

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 CHANGE PLEA TO			
	<input type="checkbox"/> GUILTY			
	<input type="checkbox"/> NOT GUILTY AND FOUND	_____	GUILTY	
	<input type="checkbox"/> NO CONTEST AND FOUND	_____	GUILTY	
	THE COURT THEREFORE IMPOSES THE FOLLOWING SENTENCE			
	FINE:	COST:		
	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: _____			
	ENTRY MODIFYING SUSPENSION		JUDGE	
	NOTICE OF APPEAL			
	ATTORNEY NAME AND ADDRESS			



\*24TRD02726\*

TICKET NO. OHP120115032920242319  
NUMBER OF COUNTS 3

CLARK COUNTY  
MUNICIPAL COURT OF  
SPRINGFIELD, OHIO

THE STATE OF OHIO  
THE CITY OF SPRINGFIELD

VS

JOSIAH SR LEWIS GILBERT  
223 S WESTERN AVE  
SPRINGFIELD OH 45506

D.O.B.: 1985-06-20  
SSN :

VIOLATION:

4510.14  
4511.204  
4511.43A

DATE OF ARRAIGNMENT: 2024-04-05 1100

ASSIGNMENT:

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
5 \_\_\_\_\_  
6 \_\_\_\_\_  
7 \_\_\_\_\_

INSURED? NO

OL HELD? NO

BOND POSTED – CASH SURETY  
AMOUNT \_\_\_\_\_

TO DEFENDANT: SUMMONS YOU ARE SUMMONED AND ORDERED TO APPEAR

ON 04/05/2024 AT 1100 IN Clark Co Municipal Court

AT 50 E COLUMBIA ST, SPRINGFIELD, OH, 45501.

CITY  VILLAGE  TOWNSHIP Springfield, Clark COUNTY, OHIO

PERSONAL APPEARANCE REQUIRED:  Yes  No If you fail to appear at this time and place you may be arrested or your license may be cancelled.

TICKET# OHP120115032920242319 CASE#

NAME Josiah Lewis Gilbert REFERENCE # 2H9F1Z1

STREET,CITY 223 S Western Ave, Springfield

COUNTY, STATE, ZIP OH, 45506

PHONE# (937) 521-0939 TEXT/PHONE NOTIFICATION APPROVED?  YES  NO

OPERATOR LICENSE / STATE ID#  None BIRTH DATE 06/20/1985 ISSUE DATE 12/05/2022 STATE OH  
SQ217616

\* If no OL/State ID: REQUIRED documentation attached:  Yes

CLASS  EXPIRES 06/20/2026 ENDORSEMENT(S)/RESTRICTION(S)  SS# (last 4 digits)

CDL  MC  Other

SEX  HEIGHT  WEIGHT  EYES  HAIR  RACE  FINANCIAL RESPONSIBILITY PROOF?

Yes  No  N/A

TO DEFENDANT: COMPLAINT ON Mar 29, 2024 AT 2131, YOU

Operated /Passenger /Parked /Walked at  Passenger  Motorcycle  Bicycle  Other:

Commercial DOT#   >=26,001 lbs.  <16 Pass. Bus  >=16 Pass. Bus  Haz. Mat.

VEHICLE: YEAR 1998 MAKE Toyota MODEL 4Door

COLOR Green, Dark LICENSE # JZS1506 STATE OH

UPON A PUBLIC HIGHWAY, NAMELY Clifton Avenue DIRECTION Northbound

AT/NEAR Rice Street (M.P.)

IN THE City OF Springfield IN Clark

COUNTY# 12 STATE OF OHIO AND COMMITTED THE FOLLOWING OFFENSE(S).

**SPEED:** MPH in MPH zone  ORC  ORD  T.P.  
 Over limits  Unsafe for conditions  ACDA  
 Radar  Air  VASCAR  PACE  LASER  Stationary  Moving

**OVIs:**  Under the influence of alcohol/drug of abuse.  
 In physical control of vehicle.  
 Prohibited blood alcohol concentration. BAC  
 Blood  Breath  Urine  Refused

Prior OVIs: # of prior OVIs  Years of prior OVIs

**DRIVER LICENSE:**  None  Not on person  Revoked  Suspended  
EXPIRED:  < 6 months  > 6 months  Failure to Reinstate  
Suspension Type: **Driving Under OVI Suspension**

**SAFETY BELT:** Failure to wear  ORC  ORD  T.P.  
 Driver  Passenger  Child Restraint  Booster Seat

**OTHER OFFENSE:** Prohibited Use of an Electronic Device (Adult)  ORC  ORD  T.P.  
4511.204

DRIVER LICENSE HELD  VEHICLE SEIZED  JUVENILE TRAFFIC OFFENDER  
 DISTRACTED DRIVING PENALTY ENHANCEMENT APPLIES (REMARKS REQUIRED)

PAVEMENT:  Dry  Wet  Snow  Ice # of Lanes 2

VISIBILITY:  Clear  Cloudy  Dusk  Night  Dawn  A/V

WEATHER:  Rain  Snow  Fog  No Adverse  Construction Zone

TRAFFIC:  Heavy  Moderate  Light  None  Workers Present

AREA:  Business  Freeway  Industrial  Residential  Rural  School

CRASH:  Yes  No  Almost Caused  Non-Injury  INJURY  FATAL

Crash Report #:

REMARKS: see attached

ACCOMPANYING CRIMINAL CHARGE(S):  Yes  No TOTAL # OFFENSES: 3

This summon served personally on the defendant on Mar 29, 2024

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.

**Tpr. N Bishop**  
Charging Law Enforcement Officer

Issuing Law Enforcement Officer  SAME AS ABOVE

Issuing Officer: Verify Defendant's address. If different from License address, write current address in space provided.

OHP 0060 01/20 HP7 110-0060-00 [760-0807]

COURT RECORD

Docket # \_\_\_\_\_ Page # \_\_\_\_\_ Case # \_\_\_\_\_

Defendant's Attorney \_\_\_\_\_ Name / Address / Telephone \_\_\_\_\_

If Juvenile, Parents' Names: \_\_\_\_\_

Phone#: \_\_\_\_\_

Grade: \_\_\_\_\_ School: \_\_\_\_\_

DATE COURT ACTION: ORDERS

BAIL

No Bail - Defendant cited and released.

Bail in the amount of \$ \_\_\_\_\_ set by Judge pursuant to bail schedule.

BOND AMOUNT BOND TYPE

\$ \_\_\_\_\_  Cash  Personal  10%  AAA/Insurance Bond

Unsecured  Surety  O.I. Held  Other \_\_\_\_\_

Depositor: \_\_\_\_\_ Name / Address / Telephone \_\_\_\_\_

Defendant released upon execution of Bail as noted: \_\_\_\_\_ See Bond forms - received by \_\_\_\_\_

CONTINUANCE Requester: \_\_\_\_\_ New DATE

CONTINUANCE Reason: \_\_\_\_\_

Defendant Failed to Appear

Order Supplemental Summons to New Date

Order Operator's License Forfeiture  Bond Forfeiture

Order Warrant: Bond Amount \$ \_\_\_\_\_

Summons Issued Served DATE: \_\_\_\_\_

Warrant Issued Executed DATE: \_\_\_\_\_

/ /

Judge/Magistrate DATE

COURT ENTRY

Defendant present with/without Counsel. All rights pursuant to Criminal Rules 10 & 11, Traffic Rules 8 & 10 explained.

COUNT				
	SPEED	OVI	LICENSE	SEATBELT
Initial Plea				
Trial Date				
Finding				
Fine \$				
Costs \$				
Jailtime (Days)				
SUSPENDED				
Fines \$				
Costs \$				
Jailtime (Days)				

ADDITIONAL ORDERS

If OVI conviction: 72 hour program permitted in lieu of jail.

Defendant's License is SUSPENDED for \_\_\_\_\_ day(s)/month(s)/year(s), which shall commence on \_\_\_\_\_ and end on \_\_\_\_\_.

Defendant is granted Limited Driving Privileges as follows, effective: \_\_\_\_\_

Defendant to pay fines on Payment Program - see separate entry.

If WAIVERED:  MET Requirements of Waiver  PAID Fines and Costs  ACCEPTED Guilty Pleas(s)  MADE Guilty Finding(s). Imposed Fines and Costs noted below.

/ /

Judge/Magistrate DATE

FOR CLERK'S USE	COUNT			
	SPEED	OVI	LICENSE	SEATBELT
Fines \$				
Costs - Local \$				
Costs - State \$				
TOTAL \$				
Receipt #(s)				

If WAIVERED: Guilty Pleas(s), Waiver(s) and Payments made:  In Person  By Mail

Receipt supplied to defendant:  In Person  Check is receipt  By Mail via USPS First Class LETTER RATE mail to defendant's present address.

Financial Responsibility PROOF SHOWN

NO Financial Responsibility PROOF - Clerk to notify BMV

Financial Responsibility PROOF NOT APPLICABLE

Clerk/Violations Clerk/Deputy Clerk

/ /

DATE Abstract Mailed to BMV DATE Mayor's Court Transfer/Notice of Appeal

Ticket Number: OHP120115032920242319

TO DEFENDANT: SUMMONS YOU ARE SUMMONED AND ORDERED TO APPEAR

ON 04/05/2024 AT 1100 IN Clark Co Municipal Court

AT 50 E COLUMBIA ST, SPRINGFIELD, OH, 45501.

CITY  VILLAGE  TOWNSHIP Springfield, Clark COUNTY, OHIO

PERSONAL APPEARANCE REQUIRED:  Yes  No

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

TICKET# OHP120115032920242319 - A CASE#

NAME Josiah Lewis Gilbert REFERENCE # 2H9F1Z1

STREET,CITY 223 S Western Ave, Springfield

COUNTY, STATE, ZIP OH, 45506

PHONE# (937) 521-0939 TEXT/PHONE NOTIFICATION APPROVED?  YES  NO

OPERATOR LICENSE / STATE ID#  None BIRTH DATE 06/20/1985 ISSUE DATE 12/05/2022 STATE OH  
SQ217616

\* If no OL/State ID: REQUIRED documentation attached:  Yes

CLASS  EXPIRES 06/20/2026 ENDORSEMENT(S)/RESTRICTION(S)  CDL  MC  Other

SEX  HEIGHT  WEIGHT  EYES  HAIR  RACE  FINANCIAL RESPONSIBILITY PROOF?  Yes  No  N/A

TO DEFENDANT: COMPLAINT ON Mar 29, 2024 AT 2131, YOU

Operated /Passenger /Parked /Walked at  Passenger  Motorcycle  Bicycle  Other: \_\_\_\_\_

Commercial DOT#  >=26,001 lbs.  <16 Pass. Bus  >=16 Pass. Bus  Haz. Mat.

VEHICLE: YEAR 1998 MAKE Toyota MODEL 4Door

COLOR Green, Dark LICENSE # JZS1506 STATE OH

UPON A PUBLIC HIGHWAY, NAMELY Clifton Avenue DIRECTION Northbound

AT/NEAR Rice Street (M.P.)

IN THE City OF Springfield IN Clark

COUNTY #: 12 STATE OF OHIO AND COMMITTED THE FOLLOWING OFFENSE(S).

SPEED: <input type="checkbox"/> MPH in <input type="checkbox"/> MPH 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
OVIs: <input type="checkbox"/> Under the influence of alcohol/drug of abuse.	<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<input type="checkbox"/> In physical control of vehicle.	
<input type="checkbox"/> Prohibited blood alcohol concentration. BAC	
<input type="checkbox"/> Blood <input type="checkbox"/> Breath <input type="checkbox"/> Urine <input type="checkbox"/> Refused	
Prior OVIs: # of prior OVIs	Years of prior OVIs
DRIVER LICENSE: <input type="checkbox"/> None <input type="checkbox"/> Not on person <input type="checkbox"/> Revoked <input type="checkbox"/> Suspended	<input 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	
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: Failure To Stop/Yield At A Stop Sign	<input type="checkbox"/> ORC <input type="checkbox"/> ORD <input type="checkbox"/> T.P.
<b>4511.43A</b>	
<input type="checkbox"/> DRIVER LICENSE HELD <input type="checkbox"/> VEHICLE SEIZED <input type="checkbox"/> JUVENILE TRAFFIC OFFENDER	
DISTRACTED DRIVING PENALTY ENHANCEMENT APPLIES (REMARKS REQUIRED)	

PAVEMENT:  Dry  Wet  Snow  Ice # of Lanes 2

VISIBILITY:  Clear  Cloudy  Dusk  Night  Dawn  A/V

WEATHER:  Rain  Snow  Fog  No Adverse

TRAFFIC:  Heavy  Moderate  Light  None

AREA:  Business  Freeway  Industrial  Residential  Rural  School

CRASH:  Yes  No  Almost Caused  Non-Injury  INJURY  FATAL

Crash Report #: \_\_\_\_\_

REMARKS: see attached

ACCOMPANYING CRIMINAL CHARGE(S):  Yes  No TOTAL # OFFENSES: 3

This summon served personally on the defendant on Mar 29, 2024

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.

**Tpr. N Bishop**

Charging Law Enforcement Officer

Issuing Law Enforcement Officer  SAME AS ABOVE

Court Code	Unit	Post	District
<u>1220</u>	<u>0115</u>	<u>12</u>	<u>05</u>

Issuing Officer: Verify Defendant's address. If different from License address, write current address in space provided.

OHP 0060 01/20 HP7 110-0060-00 [760-0807]

COURT RECORD

Docket # \_\_\_\_\_ Page # \_\_\_\_\_ Case # \_\_\_\_\_

Defendant's Attorney \_\_\_\_\_ Name / Address / Telephone \_\_\_\_\_

If Juvenile, Parents' Names: \_\_\_\_\_

Phone#: \_\_\_\_\_

Grade: \_\_\_\_\_ School: \_\_\_\_\_

DATE COURT ACTION: ORDERS  
**BAIL**

No Bail - Defendant cited and released.  
 Bail in the amount of \$ \_\_\_\_\_ set by Judge pursuant to bail schedule.

BOND AMOUNT BOND TYPE

\$ \_\_\_\_\_  Cash  Personal  10%  AAA/Insurance Bond  
 Unsecured  Surety  O.I. Held  Other \_\_\_\_\_

Depositor: \_\_\_\_\_ Name / Address / Telephone \_\_\_\_\_

Defendant released upon execution of Bail as noted: \_\_\_\_\_ See Bond forms - received by \_\_\_\_\_

CONTINUANCE Requester: \_\_\_\_\_ New DATE

CONTINUANCE Reason: \_\_\_\_\_

Defendant Failed to Appear  
 Order Supplemental Summons to New Date  
 Order Operator's License Forfeiture  Bond Forfeiture  
 Order Warrant: Bond Amount \$ \_\_\_\_\_  
 Summons Issued Served DATE: \_\_\_\_\_  
 Warrant Issued Executed DATE: \_\_\_\_\_

Judge/Magistrate DATE

COURT ENTRY

Defendant present with/without Counsel. All rights pursuant to Criminal Rules 10 & 11, Traffic Rules 8 & 10 explained.

COUNT				
	SPEED	OVI	LICENSE	SEATBELT
Initial Plea				
Trial Date				
Finding				
Fine \$				
Costs \$				
Jailtime (Days)				

**SUSPENDED**

Fines \$				
Costs \$				
Jailtime (Days)				

ADDITIONAL ORDERS

If OVI conviction: 72 hour program permitted in lieu of jail.  
 Defendant's License is **SUSPENDED** for \_\_\_\_\_ day(s)/month(s)/year(s), which shall commence on \_\_\_\_\_ and end on \_\_\_\_\_.  
 Defendant is granted **Limited Driving Privileges** as follows, effective: \_\_\_\_\_  
 Defendant to pay fines on **Payment Program** - see separate entry.  
 If WAIVERED:  MET Requirements of Waiver  PAID Fines and Costs  ACCEPTED Guilty Pleas(s)  MADE Guilty Finding(s). Imposed Fines and Costs noted below.

Judge/Magistrate DATE

COUNT				
FOR CLERK'S USE	SPEED	OVI	LICENSE	SEATBELT
Fines \$				
Costs - Local \$				
Costs - State \$				
TOTAL \$				
Receipt #s				

If WAIVERED: Guilty Pleas(s), Waiver(s) and Payments made:  In Person  By Mail

Receipt supplied to defendant:  In Person  Check is receipt  By Mail via USPS First Class LETTER RATE mail to defendant's present address.

Financial Responsibility PROOF SHOWN  
 NO Financial Responsibility PROOF - Clerk to notify BMV  
 Financial Responsibility PROOF NOT APPLICABLE

Clerk/Violations Clerk/Deputy Clerk

/ / / / /

DATE Abstract Mailed to BMV DATE Mayor's Court Transfer/Notice of Appeal

Ticket Number: OHP120115032920242319



OHIO DEPARTMENT OF PUBLIC SAFETY  
OHIO STATE HIGHWAY PATROL

**IMPAIRED DRIVER REPORT**

NAME Josiah L Gilbert Sr.	ARREST OHP120115032920242316
VEHICLE CONDITION Poor	
VEHICLE DISPOSITION Towed	

**CLOTHING DESCRIPTION AND CONDITION**

HAT OR CAP Brown hat and ski mask	
JACKET OR COAT Zipped hooded jacket	
SHIRT OR DRESS T shirt	
PANTS OR SKIRT Jeans	
SHOES Laced athletic shoes	HEELS N/A
ODOR OF ALCOHOLIC BEVERAGE N/A	
SPEECH Slow, slurred	
EVIDENCE OF DRUG USE (PUPIL SIZE) Dilated	

**DIVIDED ATTENTION SKILLS**

RIGHT EYE <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	HORIZONTAL / VERTICAL GAZE NYSTAGMUS DISTINCT NYSTAGMUS AT MAXIMUM DEVIATION LACK OF SMOOTH PURSUIT ONSET OF NYSTAGMUS BEFORE 45° PRESENCE OF VERTICAL NYSTAGMUS	LEFT EYE <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
---	--	--

**WALK AND TURN**

- Moves feet to keep balance while listening to instructions
- Starts before instructions completed
- Stops while walking to steady self
- Does not touch heel to toe
- Raises arms 6" for balance
- Steps off line while walking
- Turns incorrectly or loses balance while turning
- Incorrect number of steps
- Cannot do test (document reason for not completing)

**ONE LEG STAND**

- Sways while balancing (during count)
- Raises arm 6" for balance
- Hops
- Puts foot down
- Cannot do test (document reason for not completing) refused

**PBT RESULT**

P    W    F   Percent

**OTHER SKILL EVALUATIONS**

Poor fine motor skills, mood swings

AUDIO / VIDEO RECORDING <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	STORAGE MEDIA REFERENCE #		
OFFICER'S NAME Trooper N. Bishop	UNIT 0115	POST 12	DATE 3/29/24

## STATEMENT OF FACTS

On Friday, March 29, 2024 at approximately 2131 hours I was patrolling southbound on Clifton Avenue near Prairie Avenue, in the City of Springfield. I was patrolling in a fully marked patrol car wearing the uniform of the day when I observed a dark colored Toyota at the stop sign on Prairie Avenue stopped well past the marked stopped bar. When the driver started to pull onto Clifton Avenue he had his cell phone in his right hand and the inside of his vehicle was illuminated. I made a u-turn and the driver turned northbound on Clifton Avenue. I caught up to the vehicle and activated my blue emergency lights to conduct a traffic stop. The vehicle turned right onto Rice Street before coming to a stop on the side of the road. I approached the vehicle on the drivers side and made contact with the driver, Josiah Gilbert Sr. Gilbert had his back window rolled down and I had to ask him to roll his front window down. Gilbert stated "what was the reason for pulling me over." Gilbert's speech was slow and his movements were lathergic. Gilbert was actively trying to make a phone call and I told him to end his phone call so we could continue with the traffic stop. Gilbert's eyes were bloodshot and glossy and his eyelids were droopy. Gilbert's pupils were dilated and his speech was raspy. Gilbert had visible burn marks on his lips. I advised Gilbert that I had him stopped because he was actively on his telephone while his vehicle was in motion. Gilbert stated that "I just was holding it, I was trying to call my wife to see where she was at." I asked Gilbert where he was coming from and he stated the gas station. I asked Gilbert for his id and he stated "he doesn't have a license." Gilbert's movements were slow and his was lathergic. I asked Gilbert if he had consumed any alcohol and he stated "no." During my interaction with Gilbert a moderate odor of burnt marijuana was emitting from the vehicle. Due to Gilbert showing multiple signs of impairment, I had him exit the vehicle. When I asked Gilbert to exit the vehicle he asked "what's the reason." I advised Gilbert that I'd be conducting field sobriety tests. I asked Gilbert if he had any knifes on his person and he stated "I got a medical marijuana card." While walking to my vehicle I had asked Gilbert the last time he smoked. Gilbert stated that "I had smoked, that was way earlier when I got off work." An odor of burnt marijuana was emitting from his person and his breath. Gilbert was unsteady on his feet and he had a sway about his person. A consensual pat down was conduct. I asked Gilbert if he had ever been arrested for OVI and he stated "I got a couple." Gilbert stated that he had marijuana in his pocket. I had Gilbert take off his hat, mask and glasses to perform the tests.

The first test I conducted was the Horizontal Gaze Nystagmus test. I asked Gilbert if he had contacts in and he stated no. I asked Gilbert if he had any injuries and he stated he "was shot and has a broken toe." Gilbert's glasses were removed for this test. Gilbert's eyes tracked equally and his pupils were dilated but equal in size. Vertical Nystagmus was not present. The first clue I observed was the Lack of Smooth Pursuit, which was present in both eyes. The second clue I observed was Distinct and Sustained Nystagmus at Maximum Deviation, which was present in both eyes. During the test a total of four (4) of six (6) clues were observed. Vertical Nystagmus was not present.

The second test I conducted was the Walk and Turn. I placed Gilbert in the instruction position while I demonstrated and explained the test. I advised Gilbert to stay in the position until I told him to begin the test and he stated he understood. During this part of the test Gilbert moved his feet to keep his balance and began the test before being instructed to do so. Gilbert stated that he understood the test and had no questions about the test. During the test Gilbert showed the following clue: steps off line, incorrect number of steps, improper turn, stops walking, and doesn't touch heel to toe. During the test Gilbert showed seven (7) of eight (8) possible clues.

I began to administer and explain the One Leg Stand to Gilbert and he stated he could no do the test because of his balance. Due to the totality of the circumstances, I placed Gilbert under arrest and advised him of his Constitutional Rights. Gilbert stated that he understood his rights. Gilbert was searched and placed in the rear of my patrol car. During the search of Gilbert's person a bag of Suboxine was located in his pocket. A tow truck was requested to the scene. After running a criminal history check on Gilbert it showed that he had three prior OVI's. Gilbert had 2 OVI convictions in 2019 and 1 conviction in 2021. Gilbert stated that he was currently fighting a felony OVI. Gilbert was transported to the Springfield Post where he was read the BMV 2255 which was witnessed by Cadet E. White U-1933. Due to this being a felony OVI, I requested a breath and urine test from Gilbert. Gilbert submitted to both tests. The results for the breath test were .000 g/210L. The urine test was packaged and sent to the OSP Crime Lab for analysis via USPS. Gilbert was issued a citation for OVI, Using his cell phone, Driving under OVI Suspension and stop sign violation. Gilbert was released from the post via HP-60 with a mandatory court appearance of April 5th.



OHIO DEPARTMENT OF PUBLIC SAFETY  
BUREAU OF MOTOR VEHICLES

R-2050

REPORT OF LAW ENFORCEMENT OFFICER ADMINISTRATIVE LICENSE SUSPENSION /  
NOTICE OF POSSIBLE CDL DISQUALIFICATION / IMMOBILIZATION / FORFEITURE

A. NAME <i>JOSEPH L. GIBSON</i>	DRIVER LICENSE # <i>SG07616</i>	CLASS <i>CDL</i>	STATE <i>OH</i>
CURRENT STREET ADDRESS (AS VERIFIED BY OFFICER) <i>2855 Western Ave</i>			
CITY <i>SPRINGFIELD</i>	OHIO COUNTY OF RESIDENCE <i>CLARK</i>	STATE <i>OH</i>	ZIP CODE <i>45367</i>
DATE OF BIRTH <i>1/20/1971</i>	SOCIAL SECURITY # <i>123-45-6789</i>	4 DIGIT COURT CODE <i>1234</i>	COUNTY OF VIOLATION <i>CLARK</i>
DATE OF VIOLATION <i>1/20/11</i>	TIME OF VIOLATION <i>12:30 PM</i>	PLACE OF TEST <i>CLARK</i>	VIN <i>1G1B12345678901234</i>
DATE OF REFUSAL OR TEST <i>1/20/11</i>	TIME OF REFUSAL OR TEST <i>12:30 PM</i>	YEAR <i>2011</i>	MAKE <i>TOYOTA</i>
VEHICLE OWNER'S NAME <i>Joseph L. Gibson II</i>	DATE OF BIRTH <i>1/20/1971</i>	LICENSE PLATE # <i>SG07616</i>	TYPE PLATE <i>CDL</i>
CITY <i>SPRINGFIELD</i>	STATE <i>OH</i>	STREET ADDRESS <i>2855 Western Ave</i>	ZIP CODE <i>45367</i>
VEHICLE STORED AT (STREET ADDRESS) <i>BUSINESS TOWING</i>			CITY <i>SPRINGFIELD</i>

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) 0.00% 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:

- 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 marihuana 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) 0.00% 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(D))
- 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*  
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*  
ARRESTING OFFICER'S SIGNATURE

OHIO STATE HIGHWAY OFFICER

OHIO STATE HIGHWAY OFFICER

N.C.I.C. #

*X*  
WITNESS'S SIGNATURE

OFFICER'S BUSINESS STREET ADDRESS

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

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*  
ARRESTING OFFICER SIGNATURE

*X*  
PEACE OFFICER SIGNATURE

Sworn to before me this day of 20

*X*  
NOTARY PUBLIC'S SIGNATURE

*X*  
DEPUTY CLERK OF COURT'S SIGNATURE

City of



Ohio Department of Health  
Alcohol and Drug Testing  
Subject Test Report

Subject Information

Revised 11-2017

TEST DATE 03/29/2024	NAME GILBERT, JOSIAH	DATE OF BIRTH 06/20/1985	AGE 38	SEX M	
CURRENT STREET ADDRESS (As Verified by Officer) 223 S WESTERN AVE		CITY SPRINGFIELD	STATE OH	ZIP CODE 45506	RACE B

Arrest Information

ARRESTING OFFICER BISHOP, NICKOLAS	AGENCY SPRINGFIELD HIGHWAY PATROL	
TESTING OFFICER BISHOP, NICKOLAS	AGENCY SPRINGFIELD HIGHWAY PATROL	ODH CERTIFICATION# 23019
TIME FIRST OBSERVED 21:31	TIME OF TEST 22:31	

Test Information

INSTRUMENT SERIAL # 80-003934	TEST SITE # SPRINGFIELD OSHP /1	DATE OF LAST CERTIFICATION 03/19/2024	CERTIFICATION SOLUTION # ODH-0030
CERTIFICATION BOTTLE # 1353	TARGET VALUE 0.102 g/210L	CERTIFICATION AVERAGE 0.1018	CERTIFICATION STANDARD DEVIATION 0.0004
Test	BrAC (g/210L)	Time	DRY GAS STANDARD
Air Blank	0.000	22:33	
Diagnostic	VAC/OK	22:33	LOT # 27023100A3
Air Blank	0.000	22:33	
Dry Gas Control	0.101	22:34	TANK # 068
Atmo Pressure	970 mBar		
Tank Pressure	979 PSI		TARGET: 0.100 g/210L
Air Blank	0.000	22:34	
Subject Sample 1	0.000	22:35	EXPIRATION DATE: 11/05/2025
Breath Volume	2.695 LITERS		
Sample Duration	5.000 SECONDS		
Sample Attempts	1		
Air Blank	0.000	22:35	
Air Blank	0.000	22:38	
Subject Sample 2	0.000	22:39	
Breath Volume	3.015 LITERS		
Sample Duration	4.900 SECONDS		
Sample Attempts	1		
Air Blank	0.000	22:40	
Dry Gas Control	0.101	22:40	
Atmo Pressure	970 mBar		
Tank Pressure	975 PSI		
Air Blank	0.000	22:40	

BrAC = 0.000 g/210L

SOFTWARE VERSION: 8149.13.03

  
TESTING OFFICER'S SIGNATURE

03/29/2024

DATE