



20-29815

OHIO DEPARTMENT OF PUBLIC SAFETY
BUREAU OF MOTOR VEHICLESREPORT OF LAW ENFORCEMENT OFFICER ADMINISTRATIVE LICENSE SUSPENSION /
NOTICE OF POSSIBLE CDL DISQUALIFICATION / IMMOBILIZATION / FORFEITURE

A. NAME <u>Andrea C Martin</u>		DRIVER LICENSE # <u>RU349171</u>		CLASS <u>D</u>	STATE <u>OH</u>
CURRENT STREET ADDRESS (AS VERIFIED BY OFFICER) <u>195 Clairmont Ave</u>					
CITY <u>Springfield</u>		OHIO COUNTY OF RESIDENCE <u>Clark</u>		STATE <u>Ohio</u>	ZIP CODE <u>45505</u>
DATE OF BIRTH <u>11-1-79</u>		4 DIGIT COURT CODE <u>1220</u>		COUNTY OF VIOLATION <u>Clark</u>	
DATE OF VIOLATION <u>7/28/20</u>		TIME OF VIOLATION <u>1247</u> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM		PLACE OF TEST <u>CCSO</u>	
DATE OF REFUSAL OR TEST <u>7/28/20</u>		TIME OF REFUSAL OR TEST <u>0135</u> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM		YEAR <u>2012</u>	MAKE <u>Ford</u>
VEHICLE OWNER'S NAME <u>Andres Prince Aerial Walker</u>		DATE OF BIRTH <u>2-15-00</u>		LICENSE PLATE # <u>AW2K00L</u>	TYPE PLATE <u>PC</u>
CITY <u>Springfield</u>		STATE <u>Ohio</u>		STREET ADDRESS <u>195 Clairmont Ave</u>	STATE <u>Oh</u>
VEHICLE STORED AT (STREET ADDRESS) <u>RTD - left at scene</u>		CITY <u>Springfield</u>		ZIP CODE <u>45505</u>	

B. Officer to Complete for All OVI Physical Control Arrests:

Circle arrest type: OVI Physical Control

The driver:

- ☒ Refused to submit to test (s).
☐ Submitted to test (s). 0 % alcohol test result
☒ Circle test type for which results were reported:
Whole Blood, Breath, Urine, Blood Serum, or Blood Plasma
☒ Was placed under an Administrative License Suspension (R.C. 4511.191)
☒ License was seized
☒ Offender was provided a copy of this form at the time of arrest.

I requested the driver, by reading advice on the back, to submit to a chemical test (s) for alcohol and / or for the presence of any controlled substance or metabolite. My reasonable grounds for OVI / Physical Control arrest before test were: slow slurred speech, Red

- Blood shot eyes, unsteady on feet
☐ Subject tested for controlled substance or metabolite. Circle test type for which controlled substance or metabolite results were reported: Urine, Whole Blood, Blood Serum, or Blood Plasma.
☐ Specify controlled substance and / or metabolite results:
☐ Subject tested positive for prohibited level of marijuana metabolite (specify amount)
☐ and was under the influence of alcohol and / or a drug of abuse.
☐ Alcohol, controlled substance or metabolite test result received on _____ Subject served with notice of Administrative License Suspension on _____
☐ Reasonable means officer used to ensure offender submitted to a chemical test were:

C. Officer to Complete Applicable Vehicle Sanctions:

- ☐ License plate(s) seized
☐ Vehicle seized under R.C. 4511.195 (OVI)

- ☒ Vehicle seized under R.C. 4510.41 only (DUS or wrongful entrustment of a motor vehicle) If so, Do not mail this form to the BMV
☐ Vehicle subject to immobilization
☐ Vehicle subject to forfeiture

D. Officer to Complete if Offender is the holder of a commercial driver license or was Operating a Commercial Vehicle:

- ☐ Read and showed advice to offender (R.C. 4506.17)
☐ Refused to submit to test(s)
☐ Submitted to test(s) 0 % alcohol test result
(Circle One) Whole Blood, Breath, Urine, Blood Serum, or Blood Plasma
☐ Prohibited Alcohol Content without OVI charge

- ☐ Prohibited Alcohol Content with OVI charge
☐ Commercial vehicle per definition (R.C. 4506.01(E))
☐ 24-hour out-of-service order
☐ CDL to be disqualified
☐ CDL seized
☐ Hazardous material
☐ Operated a commercial vehicle under the influence of a controlled substance

E. The advice on the back of this form was read to me and I have received a copy of this form.

X Refuses DRIVER'S SIGNATURE ☒ REFUSED TO SIGN

F. Complete Below Only for an OVI / Physical Control ARREST:

We, the undersigned, certify that the advice prescribed by the General Assembly (under R.C. 4511.191 and R.C. 4511.192), was shown to the person under arrest and read to him or her in the presence of the arresting officer and one other person.

X [Signature]
ARRESTING OFFICER'S SIGNATURESpringfield Police Division OHIO 1302
ENFORCEMENT AGENCY N.C.I.C. #130 N. Fountain Ave
OFFICER'S BUSINESS STREET ADDRESSX [Signature]
WITNESS'S SIGNATURESpringfield OHIO 45502
CITY STATE ZIP CODE

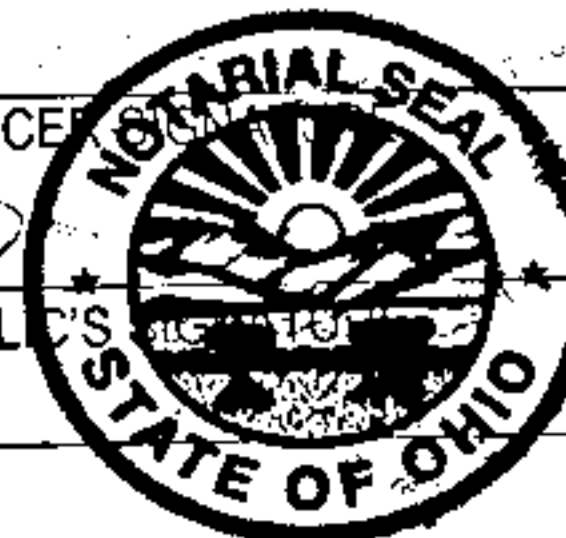
COMPLETE BELOW ONLY ON OVI ARREST, PHYSICAL CONTROL ARREST, OR ARREST INVOLVING COMMERCIAL VEHICLE. AFFIDAVIT OF ARRESTING OFFICER:

STATE OF OHIO, COUNTY OF Clark

I certify I arrested the person, having had reasonable grounds to believe the person was operating a vehicle upon a highway, or upon public or private property used by the public for vehicular travel or parking in the State of Ohio, under the influence of alcohol and / or drugs of abuse, in physical control of a vehicle while under the influence of alcohol and / or drugs of abuse, or with a prohibited concentration of alcohol in the whole blood, blood serum, blood plasma, breath or urine. I advised the person in the prescribed manner of the consequences of a refusal or a test. The person either refused the test, or was under arrest for OVI and took the test and had a prohibited concentration of alcohol in the whole blood, blood serum, blood plasma, breath or urine (all as described above). In the case of a commercial vehicle (if applicable) I had reasonable grounds to believe the person was driving a commercial motor vehicle in the State of Ohio in violation of section 4506.15 of the Ohio Revised Code. The information contained on this form is true to the best of my knowledge and belief.

X [Signature]
ARRESTING OFFICER SIGNATUREX
PEACE OFFICERSworn to before me this 28 day of July, 2020X
NOTARY PUBLIC'S SIGNATURE

City of _____



DEREK J. SMITH
Notary Public, State of Ohio
My Commission Expires:
Date: 13/24/25

X
DEPUTY CLERK OF COURT'S SIGNATURE

PUBLIC

White / Original - BMV Canary - Law Enforcement Pink - Court Goldenrod - Offender

CONSEQUENCES OF TEST AND REFUSAL (R.C. 4511.192) (MUST BE READ TO OFFENDER)

"You now are under arrest for (specifically state the offense under state law or a substantially equivalent municipal ordinance for which the person was arrested) operating a vehicle under the influence of alcohol, a drug, or a combination of them, open container, or a listed metabolite of a controlled substance; operating a vehicle after underage alcohol consumption; or having physical control of a vehicle while under the influence. Your driving privileges are suspended immediately, and you will have to pay a fee to have the privileges reinstated. If you have a commercial driver license and refuse to submit to the test or tests you will immediately be placed out-of-service for twenty-four hours; you will be disqualified from operating a commercial motor vehicle for a period of not less than one year; and you will be required to surrender your commercial driver license to me."

"If you have a prior conviction of OVI, OVUAC, or operating a vehicle while under the influence of a listed controlled substance or a listed metabolite of a controlled substance under state or municipal law within the preceding twenty years, you will face increased penalties if you subsequently are convicted of the state OVI."

"If you have previously pled guilty or been convicted of two or more OVI'S, OVUAC's, or equivalent offenses in the previous ten years, or pled guilty or been convicted of a felony of any of the above offenses, I am authorized to use whatever reasonable means are necessary to ensure that you submit to a chemical test."

(Read this part unless the person is under arrest for solely having physical control of a vehicle while under the influence.) "If you take any chemical test required by law and are found to be at or over the prohibited amount of alcohol, a controlled substance, or a metabolite of a controlled substance in your whole blood, blood, serum or plasma, breath, or urine as set by law, your Ohio driving privileges will be suspended immediately, and you will have to pay a fee to have the privileges reinstated."

"If you take a chemical test, you may have an independent chemical test taken at your own expense."

CONSEQUENCES OF TEST AND REFUSAL – OUT-OF-SERVICE (R.C. 4506.17) (MUST BE READ TO THE HOLDER OF A COMMERCIAL DRIVER LICENSE OR IS DRIVING A COMMERCIAL MOTOR VEHICLE)

"I am a law enforcement officer; I have probable cause to stop or detain you for operating a motor vehicle in violation of section 4506.15 of the Ohio Revised Code. For the purpose of determining your alcohol concentration or the presence of any controlled substance, you are being placed out-of-service for twenty-four hours; you will be disqualified from operating a commercial motor vehicle for a period of not less than one year; and you will be required to surrender your commercial driver license to me."

ADDITIONAL INFORMATION**IMMOBILIZATION OR FORFEITURE UPON OVI ARREST (R.C. 4511.195)**

If you have previously been convicted of operating a motor vehicle under the influence of alcohol, a drug, or a combination of them, or a listed metabolite of a controlled substance, the vehicle and its license plates may be seized. The vehicle may be towed and kept by the law enforcement agency or may be immobilized. The period of time for which the vehicle and license plates will be kept or immobilized may be at least until the initial appearance in court. At the initial appearance the court may order that the vehicle and license plates be returned or released to the vehicle owner until the disposition of the charge. If you are convicted of or plead guilty to OVI, the court may issue an order of immobilization of the vehicle and the impoundment of its license plates. Upon a third conviction of OVI (R.C. 4511.19), or similar municipal ordinance, the vehicle and its license plates have been seized and that the owner may be able to obtain the return or release of the vehicle and plates at your initial appearance in court.

OFFENDERS ARRESTED FOR DRIVING UNDER SUSPENSION OR WRONGFUL ENTRUSTMENT OF A MOTOR VEHICLE (R.C. 4511.203)

If you are charged for driving under an OVI suspension, (R.C. 4510.14), or wrongful entrustment of a motor vehicle, (R.C. 4511.203), the vehicle and its license plates may be seized, and the vehicle may be towed and kept by the law enforcement agency. Any period of seizure will be at least until your initial appearance in court. At the initial appearance the court may order that the vehicle and license plates be returned or released to the vehicle owner. If you are convicted of driving under suspension, or of wrongful entrustment of a vehicle, the court may issue an order of immobilization of the vehicle and impoundment of its license plates. Upon a third conviction of OVI (R.C. 4511.19), or a municipal ordinance similar to one of the above, the vehicle and its license plates have been seized and that the owner may be able to obtain the return or release of the vehicle and plates at your initial appearance in court.

IF YOU HAVE A COMMERCIAL DRIVER LICENSE OR YOU WERE OPERATING A COMMERCIAL MOTOR VEHICLE:

- A. To appeal your disqualification, you must prepare a WRITTEN request for an Administrative Hearing and submit the request by REGISTERED or CERTIFIED MAIL within 30 days of your refusal or test date (see reverse side of this document). Mail your request to:
- Ohio Bureau of Motor Vehicles
Attn.: CDL / OSP
P.O. Box 16784
Columbus, Ohio 43216-6784
- B. You may appeal this SUSPENSION in court at the time of your initial appearance. Even though you may appeal this suspension, your driving privileges will still be suspended.

NOTICE OF SUSPENSION (R.C. 4511.192)

Independent of any penalties or sanctions imposed upon you pursuant to any section of the Revised Code or municipal ordinance, your driver license or permit, or nonresident operating privilege is now suspended. The suspension takes effect immediately. The suspension will last at least until your initial appearance on the charge, which will be held within five days after the date of this arrest or the issuance of a citation to you. You may appeal the suspension at the initial appearance before the court that hears the charges against you that resulted from the arrest, or during the period of time ending 30 days after that initial appearance.

FOR REFUSAL

(Based on prior refusals, convictions, and guilty pleas within 10 years)

No priors 1 year
One prior 2 years
Two priors 3 years
Three or more priors 5 years

LENGTH OF SUSPENSION**PHYSICAL CONTROL OFFENDER)**

(specifically state the offense under state law or a substantially equivalent municipal ordinance for which the person was arrested) operating a vehicle while under the influence of a listed controlled substance or a listed metabolite of a controlled substance; operating a vehicle after underage alcohol consumption; or having physical control of a vehicle while under the influence. Your driving privileges are suspended immediately, and you will have to pay a fee to have the privileges reinstated. If you have a commercial driver license and refuse to submit to the test or tests you will immediately be placed out-of-service for twenty-four hours; you will be disqualified from operating a commercial motor vehicle for a period of not less than one year; and you will be required to surrender your commercial driver license to me."

"If you have a prior conviction of OVI, OVUAC, or operating a vehicle while under the influence of a listed controlled substance or a listed metabolite of a controlled substance under state or municipal law within the preceding twenty years, you will face increased penalties if you subsequently are convicted of the state OVI."

"If you have previously pled guilty or been convicted of two or more OVI'S, OVUAC's, or equivalent offenses in the previous ten years, or pled guilty or been convicted of a felony of any of the above offenses, I am authorized to use whatever reasonable means are necessary to ensure that you submit to a chemical test."

(Read this part unless the person is under arrest for solely having physical control of a vehicle while under the influence.) "If you take any chemical test required by law and are found to be at or over the prohibited amount of alcohol, a controlled substance, or a metabolite of a controlled substance in your whole blood, blood, serum or plasma, breath, or urine as set by law, your Ohio driving privileges will be suspended immediately, and you will have to pay a fee to have the privileges reinstated."

"If you take a chemical test, you may have an independent chemical test taken at your own expense."

MUST BE READ IN ADDITION TO THE ABOVE TO AN OFFENDER WHO IS DRIVING A COMMERCIAL MOTOR VEHICLE)

"I am a law enforcement officer; I have probable cause to believe you were operating a motor vehicle in violation of section 4506.15 of the Ohio Revised Code. For the purpose of determining your alcohol concentration or the presence of any controlled substance, you are being placed out-of-service for twenty-four hours; you will be disqualified from operating a commercial motor vehicle for a period of not less than one year; and you will be required to surrender your commercial driver license to me."

ADDITIONAL INFORMATION FOR OFFENDER

If you have previously been convicted of operating a motor vehicle under the influence of alcohol, a drug, or a combination of them, or a listed metabolite of a controlled substance, the vehicle and its license plates may be seized. The vehicle may be towed and kept by the law enforcement agency or may be immobilized. The period of time for which the vehicle and license plates will be kept or immobilized may be at least until the initial appearance in court. At the initial appearance the court may order that the vehicle and license plates be returned or released to the vehicle owner until the disposition of the charge. If you are convicted of or plead guilty to OVI, the court may issue an order of immobilization of the vehicle and the impoundment of its license plates. Upon a third conviction of OVI (R.C. 4511.19), or similar municipal ordinance, the vehicle and its license plates have been seized and that the owner may be able to obtain the return or release of the vehicle and plates at your initial appearance in court.

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Ohio Bureau of Motor Vehicles
Attn.: CDL / OSP
P.O. Box 16784
Columbus, Ohio 43216-6784

B. You may appeal this SUSPENSION in court at the time of your initial appearance. Even though you may appeal this suspension, your driving privileges will still be suspended.

Independent of any penalties or sanctions imposed upon you pursuant to any section of the Revised Code or municipal ordinance, your driver license or permit, or nonresident operating privilege is now suspended. The suspension takes effect immediately. The suspension will last at least until your initial appearance on the charge, which will be held within five days after the date of this arrest or the issuance of a citation to you. You may appeal the suspension at the initial appearance before the court that hears the charges against you that resulted from the arrest, or during the period of time ending 30 days after that initial appearance.

FOR REFUSAL

(Based on prior refusals, convictions, and guilty pleas within 10 years)

No priors 90 days
One prior 1 year
Two priors 2 years
Three or more priors 3 years

SPRINGFIELD-CLARK COUNTY LAW ENFORCEMENT ARREST REPORT

☒ SPD ☐ OSP
☐ CCSSO ☐ Other

2. CASE NUMBER 2020-00029815		3. ARREST NUMBER		4. RESERVED FOR COURT USE	
5. NAME LAST FIRST MIDDLE JR., SR., ETC. MARTIN, ANDREA, C					
6. ALIAS <input checked="" type="checkbox"/> NONE				7. PHONE <input type="checkbox"/> NONE	
8. ADDRESS 19 S CLAIRMONT Avenue			9. APT.	10. CITY SPRINGFIELD	11. STATE OH
12. ZIP 45504-		13. DATE OF BIRTH 11/01/1979		14. AGE 40	15. PLACE OF BIRTH-CITY & STATE RIVERSIDE CALIFORNIA
16. RACE <input checked="" type="checkbox"/> BLACK <input type="checkbox"/> WHITE <input type="checkbox"/> HISPANIC <input type="checkbox"/> AM INDIAN <input type="checkbox"/> ASIAN <input type="checkbox"/> OTHER		17. SEX <input checked="" type="checkbox"/> FEMALE <input type="checkbox"/> MALE		18. HAIR <input checked="" type="checkbox"/> BLK <input type="checkbox"/> BLN <input type="checkbox"/> GRY <input type="checkbox"/> MXD <input type="checkbox"/> BLD <input type="checkbox"/> BRD <input type="checkbox"/> RED <input type="checkbox"/> OTHER	
19. EYES <input checked="" type="checkbox"/> BRO <input type="checkbox"/> BLU <input type="checkbox"/> GRN <input type="checkbox"/> GRY <input type="checkbox"/> HAZ <input type="checkbox"/> OTHER		20. HEIGHT 504		21. WEIGHT 180	22. BUILD <input checked="" type="checkbox"/> MEDIUM <input type="checkbox"/> SMALL <input type="checkbox"/> LARGE
23. DRIVERS LICENSE RU349171		24. STATE OH	25. SOCIAL SECURITY NUMBER		26. STATE ID NUMBER (BCI)
27. FBI NUMBER		28. PLACE OF EMPLOYMENT NONE			29. BUSINESS PHONE <input type="checkbox"/> NONE
30. EMPLOYMENT ADDRESS			31. APT.	32. CITY	33. STATE
34. ZIP		35. VEH LIC # AW2KOOL		36. STATE OH	37. VEH LIC TYPE PASSENGER CAR
38. VEH YEAR 2012		39. VEH MAKE Ford	40. VEH MODEL FUS		41. STYLE 4 Door
42. COLOR SILVER		43. VIN 3FAHP0HA0CR445263		44. IDENTIFIERS <input type="checkbox"/> NONE	
45. ARREST DATE 07/28/2020		46. ARREST TIME 01:03	47. BOOK DATE		48. BOOK TIME
49. BOOK OFFIC. EMP#		50. BOOK OFFICER NAME		51. ARREST LOCATION W MAIN Street SPRINGFIELD, OH 45505-	
52. APT.		53. TYPE <input checked="" type="checkbox"/> ON VIEW <input type="checkbox"/> WARRANT	54. DISPOSITION <input type="checkbox"/> JAIL <input checked="" type="checkbox"/> ORDERED IN <input type="checkbox"/> POSTED BOND \$		55. COURT DATE 07/28/2020
56. VIOLATION CODE/SECTION		57. CHARGE DESCRIPTION		58. CITE/CASE#	59. BADGE # 60. ARR OFF. NAME-AFFIANT
1 <input type="checkbox"/> FEL. <input checked="" type="checkbox"/> RC 4511.19(A)(1)(A)		UNDER INFLUENCE ALCOHOL/DRUGS REFUSAL/NO TEST		294354	763\ IVORY, GREGORY, V,
2 <input type="checkbox"/> FEL. <input checked="" type="checkbox"/> RC 4510.12A1		DRIVER'S LICENSE LAW NO O.L.		294354	763\ IVORY, GREGORY, V,
3 <input type="checkbox"/> FEL. <input checked="" type="checkbox"/> RC 4510.111A		DUS OL FORFEITURE FAILURE TO PAY CHILD SUPPORT		294354	763\ IVORY, GREGORY, V,
4 <input type="checkbox"/> FEL. <input type="checkbox"/> RC 313.03C1		STOPPING ON A RED LIGHT		294354	763\ IVORY, GREGORY, V,
5 <input type="checkbox"/> FEL. <input type="checkbox"/> RC					
6 <input type="checkbox"/> MIS. <input type="checkbox"/> OR					
61. TRANSPORTING OFFICER 704\ CANTER, SHAWN, M,		62. BADGE # <input type="checkbox"/> SAME AS AFFIANT		63. TRANSPORTING OFFICER 763\ IVORY, GREGORY, V,	
64. BADGE #		65. BADGE #		66. CAD# 312L	
67. ARRESTEE <input type="checkbox"/> SICK <input checked="" type="checkbox"/> N/A <input type="checkbox"/> INJURED		68. TREATED BY		69. TRANSP TO HOSPITAL BY	
70. HOSPITAL		71. DOCTOR		72. DESCRIPTION OF INJURY/INFLUENCE CONDITION Bloodshot glossy eyes Slow slurred speech, Deliberate Movements & Speech, Unsteady on feet	
73. ARRESTEE ON <input type="checkbox"/> PAROLE <input checked="" type="checkbox"/> NA <input type="checkbox"/> PROBATION		74. OFFENSE		75. PAROLE/PROBATION OFFICER <input type="checkbox"/> UNKNOWN	
76. PHONE		77. PHONE		78. ARRESTEE JUVENILE? PARENT OF LEGAL GUARDIAN NAME & ADDRESS <input checked="" type="checkbox"/> NA	
79. PHONE		80. PHONE		81. ARRESTED JUVENILE DISPOSITION <input type="checkbox"/> RELEASED TO PARENT <input type="checkbox"/> PLACED IN DH <input type="checkbox"/> TAKEN TO HQ <input type="checkbox"/> OTHER	
82. PARENTS NOTIFIED BY <input type="checkbox"/> BY ARRESTING OFFICER <input type="checkbox"/> BY DISPATCHER <input type="checkbox"/> BY DH PERS. <input type="checkbox"/> BY TRANSFER OFFICER <input type="checkbox"/> OTHER		83. DATE NOTIFIED		84. COPY OF AFFIDAVIT GIVEN TO ARRESTEE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
85. CONTRABAND/FORFEITURE PROPERTY <input checked="" type="checkbox"/> NA		86. PROPERTY HAS BEEN SEIZED AS CONTRABAND AND/OR FOR FORFEITURE IN RELATION TO THIS ARREST. SEE ATTACHED PROPERTY RECEIPT AND/OR TOW REPORT.		87. PROPERTY HAS BEEN SEIZED AS CONTRABAND AND/OR FOR FORFEITURE IN RELATION TO THIS ARREST. SEE ATTACHED PROPERTY RECEIPT AND/OR TOW REPORT.	

SPRINGFIELD-CLARK COUNTY LAW ENFORCEMENT ARREST REPORT

68. CASE NUMBER 2020-00029815	69. ARRESTEE NAME MARTIN, ANDREA, C	67. ADDITIONAL ARRESTEE NAME <input checked="" type="checkbox"/> NONE
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WITNESSES TO BE SUBPOENAED AT TIME OF TRIAL. IF THERE IS NO HOME OR WORK PHONE, TRY TO OBTAIN A PHONE NUMBER FOR MESSAGES.

88. NAME	89. ADDRESS	90. ZIP	91. HOME PHONE	92. WORK PHONE
1 OFFICER S. CANTER	130 N FOUNTAIN AVENUE	45502-	<input checked="" type="checkbox"/> NONE	<input type="checkbox"/> NONE (937)324-7685
2 OFFICER G. IVORY	130 N FOUNTAIN AVENUE	45502-	<input checked="" type="checkbox"/> NONE	<input type="checkbox"/> NONE (937)324-7685
3			<input type="checkbox"/> NONE	<input type="checkbox"/> NONE
4			<input type="checkbox"/> NONE	<input type="checkbox"/> NONE
5			<input type="checkbox"/> NONE	<input type="checkbox"/> NONE

93. CRASH OCCUR? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	94. OH-1 COMPLETED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	94. ARRESTEE HAVE INS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	95. AFFIANT WITNESSED DRIVING? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	96. IF NOT, WHO WITNESSED DRIVING? N/A	97. VEH. SEARCHED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
99. VEH. DISPOSITION? <input type="checkbox"/> IMP <input checked="" type="checkbox"/> RTO	100. IF NO ONE WITNESSED DRIVING, HOW IS THE EXACT TIME OF VEHICLE OPERATION ESTABLISHED? N/A		101. OVI/IMPAIRED DRIVER REPORT PREPARED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		102. VEH. HELD FOR PRINTS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
103. WHERE WAS THE VEHICLE TOWED TO? <input type="checkbox"/> N/A N/A			104. WAS THE VICTIM ADVISED OF THEIR RIGHTS & GIVEN THE VICTIM RIGHTS FORM? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		
105. DID THE ARRESTEE MAKE AN ADMISSION OF GUILT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		106. DID THE ARRESTEE MAKE A STATEMENT? TYPE: <input checked="" type="checkbox"/> VERBAL <input type="checkbox"/> WRITTEN <input type="checkbox"/> TAPED AUDIO <input type="checkbox"/> OTHER		107. WRITTEN SUMMARIES OF STATEMENTS PREPARED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
108. ARRESTEE IDENTIFIED BY WITNESS? <input checked="" type="checkbox"/> AT SCENE <input type="checkbox"/> TAKEN BACK TO SCENE		109. PHOTOS OF SCENE-VICTIM? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		110. SCENE PROCESS FOR PRINTS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
112. PROPERTY RECEIPT # N/A		113. COPY OF RECEIPT OR INVENTORY ATTACHED? <input checked="" type="checkbox"/> N/A <input type="checkbox"/> YES <input type="checkbox"/> NO-IF NO, LIST PROPERTY.			
114. WERE ANY PHYSICAL OR MENTAL EXAMINATIONS OR SCIENTIFIC TESTS CONDUCTED IN CONNECTION WITH THIS CASE? <input type="checkbox"/> YES-SPECIFY <input checked="" type="checkbox"/> NO			115. DOES THE ARRESTEE HAVE A PRIOR CON-ACTION RECORD RELATED TO THIS ARREST? <input type="checkbox"/> YES-SPECIFY <input checked="" type="checkbox"/> NO		

116. SYNOPSIS OF EVENT. BRIEF AND TO THE POINT.
The defendant was arrested for OVI and No Operator's License, and was also cited for DUS (Forfeiture) and a Red Light Violation, during a traffic stop.

117. STATEMENT OF FACT- IN CHRONOLOGICAL ORDER WRITE WHAT HAPPENED. WHAT WAS THE REASON FOR THE INITIAL CONTACT WITH THE ARRESTEE? WHAT PROBABLE CAUSE JUSTIFIED THE ARREST? LIST THE ELEMENTS OF THE OFFENSE(S). WHAT CAN EACH WITNESS TESTIFY TO?

On 07-28-2020 at approximately 0047hours, Officer S. Canter and Officer G. Ivory were travelling westbound on W. Main Street, in the center straight lane, nearing S. Yellow Springs Street. Both Officers heard a vehicle to the drivers side of their marked Springfield Police Division patrol car, #20, as Officer S. Canter had his drivers side window down. The vehicle was accelerating as it passed Officers, who were driving through the intersection with a green traffic signal. The vehicle had driven through a left turn only traffic lane, which had a solid red traffic signal and swerved in front of Officers patrol car to continue westbound on W. Main Street. Officers observed the rear of the vehicle and noticed that it appeared to not have any working lights to the rear, and no license plate light. Officers advised dispatch that they would be conducting a traffic stop on the vehicle as it continued westbound on W. Main Street, approaching N. Light Street. The vehicle was a 2012 Ford Fusion, 4 door, Silver, Ohio license plate # AW2KOOL.

Officers activated their overhead emergency lights and initiated a traffic stop on the vehicle. The driver of the vehicle, later identified as Andrea C. Martin, immediately pulled over to the north curb in the 700 block of W. Main Street. Upon initial contact with Ms. Martin, Officer S. Canter asked her for her drivers license and proof of insurance. Ms. Martin responded "Ok" and then picked up her cell phone and began to use her cell phone. Officer S. Canter asked her several more times for her license and proof of insurance and she began to go through her pocketbook. Ms. Martin initially passed over her drivers

118. OFFICER COMPLETING FORM 763\ IVORY, GREGORY, V,	DATE 7/28/2020	119. SUPERVISOR APPROVING FORM AND WITNESS LIST 815\ SMITH, DEREK, ,
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Arrest Report v1 2020-00029815

(Narrative Continued)

license while checking through her pocketbook, as Officer S. Canter watched. Ms. Martin finally found her drivers license and handed it to Officer S. Canter. She then began to look for her proof of insurance. Ms. Martin checked through her glove box and purse, but was unable to find proof of insurance. Officer S. Canter asked her if she was having a medical emergency she was observed to have and she responded "I had to dookie" and Officer S. Canter asked again and she responded "I had a dookie hanging". Officer S. Canter then asked her about her personal information in order to confirm what information was on her Drivers License, and she ignored him as she continued to use her phone. After several attempts to get her attention, she responded, "are you talking to me?" At this point, Officer S. Canter asked Ms. Martin for her Social Security Number, and she gave him "292" and then "292" and a third time "292", and didn't finish her SSN. As Officer S. Canter was speaking with Ms. Martin, dispatch advised that Ms. Martin was suspended and she responded with "what im suspended, I know Im suspended".

At this point, Officer S. Canter called Officer G. Ivory over to the drivers side of the vehicle and Officer G. Ivory began to speak with her. Officer G. Ivory asked Ms. Martin if she had been drinking and she denied drinking. Officer G. Ivory explained to her why he believed that she may be intoxicated, and Ms. Martin began using her cell phone and made a phone call. Ms. Martin used her cell phone and spoke with someone. During the phone call, she stated that she was on E. Main Street 2 different times. Ms. Martin was observed to have slow deliberate movements, slurred speech, and glossy bloodshot eyes. Officer G. Ivory asked her again for her proof of insurance and she attempted to find it in her glove box and in the assorted paperwork strewn about on her passenger seat. She kept saying that she had All State insurance, and then used her phone in an attempt to find the insurance for her vehicle. Officer G. Ivory asked her if she was willing to take the Standard Field Sobriety Tests. Ms. Martin stared at Officer G. Ivory for several seconds and then used her phone again. Officer G. Ivory asked Ms. Martin to exit the vehicle to see if she would be willing to perform the SFST's.

Officer G. Ivory and Officer S. Canter walked with Ms. Martin to the north side sidewalk, and as she rounded the rear of her vehicle, she leaned with all of her body weight on her vehicle for balance. Officer G. Ivory asked her again if she would be willing to perform the SFST's, and at that moment, she received a phone call on her cell phone that she had in her hand. Ms. Martin held her left arm up, and extended index finger toward Officer G. Ivory as if to silence him so she could talk on her cell phone. Officers allowed her to use her cell phone in which they observed her slow, deliberate, slurred speech during the conversation. Once off of the phone, Officer G. Ivory asked her again if she would be willing to take the SFST's and she attempted to record their interaction on her cellphone. Ms. Martin refused to take the SFST's. Officers decided that based on the evidence they had at this point, Ms. Martin was placed under arrest.

Officer G. Ivory was able to handcuff Ms. Martin without further incident. Officers walked her to the rear passenger side of their marked SPD patrol car, and placed her in the vehicle without incident. Almost immediately Ms. Martin began to cry and become very emotional. Ms. Martin was angry that Officers "had nothing better to do", and was upset that she was "arrested for a traffic ticket". As Officers were gathering their paperwork and locking her vehicle, Ms. Martin wept. She complained about numerous things about the Officers who arrested her and demanded to speak with a Police Supervisor. Officers advised dispatch that they would be on their way to Police Headquarters.

Officers arrived at Police Headquarters a short time later and Ms. Martin started to call Officers "crackers" and once she exited their marked patrol car she continued to berate Officers and their ethnicity. This continued as Officers walked with Ms. Martin into the

Arrest Report v1 2020-00029815

(Narrative Continued)

basement of Police Headquarters, into the elevator and finally into the front lobby of Police Headquarters. Ms. Martin stated that she knew Officer G. Ivory from prior dealings, but refused to say how she knew him. Officer D. Allen had to take Ms. Martin's temperature due to the Covid restrictions before she was taken to the workroom in Police Headquarters.

Once in the workroom, Ms. Martin's demeanor changed once again. Officer G. Ivory provided Ms. Martin a copy of the BMV 2255, and read the required portion to her, as Officer S. Canter witnessed. Officer G. Ivory explained the penalty portion of the form to her as well, several times, and asked her if she was willing to take a chemical test, (breath test). Ms. Martin refused to take a chemical test.

Officers were able to make contact with Ms. Martin's sister and she stated that she would make arrangements for a family member to pick her up from Police Headquarters. As Ms. Martin sat in the workroom, Sergeant D. Smith came to speak with her as she requested. By this time, Ms. Martin's behavior had changed yet again and she was happy with Officers. Ms. Martin declined to speak with Sergeant D. Smith at this time. Officers completed the necessary paperwork for Ms. Martin in a timely manner, and explained her citation with her as she was being released to her family a short time later.

Ms. Martin was charged with OVI, No Operator's License, Driving Under Suspension (Forfeiture 10-24-19--INDEF) and a Red Light Violation. She was not processed at the time of this arrest due to the Covid 19 policies at the Clark County Jail.

Officers completed video request forms for both their marked patrol car, #20 and the video from Police Headquarters workroom area. The videos should be available upon request.

Interrogation Room Video Request

Uniform Patrol Request – Submit form to Administrative Lieutenant

Date of Request: 7-28-20

Request made by: SM Carter

Case # 20-29815

Date of Interview: 7-28-20

Time Placed in Interview Room: 0145

Time Removed From Interview Room: 0200

Person(s) being interviewed: Andrea C. Martin

Brief description of subject interviewed including clothing.

Black Female white muscle shirt Black leggings

Crime(s) being investigated: OVI / DUS / No OL / Red Light

Location of Interview:

- ☒ Patrol Work Area
- ☐ Room #231 (Main)
- ☐ Room #220 (Invest South)
- ☐ Room #223 (Invest North)

Return Information

To Requestor: _____

From: _____

Results: *Copy to Investigations*

Copy to Court

Other (see below)

In-Car Camera Video Request / Repair
Submit form to Administrative Lieutenant

Cruiser # 20

Date of Request: 7-28-20

Request made by: SMCarter NWS Username: PD SMC

Complete for Video Segment Request

Case # 20-29815 ☐ Pursuit

Date of Incident: 7-28-20

Approx time of Incident: 0047

Officer(s) present: G Ivory / SMCarter

If arrest made: Subject(s) Andrew C. Martin

If arrest made: Charge(s) OVI (DUS / No OL / Red Light

Suspect vehicle description and/or description of event you are looking for: _____

2012 Ford Fusion 4dr Gray (OL# AW2K00L)

Complete for In-Car Camera Repair

☐ Black Screen "DC" Icon ☐ Unable to log-on ☐ Random Record

☐ Other (explain) _____

Return Information –Completed by Admin Lt.

To Requestor: _____

Results: Downloaded: Avail if needed. Copy to Investigations Other (see below)

STATE OF OHIO SPRINGFIELD CITY ☒ Village ☐ Township TICKET # 294354NAME ANDREA C. MARTIN CASE # 20-29815STREET 19 S. CLAREMONT AvenueCITY, STATE Springfield OH ZIP 45505

OPERATOR LICENSE / STATE ID # <input type="checkbox"/> None*		BIRTH DATE	ISSUE DATE	STATE
<u>Ru 349171</u>		<u>11-01-79</u>	<u>11-10-17</u>	<u>OH</u>
CLASS	EXPIRES	ENDORSEMENT(S)/RESTRICTION(S)		SS# (last 4 digits)
<u>D</u>	<u>11-1-21</u>	<input type="checkbox"/> CDL <input type="checkbox"/> MC <input type="checkbox"/> Other		<u>0594</u>
SEX	HEIGHT	WEIGHT	EYES	HAIR
<u>F</u>	<u>5'4</u>	<u>180</u>	<u>Bro</u>	<u>Blk</u>
FINANCIAL RESPONSIBILITY PROOF?				
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A				
If no OL/State ID, REQUIRED documentation attached: <input type="checkbox"/> Yes				

TO DEFENDANT: COMPLAINT ON 7-28-20 AT 00470 AM/PM, YOUOperated ☒ Passenger ☐ Motorcycle ☐ Bicycle ☐ Other☐ Commercial DOT# ☐ >26,001 lbs. ☐ <16 Pass. Bus ☐ >16 Pass. Bus ☐ Haz. Mat.VEHICLE: YEAR 12 MAKE FORD MODEL FUSIONCOLOR Silver LICENSE # AW2K00L STATE OHUPON A PUBLIC HIGHWAY, NAMELY W. MAIN STREETAT/NEAR 5. Yellow Springs street (M.P.)IN THE CITY OF SPFLD IN CLARKCOUNTY (NO.), 12 STATE OF OHIO AND COMMITTED THE FOLLOWING OFFENSE(S).

SPEED: <u>MPH</u> in <u>MPH</u> zone		<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> Over limits <input type="checkbox"/> Unsafe for conditions <input type="checkbox"/> ACDA		
<input type="checkbox"/> Radar <input type="checkbox"/> Air <input type="checkbox"/> VASCAR <input type="checkbox"/> Pace <input type="checkbox"/> Laser <input type="checkbox"/> Stationary <input type="checkbox"/> Moving		
OVI: <input checked="" type="checkbox"/> Under the influence of alcohol/drug of abuse.		<input checked="" type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> Prohibited blood alcohol concentration. <u>BAC</u>		<u>4511.19 A1A</u>
<input type="checkbox"/> Blood <input type="checkbox"/> Breath <input type="checkbox"/> Urine <input checked="" type="checkbox"/> Refused		
Prior OVIs:	# of prior OVIs	Years of prior OVIs
DRIVER LICENSE: <input checked="" type="checkbox"/> None <input type="checkbox"/> Not on person <input type="checkbox"/> Revoked <input type="checkbox"/> Suspended		<input checked="" type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
EXPIRED: <input type="checkbox"/> <6 months <input type="checkbox"/> >6 months <input type="checkbox"/> Failure to Reinstate		<u>4510.12 A1</u>
Suspension Type:		
SAFETY BELT: Failure to wear		<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> Driver <input type="checkbox"/> Passenger <input type="checkbox"/> Child Restraint <input type="checkbox"/> Booster Seat		
OTHER OFFENSE: <u>DUS - Forfeiture</u>		<input checked="" type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<u>10-24-19 - INDEF</u>		<u>4510.111 A</u>
OTHER OFFENSE: <u>Red light vio.</u>		<input type="checkbox"/> ORC <input checked="" type="checkbox"/> ORD <input type="checkbox"/> T.P.
<u>313.03C1</u>		
<input type="checkbox"/> DRIVER LICENSE HELD <input type="checkbox"/> VEHICLE SEIZED <input type="checkbox"/> JUVENILE OFFENDER		
PAVEMENT: <input checked="" type="checkbox"/> Dry <input type="checkbox"/> Wet <input type="checkbox"/> Snow <input type="checkbox"/> Icy # of Lanes <u>4</u> <input type="checkbox"/> Construction Zone		
VISIBILITY: <input type="checkbox"/> Clear <input checked="" type="checkbox"/> Cloudy <input type="checkbox"/> Dusk <input checked="" type="checkbox"/> Night <input type="checkbox"/> Dawn		
WEATHER: <input type="checkbox"/> Rain <input type="checkbox"/> Snow <input type="checkbox"/> Fog <input checked="" type="checkbox"/> No Adverse		
TRAFFIC: <input type="checkbox"/> Heavy <input checked="" type="checkbox"/> Moderate <input type="checkbox"/> Light <input type="checkbox"/> None		
AREA: <input checked="" type="checkbox"/> Business <input type="checkbox"/> Rural <input type="checkbox"/> Residential <input type="checkbox"/> Industry <input type="checkbox"/> School		
CRASH: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Almost Caused <input type="checkbox"/> Non-Injury <input type="checkbox"/> Injury <input type="checkbox"/> Fatal		
Crash Report Number:		
REMARKS:		
<u>4</u>		
ACCOMPANYING CRIMINAL CHARGE <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No TOTAL # OFFENSES <u>4</u>		

TO DEFENDANT: SUMMONS PERSONAL APPEARANCE REQUIRED ☒ YES ☐ NOYou are summoned and ordered to appear on 7-28-20 at 1030 AM/PM.in MUNICIPAL/JUVENILE Court, at 50 E. COLUMBIA / 181 E. COLUMBIA

If you fail to appear at this time and place you may be arrested or your license may be cancelled.

This summons served personally on the defendant on 7-28-20

The issuing/charging law enforcement officer states under the penalties of perjury and falsification that he/she has read the above complaint and that it is true.

Charging Law Enforcement Officer [Signature]Issuing Law Enforcement Officer [Signature] SAME AS ABOVE

Issuing Officer: Verify address. If different from license address, write the present address in space provided.

MC7-10 (REVISION 05/10) ORIGINAL COMPLAINT

NOTES

(See Attached Statement)

Date	Court Action, Orders, Entries			
	Count:	Plea:		
	A	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> NC
	B	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> NC
	C	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> NC
	D	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> NC
	E	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> NC
	F	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> NC

Finding on No Contest Plea:				
	A	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	B	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	C	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	D	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	E	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	F	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED

	MOTION FOR
	WAIVER OF TRIAL TIME FILED
	REQUEST FOR PRETRIAL HEARING FILED

ENTRY	
	A \$ BOND FORFEITED
	B \$ BOND FORFEITED
	C \$ BOND FORFEITED
	D \$ BOND FORFEITED
	E \$ BOND FORFEITED
	F \$ BOND FORFEITED

BENCH WARRANT ORDERED; BOND SET AT \$

TRIAL BY		<input type="checkbox"/> COURT	<input type="checkbox"/> JURY	
DEFT FOUND:				
	A	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	B	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	C	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	D	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	E	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED
	F	<input type="checkbox"/> GG	<input type="checkbox"/> NG	<input type="checkbox"/> DISMISSED

☐ DEFENDANT HAVING PLEADED OR CHANGED PLEA TO:

☐ GUILTY

☐ NOT GUILTY AND FOUND GUILTY

☐ NO CONTEST AND FOUND GUILTY

THE COURT THEREFORE IMPOSES THE FOLLOWING SENTENCE:

	FINE:	COSTS:	
	A \$	Y N	<input type="checkbox"/> DISMISSED
	B \$	Y N	<input type="checkbox"/> DISMISSED
	C \$	Y N	<input type="checkbox"/> DISMISSED
	D \$	Y N	<input type="checkbox"/> DISMISSED
	E \$	Y N	<input type="checkbox"/> DISMISSED
	F \$	Y N	<input type="checkbox"/> DISMISSED

JAIL: _____

SUSPENSION OF DRIVING RIGHTS: _____

JUDGE

ENTRY MODIFYING SUSPENSION

NOTICE OF APPEAL

ATTORNEY NAME AND ADDRESS:

Case No. 5772

Number of Counts

CLARK COUNTY
MUNICIPAL COURT
OF
SPRINGFIELD, OHIO

FILED JUL 28 2020

THE STATE OF OHIO
THE CITY OF SPRINGFIELD

vs.

Andrea C Martin
19 S Clairmont Ave
Springfield Ohio 45505
D.O.B. 11-1-79
S.S. NO. XXX XX 0594

VIOLATION:

A) OVI
B) DUS (Forfeiture)
C) No OL
D) Redlight Violation
E)
F)

DATE OF ARRAIGNMENT: 7-28-20

ASSIGNMENT:

(1) _____

(2) _____

(3) _____

(4) _____

(5) _____

(6) _____

(7) _____

INSURED? YES NO

OL HELD? YES NO

BOND POSTED - CASH-SURETY OI
AMOUNT