

Date: 4/4/2005

Time: 2315

Krs.: 189a.010(5a) DUI 1ST, 189.290 Careless, 189.530 Open Container in a Motor Vehicle, 186.140 Expired Out of State Plate

Perp: Freel, Ryan P.

Details: I was east on Dave Cowan Dr. when I observed a vehicle stopped at the beginning of the entrance ramp to I-471 Southbound. The vehicle was already on the ramp next to the traffic island. The vehicle then turned left and went over part of the traffic island and came back out on to Dave Cowan Dr.. I got behind the vehicle and observed that it was unable to maintain the right hand lane. It traveled left of the marked lane two times. The Florida license plate had also expired. I turned on my warning lights to stop the vehicle near Cowan and Linden. The vehicle continued to travel until it came to the ramp leading to I-471 north. The vehicle started to pull towards the curb and then continued up onto the curb to the sidewalk before stopping. The vehicle had heavy damage to the drivers side that appeared to be fresh. The driver appeared to be trying to get out but was unable to do so due to the damage. I approached the passenger side door and observed the driver while he was still in the vehicle. I got his attention from the passenger side and opened up the door to the vehicle. I could smell a strong odor of an alcoholic beverage coming from inside the vehicle. The driver was the only subject in the car. His eyes appeared glassy and bloodshot. As I spoke to the driver his speech was slow and slurred. I asked him to get out of the vehicle. He had to climb over the center console to do so. After he got across the center console he appeared to have some difficulty exiting the vehicle the rest of the way. At this time my back up Officer Antrobus arrived to assist me. The subject was out of the vehicle and I observed that he was unsteady on his feet and having a difficult time standing. His eyes were glassy and bloodshot and his face was flush. I had him come to the rear of the vehicle and take a seat for a moment while I showed Officer Antrobus the damage to the vehicle. While Officer Antrobus was inspecting the damage the driver stated he wanted to explain. He stated he was driving somewhere in Ohio when he swerved to miss a car and struck a median wall. I asked the subject now identified as Mr. Freel to stand and get on the sidewalk. I asked him how much he had to drink and he told me that he had not been drinking. As I talked to him I could still smell a strong odor of an alcoholic beverage about his breath and person. He was still unsteady on his feet and kept swaying from side to side. I told him that I believed he had been drinking and I needed to give him some tests. He asked me if there was some way that I could just have somebody come and pick him up. I told him that I needed to give him the tests before I could make any decisions.

Field Sobriety Tests:

The first test administered I had Mr. Freel recite the alphabet starting at the letter D and ending at W. He started at D and went to P and stopped, then GQ and he stopped again. He then started over at A and went through the entire alphabet to Z. At this time he asked again if I could just have somebody come and pick him up. I told him no. I also observed that Mr. Freel was still unsteady on his feet. I could still smell a strong odor of an alcoholic beverage also.

The next test was the Finger Touch/Dexterity test. I gave Mr. Freel