



UNIVERSITY OF GEORGIA POLICE DEPARTMENT

INCIDENT REPORT

CASE NUMBER: 13-0281

ORI GA0290200

INCIDENT INFORMATION					
Location			Zone		DA / J.P.
Address CLOVERHURST AVE / CLOVERHURST CT			City ATHENS		State GA
Report Date 02/01/2013		Report Time 10:44	From Date 02/01/2013	From Time 10:44	To Date 02/01/2013
					To Time 10:44

INCIDENT TYPE					
1		Description SCHED I, II SUBSTANCE- POSSESSION OF		Statute 16-13-30	Location Type HIGHWAY/ROAD/ALLEY
Attempted ☐	Completed ☒	Used ☐	Alcohol ☐ Drugs ☐ Computers ☐	Weapon 1	Weapon 3
				Weapon 2	
Bias Motivation		Bias Target		Bias Circumstances	Hate Group
Forced Entry	Type of Force	Entry	Exit	Structure Occupied	Security
2		Description OBSTRUCTING OR HINDERING LEO (MISD)		Statute 16-10-24 (A)	Location Type HIGHWAY/ROAD/ALLEY
Attempted ☐	Completed ☒	Used ☐	Alcohol ☐ Drugs ☐ Computers ☐	Weapon 1	Weapon 3
				Weapon 2	
Bias Motivation		Bias Target		Bias Circumstances	Hate Group
Forced Entry	Type of Force	Entry	Exit	Structure Occupied	Security
3		Description TAMPERING WITH EVIDENCE (FEL)		Statute 16-10-94	Location Type HIGHWAY/ROAD/ALLEY
Attempted ☐	Completed ☒	Used ☐	Alcohol ☐ Drugs ☐ Computers ☐	Weapon 1	Weapon 3
				Weapon 2	
Bias Motivation		Bias Target		Bias Circumstances	Hate Group
Forced Entry	Type of Force	Entry	Exit	Structure Occupied	Security

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INCIDENT TYPE									
4		Description DRUG RELATED OBJECTS - POSS OF				Statute 16-13-32.2		Location Type HIGHWAY/ROAD/ALLEY	
Attempted ☐		Used ☐		Weapon 1		Weapon 3			
Completed ☒		☐ Alcohol ☐ Drugs ☐ Computers		Weapon 2					
Bias Motivation			Bias Target			Bias Circumstances		Hate Group	
Forced Entry	Type of Force		Entry		Exit		Structure Occupied		Security
5		Description STOP SIGNS & YIELD SIGNS				Statute 40-6-72		Location Type HIGHWAY/ROAD/ALLEY	
Attempted ☐		Used ☐		Weapon 1		Weapon 3			
Completed ☒		☐ Alcohol ☐ Drugs ☐ Computers		Weapon 2					
Bias Motivation			Bias Target			Bias Circumstances		Hate Group	
Forced Entry	Type of Force		Entry		Exit		Structure Occupied		Security
6		Description TRAFFIC STOP				Statute NO STATUTE CODE		Location Type HIGHWAY/ROAD/ALLEY	
Attempted ☐		Used ☐		Weapon 1		Weapon 3			
Completed ☒		☐ Alcohol ☐ Drugs ☐ Computers		Weapon 2					
Bias Motivation			Bias Target			Bias Circumstances		Hate Group	
Forced Entry	Type of Force		Entry		Exit		Structure Occupied		Security

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		

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OFFENDERS								
1	Name(Last, First, M) SMITH, DANIEL				DOB	Age 19	Sex M	Race B
Address				City		State	Zip	
Home Phone				UGA Affiliation STUDENT - UGA	Hair Color BLK	Eye Color BRO	Height 5'11"	Weight 228 LBS
OLN	State	Employer			Business Phone		Student of	

PROPERTY							
1	Description CLEAR PLASTIC JAR CONTAINING HASH OIL				Original /Supplemental ORIGINAL		
Make/Model		Model		Serial Number	Color BROWN	Quantity 1.00	Value
Status EVIDENCE	Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,			Owner Applied Number		NIC Number
Owner SMITH, DANIEL				Race	Sex	Age	Home Phone
Property Notes							
2	Description METAL GRINDER CONTAINING MARIJUANA				Original /Supplemental ORIGINAL		
Make/Model		Model		Serial Number	Color GREY / GREEN	Quantity 1.00	Value
Status EVIDENCE	Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,			Owner Applied Number		NIC Number
Owner SMITH, DANIEL				Race	Sex	Age	Home Phone
Property Notes							

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PROPERTY						
3	Description METAL BUTANE LIGHTER				Original /Supplemental ORIGINAL	
Make/Model		Model	Serial Number	Color SILVER	Quantity 1.00	Value
Status EVIDENCE		Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,	Owner Applied Number		NIC Number
Owner SMITH, DANIEL			Race	Sex	Age	Home Phone
Property Notes						
4	Description PACKAGE OF ROLLING PAPERS				Original /Supplemental ORIGINAL	
Make/Model		Model	Serial Number	Color BROWN /	Quantity 1.00	Value
Status EVIDENCE		Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,	Owner Applied Number		NIC Number
Owner SMITH, DANIEL			Race	Sex	Age	Home Phone
Property Notes						
5	Description FLATHEAD SCREWDRIVER WITH HASH OIL ON IT				Original /Supplemental ORIGINAL	
Make/Model		Model	Serial Number	Color SILVER /	Quantity 1.00	Value
Status EVIDENCE		Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,	Owner Applied Number		NIC Number
Owner SMITH, DANIEL			Race	Sex	Age	Home Phone
Property Notes						

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PROPERTY						
6	Description CLEAR GLASS PIPE WITH HASH OIL RESIDUE			Original /Supplemental ORIGINAL		
Make/Model		Model	Serial Number	Color	Quantity 1.00	Value
Status EVIDENCE		Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,	Owner Applied Number		NIC Number
Owner SMITH, DANIEL			Race	Sex	Age	Home Phone
Property Notes						
7	Description CLEAR GLASS MULTI PIECE PIPE			Original /Supplemental ORIGINAL		
Make/Model		Model	Serial Number	Color WHITE	Quantity 1.00	Value
Status EVIDENCE		Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,	Owner Applied Number		NIC Number
Owner SMITH, DANIEL			Race	Sex	Age	Home Phone
Property Notes ITEM WAS DAMAGED WHILE PACKAGING FOR EVIDENCE						
8	Description METAL PUSH ROD WITH GLASS HANDLE			Original /Supplemental ORIGINAL		
Make/Model		Model	Serial Number	Color MULTI-COLOR	Quantity 1.00	Value
Status EVIDENCE		Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,	Owner Applied Number		NIC Number
Owner SMITH, DANIEL			Race	Sex	Age	Home Phone
Property Notes						

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PROPERTY						
9	Description YELLOW GLASS PIPE			Original /Supplemental ORIGINAL		
Make/Model		Model	Serial Number	Color YELLOW /	Quantity 1.00	Value
Status EVIDENCE		Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,	Owner Applied Number		NIC Number
Owner SMITH, DANIEL			Race	Sex	Age	Home Phone
Property Notes						
10	Description GLASS PIPE WITH METAL SCREW DEVICE IN IT			Original /Supplemental ORIGINAL		
Make/Model		Model	Serial Number	Color YELLOW /	Quantity 1.00	Value
Status EVIDENCE		Status Date 02/01/2013 00:00:00	Status Officer (810391439) EDWARDS,	Owner Applied Number		NIC Number
Owner SMITH, DANIEL			Race	Sex	Age	Home Phone
Property Notes						

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Notes/Narratives**NARRATIVE**

On 02/01/13 at 1039 hours I initiated a traffic stop on a blue Honda Accord [REDACTED] for failure to stop at a stop sign.

Upon arriving at the suspect's vehicle and making contact with the driver, I detected the strong odor of burning marijuana. I then asked the driver to see his driver's license. The driver handed me his GA driver's license [REDACTED] I then instructed the driver to shut off his vehicle and step out of the vehicle. The driver shut off the vehicle and exited the vehicle.

The driver who seemed to be exceptionally nervous, shut the door, and locked the vehicle behind him. I told the driver that I could smell the odor of burning marijuana coming from the vehicle. The driver stated that the smell was from some friends who had smoked in the vehicle a few days prior. I then asked if he had anything on him and if we could search him. The driver stated that he would rather we didn't. The driver was then informed that we would search the vehicle based on probable cause for the smell of marijuana.

The driver was instructed to hand over his keys so that we could unlock the vehicle. The driver was then asked how to unlock the vehicle. The driver stated he did not know how to unlock the vehicle because it was not his. I then asked the driver whose vehicle it was and he stated it was his mother's. The driver was instructed to lean against the rear of his vehicle. Cpl. Robison then unlocked the vehicle and I began a search of the vehicle while Cpl. Robinson stayed with the driver.

As I began to search the vehicle I heard what sounded like a scuffle and Cpl. Robinson giving verbal commands to the driver to get on the ground. I immediately exited the vehicle to see what was happening. I observed Cpl. Robinson struggling with the driver who was trying to throw something into the woods and flee from us. I called for backup and ran towards the two of them to assist Cpl. Robinson in subduing the driver.

Upon arriving at Cpl. Robinson and the driver, they had both fallen to the ground. The driver who was still struggling to break free from Cpl. Robinson was instructed several times to stop resisting. I moved to the left side of the driver and grabbed his left arm. The driver continued to resist by attempting to push himself up with his arms and roll Cpl. Robinson off of him. I heard Cpl. Robinson yell at the driver, not to grab his gun. I then placed my right knee over the driver's left shoulder applied pressure and manipulated his left arm back and then upwards to gain control of the driver and position his arm to be hand cuffed. After gaining control of the driver and placing him in double locked hand cuffs, Sgt.

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Notes/Narratives

Graham and Cpl. D. Martin arrived on scene.

Cpl. Robinson and Sgt. Graham searched for the item that the driver attempted to conceal from us by throwing it into the woods. Cpl. Robinson was able to locate the item which turned out to be a clear plastic jar containing hashish oil. Cpl. Martin and I took the driver back to my patrol vehicle. I searched the driver and secured him in the back seat of my patrol vehicle and remained with the driver while Sgt. Graham and Cpl. Robinson searched the suspect's vehicle.

Cpl. Robinson and Sgt. Graham located 5 glass pipes with hashish oil residue on them, a butane torch style lighter, a metal grinder with marijuana in it, a flat head screwdriver with hashish oil residue on it, a metal push rod with hashish oil residue on it, and package of rolling papers.

The vehicle was towed by [REDACTED] Barrett's towing. The driver sustained minor scratches to his face during the incident. The driver also complained of being nauseous and feeling faint. The driver refused treatment by EMS. No photographs were taken of the driver's injuries.

The driver was then transported to the University of Georgia Police department where the hashish oil was tested with a field test kit. The field test returned a presumptive positive result for THC. Photographs of the items in the vehicle were taken and the items were taken into evidence and secured in evidence locker [REDACTED]. One of the glass pipes was damaged while packaging it for evidence.

The driver was then transported to the Clarke County Jail where he was charged with felony possession of schedule one drug O.C.G.A. 16-13-30, felony tampering with evidence O.C.G.A. 16-10-94, obstruction O.C.G.A. 16-10-24(A), failure to stop at a stop sign O.C.G.A. 40-6-72(b), and possession of drug related objects O.C.G.A. 16-13-32.2. The driver was left with the deputies on duty along with his belongings. MVR is available for this incident in vehicle 94817.

CONTINUATION

[EMPTY]

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