PROSECUTOR; WORKING COPY DPS 802-04087 Rev. 8/2011

M656790

PRESS HARD - YOU ARE MAKING 5 COPIES

VICTIM REQUEST FOR, OR WAIVER OF, PRE-CONVICTION AND / OR PRE-ADJUDICATION RIGHTS

This form opts you in as a victim because there is probable cause that a crime has been committed against you.
Opting in does not mean you are "pressing charges."
Please keep this form for future reference regarding your case.

1 <<FORM USE>>

☒ Initial Contact ☐ By Phone/Mail DATE: 07/25/15
☐ Victim-Initiated Change(s) ☒ In Person

2 <<CASE IDENTIFYING INFORMATION>>

REPORTING AGENCY: Phoenix Phone #: 602-262-7626
Reporting Officer(s): J. Baker 5150 Complaint/Report/Citation #: 2015-X4D189
Location: 1831 S. Salt River Rd Report/Citation Date/Time: 7/25/15 19:57
Offense/Type of Crime: Assault - DV
☐ Felony ☒ Misdemeanor ☐ Petty Offense ☒ Domestic Violence Issue

3 <<ARREST / DETENTION STATUS>>

☐ **SUSPECT NOT IN CUSTODY**
☐ UNKNOWN ☐ KNOWN
____ ADULT
____ JUVENILE
SUSPECT #1 ____ DOB ____
SUSPECT #2 ____ DOB ____
If an arrest/detention in this case is made, you will be notified at the earliest opportunity. If you are not notified of an arrest/detention within 30 days, you may obtain case status information by calling the law enforcement agency indicated in Box 2 above.

☐ **SUSPECT CITED AND RELEASED / REFERRED**
ADULT ____ JUVENILE ____
SUSPECT #1 ____ DOB ____
SUSPECT #2 ____ DOB ____
COURT ____
DATE: ____
TIME: ____
If a citation is issued, the accused may appear at any time prior to the date and time shown.

☒ **SUSPECT IN CUSTODY - ADULT**
INITIAL APPEARANCE:
SUSPECT #1 Darrell Jackson
DOB 06/16/1977
SUSPECT #2 ____ DOB ____
COURT Phoenix
DATE: ____
TIME: ____
CUSTODIAL AGENCY: ____
The adult suspect in custody will appear in court for an Initial Appearance within 24 hours of arrest.

☐ **SUSPECT IN CUSTODY - JUVENILE**
DETENTION HEARING:
SUSPECT #1 ____ DOB ____
SUSPECT #2 ____ DOB ____
DETENTION CENTER: ____
The juvenile suspect in custody will appear for a Detention Hearing at the county Juvenile Court or Detention Center within 24 hours of detention, but may be released at any time prior to this hearing.

4 <<VICTIM OR VICTIM'S LAWFUL REPRESENTATIVE>>

A. Who was the crime or offense committed against?
Victim: Sara Lopez Sex: ☐ M ☒ F Birth Date: 07/07/1977

B. Lawful Representative: ____ Sex: ☐ M ☐ F Birth Date: ____ Relationship to Victim ____

If lawful representative, check (one) of the following which applies:
☐ The victim has designated me as his/her lawful representative.
☐ The victim is a legal entity (corporation, partnership or business)
☐ The victim is a vulnerable adult & I am the legal guardian.
☐ The victim is incapacitated or deceased and I am an immediate family member.
☐ The victim is minor child and I am a parent, an immediate family member or legal guardian

C. How can you be contacted? What is your language preference? ☒ English ☐ Spanish ☐ ____
Name: ____
Mailing Address: 1831 S. Salt River Rd Apt: ____
Home Address (if different): ____ Apt: ____
City: Phoenix State: AZ Zip Code: 85011
Telephone: (Primary) 480 381 3355 (Alternate/Message) ____
Email: ____

D. ☒ I REQUEST my rights in this case. OR ☐ I WAIVE (DECLINE) my rights in this case.
I understand that I must keep my mailing address and phone number current with the agency or court responsible for providing my rights. Failure to do so can mean that my rights are waived. I also understand in order to make any changes to the information supplied on this form, I must contact the appropriate agency or court.

Victim or Lawful Representative Signature / Date:
☒ Sarah Lopez 7-25-15

(FOR REPORTING AGENCY USE ONLY)
☐ REQUEST / WAIVER exception per A.R.S. § 13-4405(B) and § 8-386(B)

NOTES / COMMENTS:

ARIZONA DEPARTMENT OF PUBLIC SAFETY - PROPERTY AND EVIDENCE RECEIPT

Date:	Offense:	Date Occurred:	Ofc:	ID:	DR#:	Locker/Time
7/25/15	DOR / ASSAULT DV	7/25/15	J. BAKER	5150	2015-XY 0189	LS 16 2135

Parties Involved: (S-suspect, V-victim, W-witness, IL-investigative lead, O-owner, etc)

Name: (LAST, first, MI) and DOB:	Address w/ city & zip code	Involvement (S, W, V, Owner, etc)	Name ID (Property Use)
JACKSON, DANIEL, M (06/16/1977)	1831 S. SALT RIVER RD PHOENIX AZ 85011	S	
LOPEZ, SARA, A (07/07/1977)	1831 S. SALT RIVER RD	✓	
(/ /)			

Use the below "Status Codes" for Property / Evidence being submitted for storage / destruction

Property Description: (Status Codes: EIS – Evidence, ISK – Safekeeping (Known Owner or In Custody), FPS – Found / Safekeeping, FPD – Found / Destroy

Item #	Qty	Item Type	Make	Model / Description	Caliber	Serial #	Color	Value	Owner/ From	Status
1	1	CD	SONY	CD W/ PHOTOS					P.D.	EIS
1	1	BOTTLE	MILLER	MILLER LITE CAN					S	EIS
1	1	CAN	SPAM	SPAM FOOD CAN					S	EIS

Comments / Instructions: _____

Property Released by Officer / Evidence Tech:

Item #	Released To : (print & sign name)	Reason:	Date & Time	Releasing Ofc. (sign) & ID:	Returned: Date/Time

White Copy: Submit with Property / Evidence **Yellow Copy: Submit with Report** **DPS Form Prop-32 (Rev 05-1)**

Motor Vehicle Division — ADOT

Mail Drop 533M
Motor Vehicle Division
PO Box 2100
Phoenix AZ 85001-2100

40-5801 R11/11 www.azdot.gov

ADMIN PER SE/IMPLIED CONSENT AFFIDAVIT

LE or DR Case Number 2015-X4 0189

Complaint Numbers Issued 1132453 - PHOENIX PD

Charges: ☒ ARS 28-1381 ☐ 28-1382 ☐ 28-1383 ☐ 4-244.34 ☐ 13-1201 ☐ Yes ☒ No While transporting hazardous material? (ARS 28-101)

☐ 13-1204 ☐ Other Title 13, Chapter 11 charge: ☐ Yes ☒ No While operating a commercial motor vehicle?

Driver Name (first, middle, last, suffix)	Date of Birth	Driver License Number	Class	State
DANIEL, MICHAEL, JACKSIN	06/16/1977	D5004424	D	AZ

Address	City	State	Zip
1831 S. SALT RIVER RD	PHOENIX	AZ	85011

On (date) 7/25/15, at (time) 19:55, at (location) 1831 S. SALT RIVER RD PHOENIX

☐ I had probable cause to believe that the person named caused or was cited for an accident resulting in death or serious physical injury while driving a motor vehicle. (State the probable cause on the lines below.)

☒ I had reasonable grounds to believe the person named was driving or in actual physical control of a motor vehicle while under the influence of intoxicating liquor and/or drugs, and I placed the named person under arrest therefore.

Among the facts leading to that belief were: ODOR OF ALCOHOL, POOR FEET PERFORMANCE, BLOODSHOT + WATERY EYES

☒ The admonitions on the back of the original copy were read to the person. Officer Initials: JB 5150

☐ The admonitions were not read because the person was either unconscious or incapable of refusal.

☒ The person submitted to ☒ breath ☒ blood tests BLOOD TEST RESULTS PENDING

Test results: ☐ Indicated alcohol concentration of: 0.08 ☐ Indicated positive for _____ (drug) ☐ Results not available

☐ The person refused to take or did not complete the tests in the following manner: _____

☐ Yes ☒ No Did the person cause serious physical injury or death as defined in ARS 13-105 during this incident?

OFFICER CERTIFICATION I certify that the above is true and correct. I request that any hearing be held in MARICOPA County.

Law Enforcement Officer Name	Badge Number	Law Enforcement Officer Signature
J. BAKER	5150	J. Baker

Law Enforcement Officer Agency	ORI Number	Law Enforcement Officer Station
PHOENIX POLICE DEPARTMENT	AZ0070101	PHOENIX

Agency Address	City	State	Zip
620 W. WASHINGTON ST	PHOENIX	AZ	85004

Test Operator Name	Badge Number	Test Operator Signature
J. BAKER	5150	J. Baker

SURRENDER OF ARIZONA DRIVER LICENSE

Pursuant to ARS 28-1321 and 28-1385, the law enforcement officer must require the surrender of all Arizona driver licenses or permits in the person's possession. If no license or permit is attached, state reason: ☐ Lost ☐ Destroyed ☐ Nonresident ☐ Other: _____

ORDER OF SUSPENSION Date Served 7/25/15 Time Served 20:32 Please see reverse side to request a Summary Review or Hearing.

☐ Pursuant to ARS 28-1321, your Arizona driver license/permit or nonresident driving privilege is suspended effective 15 days from Date Served. The suspension is for 12 months, or 2 years if there is a prior implied consent refusal, within the last 84 months, on your record. This order is final unless a hearing is requested in writing and received within 15 days from Date Served. This action is a result of your failure to successfully complete or refusal to submit to tests to determine alcohol concentration or drug content. This suspension will not end until all reinstatement requirements are met including completion of alcohol or drug screening.

☒ Pursuant to ARS 28-1385, your Arizona driver license/permit or nonresident driving privilege is suspended for not less than 90 consecutive days effective 15 days from Date Served. If a review of your driver record indicates that you have completed alcohol or drug screening and are eligible for a 90-day restricted driving permit, one will automatically be mailed to your address of record within 48 days from Date Served. This order is final unless a summary review or hearing is requested in writing and received within 15 days from Date Served. This suspension is a result of tests to which you submitted. This suspension will not end until all reinstatement requirements are met.

SURRENDER OF ARIZONA DRIVER LICENSE

Pursuant to ARS 28-1321 and 28-1385, the law enforcement officer must require the surrender of all Arizona driver licenses or permits in the person's possession. If no license or permit is attached, state reason: ☐ Lost ☐ Destroyed ☐ Nonresident ☐ Other: _____

TEMPORARY DRIVER PERMIT

This omits form will serve as a temporary driver permit that will expire 15 days from the Date Served. However, if you request a summary review or hearing, then this permit will remain valid until the summary review or hearing decision has been made. If your Arizona driver license/permit is currently suspended or revoked, this permit does not authorize you to operate a motor vehicle.

Sex	Weight	Height	Eyes	Hair	Class	Restrictions
M	190	6'0"	BLUE	BLOND	D	

Permit Not Issued Because	Licensee Signature

Original – Motor Vehicle Division Pink and Yellow – Licensee Blue – Law Enforcement Agency

ARIZONA DEPARTMENT OF PUBLIC SAFETY

ALCOHOL INFLUENCE REPORT

DR NUMBER: 2015-XY0189

SUBJECT NAME (LAST)	(FIRST)	(MIDDLE)	DATE ADMINISTERED	TIME(24 HR)
Jackson	Daniel	Michael	07/25/2015	1935

FIELD SOBRIETY TEST GUIDELINES

#1 Horizontal Gaze Nystagmus

When I tell you:
a. Feet together
b. Arms at sides
c. Remove glasses/ note if wearing contacts
d. Keep your head still
e. Follow stimulus with your eyes
f. Do you understand?

OBSERVATION
- ☒ Left eye does not follow smoothly
- ☒ Distinct and sustained nystagmus at maximum deviation of the left eye
- ☐ Left eye onset before 45 degrees
- ☒ Right eye does not follow smoothly
- ☒ Distinct and sustained nystagmus at maximum deviation of the right eye
- ☐ Right eye onset before 45 degrees
- ☐ Vertical nystagmus

OFFICER NAME

BADGE

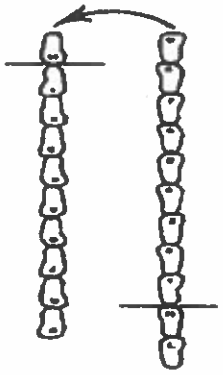
TYPE OF SURFACE USED FOR FIELD TEST
- ☐ Dirt ☐ Gravel
- ☒ Level ☐ Uneven
- ☒ Cement ☐ Asphalt
- ☒ Dry ☐ Street
- ☐ Wet ☒ Sidewalk
- ☐ Other (Specify)

#2 Walk & Turn

When I tell you:
a. Place your right foot in front of left foot
b. Keep hands at sides
c. Don't move
d. Do you understand?

When I tell you:
a. Take 9 heel/toe steps
b. Count out loud, look at your feet while walking
c. Turn as shown
d. Do not stop until you complete the test
e. Do you understand?

OBSERVATION
- ☐ Cannot keep balance while listening to instructions
- ☒ Starts before instructions are finished
- ☐ Stops while walking
- ☒ Does not touch heel to toe
- ☐ Steps off line
- ☐ Raises arms
- ☐ Improper turn
- ☐ Incorrect number of steps



SHOES / TYPE

#3 One Leg Stand

When I tell you:
a. Feet together
b. Arms at sides
c. Lift leg six inches
d. Watch elevated foot
e. Count 1001, 1002, etc. until told to stop. (30 second test)
f. Do you understand?

OBSERVATION
- ☐ Sways while balancing
- ☐ Uses arms to balance
- ☐ Hopping
- ☒ Puts foot down

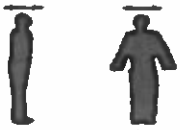
SWAY

Back to front	Side to side
☐ 1 – 2"	☐ 1 – 2"
☐ 3 – 4"	☐ 3 – 4"
☐ 5"+	☐ 5"+

#4 Romberg-Modified

When I tell you:
a. Feet together
b. Arms at sides
c. Keep your eyes closed, and head back
d. Recite the alphabet from A to Z / Count backwards from 18 to 5 (or other)
e. Do you understand?

OBSERVATION
- ☐ Required additional instruction during testing
- ☐ Opened eyes during testing
- ☐ Failed to keep heels together throughout
- ☐ Failed to keep head back
- ☐ Swayed front to back or side to side (record below)
- ☐ Error in alphabet (record below)
- ☐ Error in backward count (record below)



SWAY

Back to front	Side to side
☐ 1 – 2"	☐ 1 – 2"
☐ 3 – 4"	☐ 3 – 4"
☐ 5"+	☐ 5"+

Alphabet

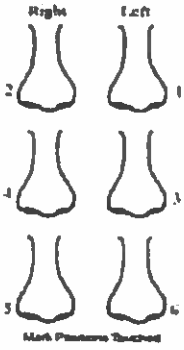
A B C D E F G H I J K L M N
O P Q R S T U V W X Y Z

COUNT

#5 Finger to Nose

When I tell you:
a. Feet together
b. Arms at sides
c. Point index finger
d. Keep eyes closed, and head back
e. Touch tip of finger to tip of nose then return to ready position
f. Do you understand?

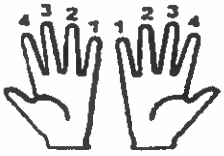
OBSERVATION
- ☒ Required additional instruction during testing
- ☐ Opened eyes during testing
- ☐ Failed to keep heels together throughout
- ☐ Failed to keep head back
- ☐ Used hand other than the one designated
- ☒ Missed nose with fingertip (record miss locations below)
- ☒ Touched nose with other than fingertip
- ☐ Swayed front to back or right to left



#6 Finger Count

When I tell you:
a. Feet together
b. Arms at sides
c. Touch proper finger to thumb in correct order
d. Count out loud
e. 1-2-3-4-4-3-2-1
f. Do you understand?

OBSERVATION
- ☐ Required additional instruction during testing
- ☐ Used hand other than the one designated
- ☐ Missed touching all the proper fingers (record below)
- ☐ Counted incorrectly (record below)



WEATHER CONDITIONS
- ☒ Clear ☐ Windy
- ☐ Rain ☐ Other

TRAFFIC CONDITIONS
- ☒ Light
- ☐ Moderate
- ☐ Heavy

FIELD SOBRIETY TEST COMMENTS

Very loud, kept squinting his eyes, use of profanity

INTERVIEW

WERE YOU OPERATING THE VEHICLE?	DOES YOUR VEHICLE HAVE ANY MECHANICAL DEFECTS?	DID YOU FEEL ANY EFFECTS OF ALCOHOL / DRUGS WHEN STOPPED/ HAD ACCIDENT?	LENGTH OF TIME YOU WERE DRIVING BEFORE STOPPED / HAD ACCIDENT?
☐ No ☒ Yes	☒ No ☐ Yes: Explain:	☒ No ☐ Yes	20 minutes

WHERE WERE YOU COMING FROM?	WHERE WERE YOU GOING TO?	WHERE HAD YOU BEEN DRINKING / USING DRUG?	TYPE OF ALCOHOL / DRUGS USED?
Just driving	Home	Car	

AMOUNT?	TIME YOU STARTED?	TIME YOU STOPPED?	HAVE YOU HAD ANYTHING TO DRINK IN THE HOUR BEFORE STOPPED / HAD ACCIDENT?	ARE YOU UNDER THE CARE OF A PHYSICIAN?
			☒ No ☐ Yes: How Much?	☒ No ☐ Yes

ANY ALLERGEIS?	PHYSICAL DISABILITIES?	DIABETIC?	WHEN DID YOU LAST EAT?	CURRENT WEIGHT?	WHAT TIME IS IT?	WHAT DATE IS IT?
☐ No ☒ Yes	☒ No ☐ Yes	☒ No ☐ Yes	4:00pm	190	8pm	07/25/2015
			WHAT / HOW MUCH? Burger & fries			

ARE YOU SICK / INJURED?	MEDICATIONS OR DRUGS USED IN THE LAST 24 HOURS?
☒ No ☐ Yes	☒ No ☐ Yes – Why: Type:

HOURS SLEEP LAST NIGHT?	ARE YOU TIRED?	IF FELONY: DID YOU KNOW YOUR LICENSE WAS SUSPENDED / REVOKED	INTOXICATING ODOR?
6	☐ No ☒ Yes	☐ No ☐ Yes – How did you know?	☒ Moderate ☐ Light ☐ Strong ☐ None

ON A SCALE OF 1 TO 10, WITH 1 BEING COMPLETELY SOBER, AND 10 BEING FALLING DOWN DRUNK, WHAT WOULD YOU RATE YOURSELF? 2

INTERVIEW START TIME	INTERVIEW STOP TIME	OFFICER NAME	ID NUMBER
2057	2107	J. Baker	5150

COPIES TO: DEPT RECORDS (original), PROSECUTOR, WORKING COPY

DPS 802-04085 Rev 8/2011

INTOXILYZER 8000
Location: PHOENIX
Serial Number: 80-000433
Core Version: 8105.48
07/25/2015
20:36:10

Standard Lot#: 779386
Last Changed By: S. Alt #4129

QAS: s. alt #4129
Arizona dps

Operator: J. BAKER #5150
ARIZONA DPS

Subject: JACKSON, DANIEL, M
DOB: 06/16/1977
Sex: M Weight: 190

---

15 Minute Deprivation Period? Yes

Test	g/210L	Time
Air Blank	0.000	20:37:41
Diagnostic Test	Pass	20:38:15
Air Blank	0.000	20:38:43
0.100 Cal Check	0.099	20:39:03
Air Blank	0.000	20:39:33
Subject Test	0.088	20:40:27
Air Blank	0.000	20:41:00
Wait		
Air Blank	0.000	20:45:54
Subject Test	0.088	20:46:26
Air Blank	0.000	20:47:00
0.100 Cal Check	0.099	20:47:21
Air Blank	0.000	20:47:50
Diagnostic Test	Pass	20:48:24

Successfully Completed Test Sequence

Arizona Department of Public Safety
2102 West Encanto Blvd.
Phoenix, AZ 85005 - 6638
(602) 223-2000
azdps.gov

DUPLICATE BREATH TEST ADVISORY

AFTER COMPLETING THE TESTS OF YOUR BREATH YOU WILL BE GIVEN A REASONABLE OPPORTUNITY TO ARRANGE FOR ANY PHYSICIAN, REGISTERED NURSE OR OTHER QUALIFIED PERSON OF YOUR OWN CHOOSING TO OBTAIN AN INDEPENDENT TEST OR TESTS IN ADDITION TO ANY ADMINISTERED BY A LAW ENFORCEMENT OFFICER.

ACKNOWLEDGEMENT

I UNDERSTAND THAT I HAVE THE RIGHT TO A REASONABLE OPPORTUNITY TO ARRANGE FOR AN INDEPENDENT TEST OF MY BLOOD, BREATH OR OTHER BODILY SUBSTANCE

Michael Jackson
SUBJECT

7/25/15 8:55
DATE/TIME

J. Parker 5150
OFFICER / BADGE #

7/25/15 20:55
DATE/TIME

COPIES TO: DEPT. RECORDS (original); PROSECUTOR; WORKING COPY

EXHIBIT G-1
OPERATIONAL CHECKLIST

ARIZONA DEPARTMENT OF PUBLIC SAFETY

STANDARD OPERATIONAL PROCEDURE
INTOXILYZER MODEL 8000

DUPLICATE BREATH TEST

SUBJECT NAME DANZEL MICHAEL JACKSON DATE 07/25/15

AGENCY PHOENIX OPERATOR J. BAKER 5150

INSTRUMENT SERIAL # 80-000433 LOCATION PHOENIX

TEST RESULTS 0. 088 AC TIME 20:40
0. 088 AC TIME 20:46
0. _____ AC TIME _____

Immediately preceding administration of the tests, subject underwent at least a 15-minute deprivation period:

From 20:15 (Time) to 20:30 (Time) by J. BAKER 5150 (Name)

(✓) 1. Display reads "PUSH BUTTON TO START."
(✓) 2. Push Start Test Button.
(✓) 3. Follow automated instructions on instrument display.
(✓) 4. If test record reads "Successfully Completed Test Sequence" go to step 5.

OR

If test record reads "Not a Successfully Completed Test Sequence", and subject will be tested again, remove test record and go to step 1

OR

If test record reads "Not a Successfully Completed Test Sequence", and subject will not be tested again, remove test record and go to step 5

(✓) 5. Remove test record.

Note: Duplicate breath tests shall be administered at intervals of not less than 5 minutes nor more than 10 minutes apart and the two consecutive tests shall agree within 0.020 alcohol concentration.

ARIZONA DEPARTMENT OF PUBLIC SECURITY

CONTINUATION / SUPPLEMENTAL REPORT

DR NUMBER:	2015-XY0189

On July 25, 2015, at approximately 1900 hours, I responded to 1831 S Salt River Rd., in Phoenix, AZ, in response to a 911 hang up call for service. Upon arrival I was contacted by a Hispanic female who was later identified as Sara Lopez, DOB: 07/07/1977. Sara exited the front door crying, saying: "I need someone to talk to my boyfriend. I don't know why he would do that."

Sara advised me she was making dinner when her live-in boyfriend, later identified as Daniel Jackson, DOB: 06/16/1977, became upset. Sara stated Daniel was angry they were having Spam for dinner. Sara told me Daniel threw two cans of Spam at her while she was cooking, hitting her left forearm and the top of her left calf near the inside of her knee. Sara stated that Daniel had been drinking all day. I observed Sara had a reddish area in the middle of her left forearm and bruising to her top left calf. Sara advised Daniel had thrown things before but never hit her. Sara stated Daniel continued to yell at her, grabbed his car keys, and left the area. Sara stated Daniel left in a 1989 Ford F150. I advised Dispatch of the provided vehicle description and requested units contact the driver.

While I was speaking with Sara, I observed a white Ford F150 truck bearing Arizona registration BFF331 driving up the road and weaving slightly from side to side. The truck pulled into the driveway at approximately 1920 hours. Sara observed the above vehicle pulling into the driveway and stated, "Oh God, he's back."

I approached the vehicle and observed a white male located in the driver's seat, who was the sole occupant of the vehicle. As I approached the vehicle the male exited the vehicle from the driver's seat and yelled, "You called the cops!" The driver was identified as Daniel Jackson by an Arizona Driver's License. I immediately noticed a slight odor of what appeared to be an intoxicating beverage emanating from Daniel. Daniel's eyes were bloodshot and watery. I asked Daniel what had happened. Daniel stated he and Sara were arguing about dinner because Sara was complaining about what he had bought at the grocery store. He stated that Sara became irate and "went crazy." Daniel told her he was leaving, and took off in the truck. I asked Daniel if he threw anything at Sara. Daniel stated it was Sara that threw the cans at him, but she missed and they bounced off the cabinet near where he was standing. I informed Daniel of Sara's injuries. Daniel stated had no knowledge of them.

I asked Daniel where he had driven to, Daniel advised he "went driving to get away from Sara and clear his head." I observed a 16 oz can of Miller Light beer sitting in the cup holder of the

truck's center console. It should be noted the Miller Light can was still cold to the touch. I asked Daniel if he had been drinking that day. Daniel stated "Nope."

I asked Daniel if he would complete field sobriety tests, to ensure he was safe to operate a motor vehicle. Daniel stated, "Yes, Sir, I'm not drunk." Officer M. Jacobs #1538 stood by as I completed the field sobriety tests. I asked Daniel if had any medical conditions which would not allow him to perform the tests, Daniel stated "no." The field sobriety tests were conducted on the sidewalk next to the East side of S. Salt River Rd. near a street light and also illuminated by patrol car headlights. The field sobriety tests were not conducted in the presence of police emergency lights.

I administered the Standardized Field Sobriety Tests in accordance with my training. I demonstrated and explained each test before allowing Daniel to continue. Daniel stated he understood each test after the instructions were given. The results of the tests are as follows:

HGN

On 07/25/2015, at approximately 1935 hours, I conducted the HGN test on Daniel. I instructed Daniel to stand with his feet together and place his arms at his side. At this time I again noticed a slight odor of intoxicating beverage and observed Daniel had bloodshot and watery eyes, that his eyes tracked equally, that he did not have nystagmus at rest, and that his pupils were equal in size.

I observed four clues, which included: lack of smooth pursuit in both the left and right eye, and distinct and sustained nystagmus in both the left and right eye

Walk and Turn

Daniel attempted to begin the performance phase on time prior to the completion of the instructions.

Daniel completed the initial steps but broke his heal-to-toe stance during both sets of 9-steps. He also wobbled slightly.

One Leg Stand

Daniel understood the instructions to this exercise without incident.

Daniel put his foot down once during the test.

Finger to Nose

Daniel had to be re-advised of the correct starting position.

Daniel missed his nose with his finger two times out of six. He touched his nose with the pad of his finger instead of the tip.

Following the Field Sobriety Tests, at approximately 1955 hours, I placed Daniel into handcuffs, double locked behind his back, and under arrest for driving under the influence while being impaired to the slightest degree, ARS 28-1381(A)(1) and for assault domestic violence ARS 13-1203(A)(1).

I took digital photographs of Sara's injuries and issued Sara a Victim Rights Form with the report number and my name. I then transported Daniel to the Maricopa County 4th Avenue Jail, located at 201 S 4th Ave, Phoenix, AZ 85003.

Upon arrival at the jail at 2015 hours, Daniel underwent a deprivation period from 2015 hours to 2030 hours. I read Daniel the Admin Per Se Affidavit at 2032 hours, to which Daniel stated he would comply and perform a breath test. The breath test was administered by me, and performed with an Intoxilyzer 8000 model # 80-000433. The breath tests showed a breath alcohol concentration of 0.088% at 2040 hours, and 0.088% at 2046 hours, consecutively.

Subsequent to the breath test, I drew 2 vials of Daniel's blood from his right arm at 2050 hours. These vials were packaged with Daniel's name and the Departmental report number for this case. They will be submitted to the Department of Public Security Crime Lab for processing. It should be noted that I am a certified Law Enforcement Phlebotomist. Daniel was advised of his right to an independent test at 2055 hours.

Daniel was read his Miranda warning at 2057 hours, to which Daniel replied he understood and was willing to speak with me. The interview portion of the Alcohol Influence Report was completed.

I issued Daniel citation, citing him for the following violations: ARS 28-1381(A)(1) driving under the influence while being impaired to the slightest degree, ARS 28-1381(A)(2) driving under the influence B.A.C. +0.08%, and ARS 13-1203(A)(1), 13-3601(A)(1) assault domestic violence.

I explained the citation to Daniel and advised him of the 11/02/2015 court date. Daniel was released to the detention staff to be photographed and fingerprinted at 2116 hours.

On 07/25/2015, at 2135 hours I impounded digital photographs of Sara's injuries into evidence locker LS16 of the property and evidence room, located at 2102 W Encanto Blvd, Phoenix, AZ 85009.

Cleared Adult Arrest

Additional Documents:

Citation #1132453
Alcohol Influence Report
Admin Per Se
Intox 8000 Results
Intox 8000 Checklist
Miranda Waiver
Breath Test Advisory Form
Form 27

ARIZONA DEPARTMENT OF PUBLIC SAFETY

SCIENTIFIC EXAMINATION REPORT

DR NO. 2015XY0789

AGENCY	Arizona Department of Public Safety - 2900
AGENCY NO.	2015XY0789
OFFICER	BAKER, #5150
DATE	October 01, 2015
NAME(S)	JACKSON, DANIEL MICHAEL

EXAMINATION REQUESTED

Alcohol Analysis

ITEMS

4. Blood Specimen

RESULTS / INTERPRETATIONS

4. Analysis of the specimen showed it to contain 0.089 ± 0.005 grams of ethanol per 100 mL of blood.

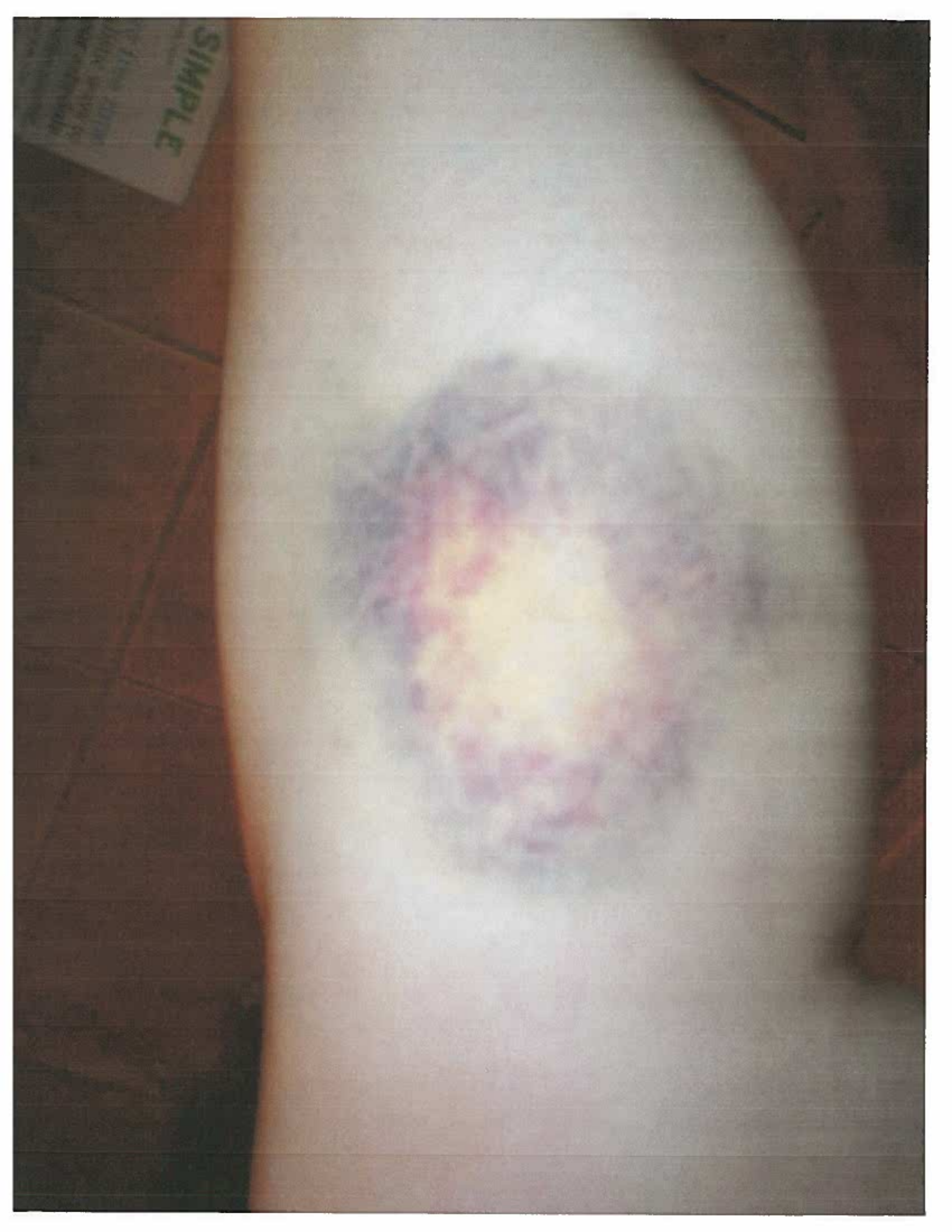
Erin E Boone

ERIN E. BOONE, #5823, Criminalist
Central Regional Crime Laboratory
2102 W. Encanto Blvd., Phoenix, AZ 85009
602-223-2281

Uncertainty of the concentration is given at a level of confidence greater than 99.73%.

Laboratory System Accredited by the ASCLD/LAB - International (ISO)

Any notes, photographs, charts, or graphs generated during the examination are retained in the laboratory.


SIMPLE