

# Maryland Heights Police Department

11911 Dorsett Road, Maryland Heights, MO 63043

## Offense / Incident Report

Report Date 12/12/2009 0241 Type of Incident TVB(C)- DWI/ALCOHOL PRIOR OFFENDER Complaint No. 09-08170 Case Status CBA

Occurred on 12/12/2009 0241 to 12/12/2009 0306

### Incident Location

Street Address  
LINDBERGH/PAGE

City  
MARYLAND  
HEIGHTS

State  
MO

Zip Code  
63043

Sector 2 Precinct 1 Geo 2382

Ward  
2

Latitude

Primary Location

Longitude

Secondary Location  
STREET

### Dispatch Information

Received Date / Time 12/12/2009 0241 Call Received Via ON VIEW Dispatched Date / Time 12/12/2009 0241 Call Dispatched As T / TRAFFIC

Arrived Date / Time 12/12/2009 0241 Departed Date / Time 12/12/2009 0510 Offense Category 2180 TTY Ref.# TeleType Operator

### Officers

ID	Name	Role	Primary	Arrived Scene	Departed Scene
118	SWATEK, JEFFREY	REPORTING	<input checked="" type="checkbox"/>		
214	BOWEN, KENNETH	ADDITIONAL	<input type="checkbox"/>		

### Modus Operandi

Possible/Probable Motivation Offender Suspected of Using Chemical / Incendiary Agent Special Skills Weather Conditions ☒ CLOUDY

Point of Entry Method of Entry Characteristics of Entry Malicious Mischief Events

### Offenses

Charge	Cause Number	Local Code	Jurisdiction	State Statute Type/Class	State Charge Code	Category
TVB(C)- DWI/ALCOHOL PRIOR OFFENDER				15-8	91440040	2180
		90616990	MARYLAND HGTS	ORD		
TVB(C)- FAIL TO DRIVE IN SINGLE LANE				15-1	91915990	2230
		91026050	MARYLAND HGTS	ORD		

### Offense / Incident Narrative

On 12-12-09 at approximately 0241 Hours, while on patrol, I observed a vehicle:

2001 Acura 3.2 (Black)

MO Lic: [REDACTED]

traveling on eastbound Page Avenue, approaching a steady red electric signal at Schuetz. As the

Reporting Officer 118 SWATEK, JEFFREY

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vehicle approached the intersection, it appeared that it may not stop for the electric signal. While nearing the intersection, the vehicle decelerated quickly and stopped. After the electric signal turned green the vehicle continued traveling eastbound on Page Avenue. While traveling east of Ball, the vehicle swerved from Lane 1 to Lane 2. After the vehicle entered Lane 2, the right turn signal was activated. The vehicle traveled in Lane 2 for a distance before straddling the right lane marker and swerving into Lane 3, without signalling.

While approaching Lindbergh Boulevard and traveling behind the vehicle, I activated the emergency lights and siren on my patrol vehicle(Vehicle 118). The vehicle traveled a distance and entered the entrance ramp to southbound Lindbergh Boulevard before stopping on the concrete shoulder. I stopped my patrol vehicle behind the vehicle. I exited my patrol vehicle and approached the vehicle. I contacted the driver and sole occupant, who identified himself with a Missouri Driver's License as:

Freese, David Richard  
W/ M DOB: 04-28-83

I told Freese the reason for the traffic stop. I asked Freese for his insurance card and he handed me his health insurance card. I asked Freese where he was traveling to. Freese said that he was traveling from downtown Saint Louis to his residence, near Lafayette High School.

I noticed that Freese's eyes were bloodshot and glassy. As I talked with Freese, I detected a strong odor of an intoxicating beverage on his breath as he spoke. I also noticed that Freese's speech was slurred. I returned to my patrol vehicle and conducted a computer check.

I recontacted Freese and asked him to exit his vehicle. Freese exited and walked to the front of his vehicle. He appeared to be very unsteady as he walked. I asked Freese if he had consumed any alcohol. Freese stated that he had drank seven beers. I conducted a Horizontal Gaze Nystagmus test, a One Leg Stand Test and a Walk and Turn Test. (See Page #1 of the Alcohol Influence Report for further.)

At 0306 Hours, I arrested Freese for Driving While Intoxicated and Fail To Drive Within a Single Lane. I handcuffed and doublelocked Freese, escorted him to my patrol vehicle and placed him in the rear seat. I then transported Freese to the Maryland Heights Police Station.

Hood's Towing responded and towed the vehicle to their lot for safekeeping.

Reporting Officer	118 SWATEK, JEFFREY	Approving Officer ( I )	78 FLEIG, DANIEL
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Upon arrival at the police station, I escorted Freese to the booking room. At 0319 Hours, I advised Freese of the Missouri Implied Consent Law and requested that he submit to a chemical breath test. At 0328 Hours, Freese provided a breath sample that revealed his blood alcohol concentration to be .232. The Datamaster was operated by Officer Stough DSN 161.

I read Freese of his Rights per the Miranda Decision from the Alcohol Influence Report. Freese acknowledged that he understood his rights. I completed the questions on the Alcohol Influence Report interview. I asked Freese if he knew what street I had stopped him on and he replied that he believed he was stopped somewhere near Highway 270 and Highway 40.

Freese was booked and processed for Driving While Intoxicated and Failing To Drive Within A Single Lane. Freese was cooperative and remorseful throughout the process.

At 0435 Hours, I released Freese to his friend, Ryan Van Allen, after I issued him the following summonses:

#090633655 Driving While Intoxicated  
Muni court Court date: 02-04-10 10:00 A.M.

and:

#090633656 Fail To Drive Within a Single Lane  
Muni court Court date: 02-04-10 10:00 A.M.

and a Notice of Suspension/ Revocation of your Driving Privilege-15 day driving permit form. Van Allen signed a DWI Liability Release Form. (See the attached.)

This report shall be forwarded to the City of Maryland Heights Prosecuting Attorney.

No further.

### Reporting Party/ Complainant

Name (Last, First Middle Suffix)	Race	Sex	DOB	Age	Juvenile	SSN	Moniker
SWATEK, P.O.							

### Addresses

Type	Street Address	City	State	Zip Code	Country
	11911 DORSETT RD	MARYLAND HEIGHTS	MO	63043	USA

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Phone Numbers			Email Addresses	
Type	Phone	Ext/PIN	Type	Email Address
BUSINESS	(314) 298-8700			

Victim - Entity				
Name	Type	<input checked="" type="checkbox"/> Willing to Prosecute	Rel. to Sus. NONE	
CITY OF MARYLAND HEIGHTS	GOV'T			

Addresses					
Type	Street	City	State	Zip Code	Country
	11911 DORSETT RD	MARYLAND HEIGHTS	MO	63043	

Arrestee							
Name (Last, First Middle Suffix)	Race	Sex	DOB	Age	Juvenile	SSN	Moniker
FREESE, DAVID RICHARD	W	M	04/28/1983	26	N		

Addresses					
Type	Street Address	City	State	Zip Code	Country

Phone Numbers			Email Addresses	
Type	Phone	Ext/PIN	Type	Email Address
CELL				

Drivers License	Type	State	Expires	Restrictions	Marital Status	Resident Status	Ethnicity	Language
		MO			S	NA	N	

Physical Description								Place of Birth	
Height	Weight	Build	Skin Color	Complexion	Eyes	Type of Eyewear		City	State
602	230	LRG		MED	BLU			CORPUS CHRISTI	TX
Hair	Hair Length	Hair Style	Beard	Mustache	Side Burns	Mannerisms		Country	
BRO	MEDIUM LI							USA	

Scars/Marks/Tattoos			
Scar / Mark / Tattoo	Code	Body Location	Long Description
TATTOO		ARM, RIGHT UPPER	TRIBAL ARMBAND
SCAR		ANKLE, LEFT	3 INCH SURGICAL SCAR

Identification Numbers						
Local PD #	Local SO #	State #	Military ID #	Branch	Rank	
F1007120						
FBI #	NCIC #	DOC #	Passport ID #	Type	Issued By	Exp. Date

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Alien Req.	Type	Issued By	Exp. Date

### Employment

Company Name SAINT LOUIS CARDINALS	Job Title THIRD BASEMAN	Schedule
Street Address	City	State Zip Code Phone No. Ext

### Education

Read/ Write <input checked="" type="checkbox"/>	Institution SOUTH ALABAMA	Last Grade Completed 16	Status GRADUATED
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### Emergency Contact

Emergency Contact Name VAN ALLEN, RYAN	Relationship FRIEND	Address	Phone No.
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### Charges

Charge	Type Class	Jurisdiction
TVB(C)- DWI/ALCOHOL PRIOR OFFENDER	ORD	MARYLAND HGTS
TVB(C)- FAIL TO DRIVE IN SINGLE LANE	ORD	MARYLAND HGTS

### Arrest Information

Arrest No. 2009823565	Arrest Date / Time 12/12/2009 0306	Arresting Officer ID - Name 118 - SWATEK, JEFFREY	Booking Date / Time 12/12/2009 0341	Booking Officer ID - Name 118 - SWATEK, JEFFREY
Agency Held For MARYLAND HEIGHTS POLICE DEPARTMENT	Department MARYLAND HEIGHT	Arrest Classification CITY ORDINANCE	Reference Number	
Y	Hold Order <input checked="" type="checkbox"/>			

### Alerts

Caution	Under Watch <input type="checkbox"/>	Reason for Watch	Under Medication <input type="checkbox"/>	Type of Medication
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### Arrest Location

Street	City	State	Zip Code	County
Sector 1	Precinct	Geo 2382	Ward Y	Primary Location E/B PAGE AVENUE/ S/B
				Secondary Location

### Miranda

1st Miranda	Date / Time	Officer ID - Name	Location
2nd Miranda	Date / Time	Officer ID - Name	Location

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<b>Fingerprints</b>		<b>Transported</b>	
State / NCIC Search <input checked="" type="checkbox"/>	Fingerprint Class	Transported By	Transported To

<b>Attorney Information</b>		
Public Defender Name <input type="checkbox"/>	Address	Phone No.

<b>Release Information</b>					
Released <input checked="" type="checkbox"/>	Date / Time <b>12/12/2009 0441</b>	Releasing Officer ID - Name <b>118 - SWATEK, JEFFREY</b>	Released To <b>RYAN VAN ALLEN (FRIEND)</b>	How Released <b>RCS</b>	Surety Name

<b>Property Information</b>				Acknowledged Property Release <input type="checkbox"/>	
Quantity	Description	Property Returned By	Value	Property Returned Date	
0	NONE TAKEN		0.00		
118 - SWATEK, JEFFREY					

<b>Vehicle</b>						
Veh. Year <b>2001</b>	Make <b>ACURA</b>	Model <b>3.2</b>	Veh. Desc.	Veh Style <b>PASS</b>	VIN <b>19UYA42421A023803</b>	
Tag <b>CA5N8J</b>	Tag Year <b>2011</b>	Tag Month	Veh Color-Top <b>BLK</b>	Veh Color-Bottom <b>BLK</b>	Veh Type <b>PC</b>	Veh Value <b>\$0.00</b>

<b>Vehicle Owner</b>						
Name <b>FREESE, DAVID RICHARD</b>	Phone	Ext.	EMail			
Street No.	Dir	Street/Rt	Apt/Suite	City	St.	Zip

<b>Location Information</b>		<input type="checkbox"/> Stolen	<input type="checkbox"/> Impounded	<input checked="" type="checkbox"/> Towed	<input type="checkbox"/> Recovered	<input type="checkbox"/> Recovered Non-Locally
Tow Company <b>HOODS TOWING</b>	Tow Phone <b>(314) 291-7862</b>	Tow Phone Ext.	Tow Tag	Tow Fee <b>\$0.00</b>		

<b>Images</b>
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	ID Number	Date / Time	Subject Type	Image / Attachment Type	Sealed
	2009823565	12/12/2009 0413	PERSON	DIGITAL CAMERA-JPG	<input type="checkbox"/>
	Name		Description		
	FREESE, DAVID		FRONT		
	Taken Date / Time	Agency	Image Captured By	Original File Name	
12/12/2009 0414	DEPARTMENT PHO7	161 - STOUGH, ERICA	P:\PMS\JAILWIN\2009 INMATE PHOTOS\2009823565-1.JPG		
	ID Number	Date / Time	Subject Type	Image / Attachment Type	Sealed
	2009823565-2	12/12/2009 0417	PERSON	DIGITAL CAMERA-JPG	<input type="checkbox"/>
	Name		Description		
	DAVID FREESE		SIDE		
	Taken Date / Time	Agency	Image Captured By	Original File Name	
12/12/2009 0417	DEPARTMENT PHO7	118 - SWATEK, JEFFREY	P:\PMS\JAILWIN\2009 INMATE PHOTOS\2009823565-2.JPG		

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