



UNIVERSITY OF GEORGIA POLICE DEPARTMENT

INCIDENT REPORT

CASE NUMBER: 13-0291

ORI GA0290200

| INCIDENT INFORMATION | | | | | |
|--------------------------------------|----------------------|-------------------------|--------------------|-----------------------|-----------------------------|
| Location | | | Zone | | SOL. J.P. |
| Address EAST CAMPUS RD / RIVER RD | | | City ATHENS | | State GA Zip 30602 |
| Report Date 02/02/2013 | Report Time 01:55 | From Date 02/02/2013 | From Time 01:55 | To Date 02/02/2013 | To Time 01:55 |

| INCIDENT TYPE | | | | | |
|---|-------------------------------|--|------|----------------------------|---------------------------------|
| 1 | | Description DUI - ALCOHOL | | Statute 40-6-391 | Location Type SCHOOL/COLLEGE |
| Attempted <input type="checkbox"/> | Used <input type="checkbox"/> | Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers <input type="checkbox"/> | | Weapon 1 | Weapon 3 |
| Completed <input checked="" type="checkbox"/> | | | | Weapon 2 | |
| Bias Motivation | | Bias Target | | Bias Circumstances | |
| Hate Group | | | | | |
| Forced Entry | Type of Force | Entry | Exit | Structure Occupied | Security |
| 2 | | Description FAILURE TO MAINTAIN LANE / IMPROPER DRIVING | | Statute 40-6-48 | Location Type SCHOOL/COLLEGE |
| Attempted <input type="checkbox"/> | Used <input type="checkbox"/> | Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers <input type="checkbox"/> | | Weapon 1 | Weapon 3 |
| Completed <input checked="" type="checkbox"/> | | | | Weapon 2 | |
| Bias Motivation | | Bias Target | | Bias Circumstances | |
| Hate Group | | | | | |
| Forced Entry | Type of Force | Entry | Exit | Structure Occupied | Security |
| 3 | | Description TRAFFIC STOP | | Statute NO STATUTE CODE | Location Type SCHOOL/COLLEGE |
| Attempted <input type="checkbox"/> | Used <input type="checkbox"/> | Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers <input type="checkbox"/> | | Weapon 1 | Weapon 3 |
| Completed <input checked="" type="checkbox"/> | | | | Weapon 2 | |
| Bias Motivation | | Bias Target | | Bias Circumstances | |
| Hate Group | | | | | |
| Forced Entry | Type of Force | Entry | Exit | Structure Occupied | Security |

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| Reporting Officer (810371134) J ROBINSON | | Approving Supervisor (810090447) M PENNINGTON | |
| Printed By (810085915) E DELLINGER | | Date / Time 02/03/2013 | Page 1 of 7 |

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286 Oconee St. Suite 100
Athens, Georgia 30602
(706) 542-5813

ORIGINAL

| VICTIMS | | | | | | | | | | |
|------------|--|--|-----------------|--|------------|----------------|--------|------------|-----|------|
| 1 | | Name(Last, First, M) STATE OF GEORGIA | | | | DOB | | Age 0 | Sex | Race |
| Address | | | | | City | | | State | Zip | |
| Home Phone | | | UGA Affiliation | | Hair Color | Eye Color | Height | Weight | | |
| OLN | | State | Employer | | | Business Phone | | Student of | | |

| OFFENDERS | | | | | | | | | | |
|------------|--|---|----------------------------------|--|-------------------|------------------|-----------------|-------------------------------------|----------|-----------|
| 1 | | Name(Last, First, M) SCANLON, CHRISTINA MICHELLE | | | | DOB | | Age 22 | Sex F | Race W |
| Address | | | | | City | | | State | Zip | |
| Home Phone | | | UGA Affiliation STUDENT - UGA | | Hair Color BLN | Eye Color BRO | Height 6'00" | Weight 180 LBS | | |
| OLN | | State | Employer | | | Business Phone | | Student of UNIVERSITY OF GEORGIA | | |

| OTHER PERSONS INVOLVED | | | | | | | | | | |
|------------------------|--|----------------------|-----------------------------------|--|-------------------|------------------|-----------------|-------------------------------------|----------|-----------|
| 1 | | Name(Last, First, M) | | | | DOB | | Age 23 | Sex M | Race W |
| Address | | | | | City | | | State | Zip | |
| Home Phone | | | UGA Affiliation STUDENT - UGA | | Hair Color BRO | Eye Color BRO | Height 5'10" | Weight 175 LBS | | |
| OLN | | State | Employer UNIVERSITY OF GEORGIA | | | Business Phone | | Student of UNIVERSITY OF GEORGIA | | |

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| VEHICLE INFORMATION | | | | | |
|---------------------|-------------|------------|-----------|------------|-----|
| 1 | Tag Number | Tag County | State | Tag Year | VIN |
| | | | | | |
| Make | Model | Year | Color | Owner | |
| KIA | SOUL | 2011 | RED / RED | | |
| Vehicle Notes | | | | | |
| | | | | | |
| Status | Status Date | Value | | NIC Number | |
| | | | | | |

Notes/Narratives

NARRATIVE

On February 2, 2013 at 0155 hours while on patrol in a marked University of Georgia Police vehicle, I was traveling south on Jackson Street. I observed a red Kia Soul [REDACTED] that appeared to be in the oncoming lane of traffic. When I approached the intersection of Jackson Street and Baldwin Street I observed the red Kia Soul in the left turn lane with its rear tires beyond the stop bar. The red light at this intersection was red when I approached the intersection. Once the red light turned green, the red Kia Soul turned east onto Baldwin street making a wide turn nearly striking the curb. The red Kia Soul continued to the intersection of Baldwin Street and East Campus Road where it turned south onto East Campus Road making a wide turn again causing the vehicles drivers side tires to roll on the double yellow line. The red Kia Soul continued to travel south on East Campus Road where its drivers side tires crossed over the double yellow line near East Campus Road and Hooper Street. The vehicle continued south on East Campus Road where it drifted into the turn only lane for the entrance of the cemetery. At this time I decided to initiate a traffic stop on the red Kia Soul. I activated my emergency lights to signal for the vehicle to pull over. Once my emergency lights were activated the red Kia Soul began to slow down and activated its right turn signal. As the red Kia Soul was pulling over it passenger side tires struck the curb.

I made contact with the driver, Christina Scanlon [REDACTED], and identified myself and explained the reason for the stop. I asked Scanlon if she had her driver's license on and she stated that she did. Scanlon thumbed through her wallet twice before finding her license. While speaking with Scanlon I noticed that her eyes were blood shot and there was an odor commonly associated with an alcoholic beverage coming from the vehicle. I asked Scanlon if she had any alcoholic beverages to drink this evening. Scanlon stated that she had one beer at her apartment earlier. I asked Scanlon what time was earlier and Scanlon stated that it was around 9:30pm. I returned to my vehicle to run Scanlon's

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Notes/Narratives

OLN with the use of GCIC. I also repositioned my vehicle as close to the curb as I could due to other traffic that was not slowing down as it was passing the traffic stop. Once Scanlon's OLN returned, I returned to her vehicle.

I asked Scanlon if she would exit the vehicle and come to the side walk. Once on the side walk I again asked Scanlon if she had any alcoholic beverages to drink tonight. Scanlon again stated that she had one beer. I asked Scanlon if she had been to any bars this evening and Scanlon stated that she had been to Allgood bar. I asked Scanlon if she had anything to drink at Allgood bar. Scanlon advised me that she did have a beer at Allgood bar. I asked Scanlon what time she arrived at Allgood bar and Scanlon advised me they arrived at 10:45pm. I asked Scanlon what time she quit drinking this evening and she advised me 9:30pm at her apartment. This statement is conflicting because Scanlon stated she quit drinking at her apartment but continued to drink at Allgood bar. I asked Scanlon if she was taking any prescription medications. Scanlon advised me that she was only taking [REDACTED]. I asked Scanlon how old she was and she advised me 22. While speaking with Scanlon outside over her vehicle the odor commonly associated with an alcoholic beverage was strong on her breath and person. Scanlon's speech was also slurred during our conversation.

I asked Scanlon if she would be willing to participate in a set of voluntary field sobriety evaluations to see if she was safe to operate a vehicle. After I asked Scanlon this question she began to tear up and start crying. I asked Scanlon why she was crying and she advised me that she was scared. I advised Scanlon that there was nothing to be scared about and asked her again if she would participate in a set of voluntary field sobriety evaluations. Scanlon stated that she would and nodded her head up and down in agreement. When Scanlon exited her vehicle she was wearing a light blue North Face Jacket, black leggings and brown boots with a heel. Prior to beginning each evaluation, I provided verbal instructions and demonstrated the exercise. After each set of instructions, Scanlon stated that she understood the instructions as I had given them. I conducted three standardized evaluations. The HGN, walk and turn, and one leg stand evaluations were performed on the side walk on the west side of East Campus Road on a level and dry concrete surface. Before the evaluations I asked Scanlon if she had any problems with her eyes and she stated no. Scanlon advised me that she was wearing soft contacts. I advised Scanlon that during the walk and turn and one leg stand evaluation that she could remove her boots if she felt it necessary. Scanlon advised that she did not think it would be necessary to remove her boots. There was light from street lights and my flash light. The front emergency lights on my vehicle were turned off.

Horizontal Gaze Nystagmus

Observations:

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Notes/Narratives

- I saw no resting nystagmus in Scanlon's eyes.
- Scanlon's pupils were equal in size.
- Scanlon had equal tracking in both eyes.

Clues:

- I saw lack of smooth pursuit in both eyes. (2 clues)
- I saw distinct and sustained nystagmus at maximum deviation in both eyes. (2 clues)
- I saw nystagmus onset prior to 45 degrees. (2 clues)
- I saw a total of six out of six clues during this evaluation. During this evaluation Scanlon constantly swayed back and forth. I had to repeatedly remind Scanlon to continue to focus on the tip of my pen. I also saw verticle nystagmus.

Walk and Turn

I instructed Scanlon to imagine a line the width of my field sobriety card straight down the side walk to use for this evaluation.

Clues:

- Scanlon could not keep her balance during instructions. (1 clue)
- Scanlon missed more than half of the heel-to-toe steps. (1 clue)
- Scanlon stepped off the line. (1 clue)
- Scanlon stopped while walking. (1clue)
- Scanlon preformed an improper turn. (1 clue) When Scanlon turned she did not take small steps as I had demonstrated to her during the instructional portion, instead she made on pivot motion.
- Scanlon used her arms for balance by raising them more than six inches from her side. (1 clue)
- I saw six out of eight clues for this evaluation.

One Leg Stand

Scanlon raised her right leg.

Clues:

- Scanlon was swaying during the evaluation. (1 clue)
- Scanlon put her foot down. (1 clue)

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- Scanlon used her arms for balance. (1 clue) Scanlon raised her arms more than six inches from her side and also attempted to grasp the fence each time she began to lose her balance.
- Scanlon was hopping. (1 clue)
- I saw four out of four clues for this evaluation.

Due to Scanlon's performance and a concern for her safety from falling I terminated the exercise after twelve seconds.

Based on Scanlon's failure to maintain lane, admitting to drinking alcohol before driving her vehicle, blood shot eyes, the odor commonly associated with an alcoholic beverage coming from her breath, and her performance during field sobriety evaluations I believed Scanlon to be less safe and impaired by alcohol while driving her vehicle. I placed Scanlon under arrest at 0212 hours for failure to maintain lane and DUI-alcohol. I placed Scanlon in double lock handcuffs behind her back. I read Scanlon the Georgia Implied Consent notice for suspects over the age of 21 from my Georgia Implied Consent card. Scanlon agreed to provide a sample of her breath. Officer Lambert, a female, arrived on scene and searched Scanlon incident to arrest. No contraband was found. The passenger in the vehicle was able to contact [REDACTED] a friend, who was able to remove the vehicle from the scene.

I then transported Scanlon to the Athens Clarke County East Precinct. Once at the ACCPD East Precinct I was advised that there intoxilizer machine was temporarily out of service. I was advised that I could go to the ACCPD Downtown Precinct and use the intoxilizer machine there. I then transported Scanlon to the ACCPD Downtown Precinct, approximately one hour and thirty minutes from the time of the traffic stop and initial contact. At 0313 hours, Scanlon provided an invalid sample because she was not blowing into the machine properly. I gave Scanlon clearer instructions on how to properly blow into the machine and gave Scanlon a second opportunity to provide another sample. At 0319 hours Scanlon provided two samples of her breath. I administered the test of her breath using the Intoxilyzer 5000 (SN: 68-001034 - Operator Permit No: 40235). The two samples of her breath revealed results of 0.216 and 0.209. Scanlon was charged with the lesser sample of 0.209. Scanlon was given a copy of the intox printout.

I then transported Scanlon from ACCPD Downtown Precinct to the Athens Clarke County Jail. Scanlon was issued two citations for failure to maintain lane 40-6-48 (citation #037819) and DUI-Alcohol 40-6-391 (citation #037818). Custody of Scanlon was transferred to Athens Clarke County Sheriffs deputies. My MVR was in use for this incident, however my external microphone battery was dead.

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