

CASE REPORT

Summary

Print Date/Time: 10/21/2020 07:01
Login ID: trumanj
Case Number: 2020-00022741

Portage Department of Public Safety
ORI Number: MI3967800

Case

Case Number: 2020-00022741
Location: S 12TH ST / W CENTRE AVE
PORTAGE, MI 49024
Reporting Officer ID: MSCH -
SCHUMACHER

Incident Type: OWI of Liquor or Drugs
Occurred From: 08/27/2020 22:58
Occurred Thru: 08/27/2020 22:58
Disposition: Arrest
Disposition Date: 09/02/2020
Reported Date: 08/27/2020 22:58 Thursday

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	State	54002	54002	OPERATING WHILE INTOXICATED OWI	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Informational	1	CAMERON, GRACE ELINA (RN)			White	Female	
Suspect	1	CARROLL, MICHAEL FRANCIS			White	Male	
Victim	1	SOCIETY	<UNKNOWN> PORTAGE, MI 49024				

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
91573 A	CARROLL, MICHAEL FRANCIS	7810 SHAVER RD PORTAGE, MI 49024	09/15/2020 12:43	Warrant/Taken into Custody	57

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
08/28/2020	Safekeeping (Evidence Only)	Knife			#1: FOLDING KNIFE, MULTI TOOL, AND NAIL CLIPPERS	96353	1

Vehicles

No.	Role	Vehicle Type	Year	Make	Model	Color	License Plate	State
1	Suspect Vehicle	Passenger Car	2017	Lincoln	MKZ	Black		

Routing:

PORTAGE POLICE DEPARTMENT
CASE NARRATIVE

CASE NBR: 20-22741

DATE: 08/28/2020

EMPLOYEE: M. SCHUMACHER/tg

PRIMARY INFORMATION:

On 08/27/2020 at 2258 HRS, while on patrol, I turned from W Centre Ave. to S 12th St., and upon turning, I was almost hit head-on by a gray sedan being driven southbound in the northbound lane. After an investigation, the driver, MICHAEL FRANCIS CARROLL, [REDACTED], was arrested for suspicion of Operating While Intoxicated (OWI).

TRAFFIC STOP/OBSERVATIONS:

While on routine patrol in a fully marked patrol vehicle, I was traveling W Centre Ave., approaching S 12th St. Upon turning north onto S 12th St., a gray sedan was traveling southbound in the northbound lanes and almost hit me head-on. I had to drive onto the shoulder to avoid a collision. I turned around and got behind the vehicle and activated my emergency lights to initiate a traffic stop. The vehicle ended up being identified as a Lincoln MKZ with [REDACTED]. The vehicle stopped in the roadway, still southbound in the northbound lane.

I approached the vehicle and made contact with the sole occupant and driver of the vehicle who was identified by his [REDACTED] driver's license as MICHAEL FRANCIS CARROLL [REDACTED]. I also observed that he had yellow paint transfer down the driver's side of the vehicle on both doors, making me believe he had possibly struck something. While making contact with him, I did observe that his eyes appeared to be glazed over and his speech was sluggish/slurred. I also observed the odor of intoxicants coming from his facial region while speaking with him. I asked to see his driver's license and he began searching for it in his wallet and tried to give me his driver's license and credit card at the same time. I told him he could keep ahold of his credit card. I then asked for his insurance and he began pulling out his healthcare insurance card out of his wallet and I told him he could keep that in his wallet as well. I asked him where he had been coming from and he responded, down the street. I asked him if he knew where he was at and he began mumbling but did not give me an answer. Again I asked CARROLL where he was coming from and he replied, "Um here" and handed me a work ID, identifying himself as a City of Portage employee. This was handed to OFC WALL who had arrived on scene to assist and he notified SGT CLARK. I then asked him how many drinks he had tonight and he responded, "Four" and later elaborated that they were Miller Lights. I asked him when this was and he responded, "An hour ago." At this time, I had him exit his vehicle, after turning it off and walk to the back of his vehicle. While walking, he stumbled and had to reach out to the vehicle to assist himself. Once at the back of his vehicle, CARROLL allowed be to check him for weapons.

CONTACT WITH SUSPECT:

Once at the back of his vehicle, I started asking him to elaborate on where he had been or where he was coming from and he said he no longer wished to speak with me. I had asked him what he had hit and he

**PORTAGE POLICE DEPARTMENT
CASE NARRATIVE**

CASE NBR: 20-22741

DATE: 08/28/2020

EMPLOYEE: M. SCHUMACHER/tg

did not know. He later stated to another officer that the damage and yellow paint was old but he was unsure if he was involved in some sort of accident tonight or not. I asked if he was having any medical issues, if he was diabetic or on any medications for anything and he said he was not. I then asked him if he needed an ambulance to check him out and he did not. I began getting his basic information and asked him where he was living and his speech was sluggish. He had a hard time pronouncing the road that he lives on, [REDACTED] as well as spelling it. He was also having a hard time going through his wallet and spilled several cards on the ground.

STANDARDIZED FIELD SOBRIETY TESTS (SFST's):

Due to the fact that CARROLL was an employee with the City of Portage, an outside agency was asked to come and complete field sobrieties. Kalamazoo County Sheriff Department Deputy BAGLEY arrived, however did not partake in SFST's, due to the fact that CARROLL refused.

PRELIMINARY BREATH TEST (PBT):

I read CARROLL his PBT rights off of a Portage Department of Public Safety (PDPS) issued preprinted card and when I asked if he would provide a PBT sample, he responded "no".

ARREST:

CARROLL was informed that he was under arrest for OWI. He was told to turn around, which he did, and place his hands behind his back, he was handcuffed with two handcuffs, due to him being larger in stature. The handcuffs were checked for tightness and double locked. He was searched incident to arrest and placed in the back of my patrol vehicle. CARROLL was seat belted in the right rear prisoner compartment seat.

MIRANDA RIGHTS:

Once in the back of my patrol vehicle, I read CARROLL his Miranda rights off of my PDPS issued preprinted card and he verbally indicated he understood but did not wish to talk to me about the incident.

CHEMICAL TEST RIGHTS:

I read CARROLL his chemical test rights off of the DI-177 form. After reading him his chemical test rights, I asked him if he understood, to which he indicated he did. I then asked for him to provide a breath sample and he said "no", refusing at 2358 HRS.

**PORTAGE POLICE DEPARTMENT
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DATE: 08/28/2020

EMPLOYEE: M. SCHUMACHER/tg

BLOOD SEARCH WARRANT:

CARROLL was transported back to Portage headquarters where he was observed by another officer, while I completed an affidavit and search warrant for a blood draw. After typing up the affidavit/search warrant, I made contact with Judge WESTRA by telephone. He had me swear to the warrant and then provided me with a fax number for it to be sent to. Attempting to fax at the Portage headquarters was unsuccessful, due to technology issues. Judge WESTRA then attempted a scan to email, but his internet was not working. I then drove myself and CARROLL down to Bronson Hospital where I was allowed to use their fax machine and faxed the search warrant and affidavit to Judge WESTRA where he did sign it and fax it back.

BLOOD DRAW:

I showed CARROLL both the search warrant and affidavit signed by Judge WESTRA and he understood. CARROLL was cooperative for the blood draw. Phlebotomist GRACE ELINA CAMERON, [REDACTED], arrived at the room to complete the blood draw for me. CAMERON observed as I broke the seal on the test kit. CAMERON used the sterilizing wipe from the blood draw kit to sterilize his right forearm/hand area and at 0217 HRS drew the first vial of blood and at 0218 HRS drew the second vial. The two vials were placed in the Ziploc bag from the kit and placed back into the blood draw kit box with the pertinent, filled out, paperwork. The blood test kit was then sealed with the provided seal and signed by both myself and CAMERON. The test kit was then placed in the outgoing mail to be sent to the MSP lab for testing.

LODGING:

After the blood draw, CARROLL was transported to the Kalamazoo County Sheriff's Department (KCSD) where he was lodged for OWI with instructions to be released when sober.

VEHICLE:

The vehicle was a Lincoln MKZ, [REDACTED], gray in color. OFC WALL completed the vehicle information and tow.

DRIVING STATUS:

CARROLL had a valid [REDACTED] driver's license. Dispatch was unable to get a certified driving history response from [REDACTED].

DI-93:

I filled out a DI-93, Officer's Report of Refusal to Submit to Chemical Test, and provided the copies to CARROLL.

**PORTAGE POLICE DEPARTMENT
CASE NARRATIVE**

CASE NBR: 20-22741

DATE: 08/28/2020

EMPLOYEE: M. SCHUMACHER/tg

SEARCH WARRANT:

A copy of the search warrant was provided to CARROLL and then also sent to the courts for records purposes.

PROPERTY:

Among CARROLL's property were two knives and a nail clipper, which would not be accepted at the jail. These were packaged and placed into Property as Item #1 for safekeeping to be returned to CARROLL.

DISPOSITION:

The case will be open pending blood draw results.

STATUS:

OPEN. MSCH 9.2.2020

PORTAGE POLICE DEPARTMENT
SUPPLEMENTAL REPORT

CASE NBR: 20-22741

DATE: 08/28/2020

EMPLOYEE: R. CLARK/tg

INFORMATION:

On 08/27/2020 at approximately 2258 HRS, I overheard OFC SCHUMACHER on the radio indicating he was on a traffic stop near 12th St. and W Centre with a vehicle traveling on the wrong side of the roadway. Shortly thereafter, I was informed the operator of the vehicle, MICHAEL CARROLL was possibly involved in an accident and appeared intoxicated.

AGENCY ASSISTANCE:

The operator of the vehicle, CARROLL is an employee with the City of Portage which prompted me to reach out to a neighboring jurisdiction to assist with the investigation. My first contact was with the Michigan State Police who was unavailable. Secondly I reached out to the Kalamazoo County Sheriff's Department and spoke with their road patrol command who offered their assistance with the OWI investigation to consist of dexterity tests, potential preliminary breath test, and potential chemical test.

Once KCSD arrived on scene, Deputy BAGLEY attempted to perform dexterity tests; however, CARROLL refused to perform the requested. CARROLL also refused to submit to a preliminary breath test. With the refusals from CARROLL, the investigation was turned back over to OFC SCHUMACHER.

ADDITIONAL INFORMATION:

While OFC SCHUMACHER was drafting an affidavit and search warrant for a blood draw, I stood with CARROLL in the booking room where I moved his handcuffs to the front as he was seated on the booking room bench. While moving CARROLL's handcuffs, I did note an odor of intoxicants emanating from his person.

Once OFC SCHUMACHER completed his affidavit and search warrant, I was informed our fax machines were not working and he did not have the ability to submit the affidavit and search warrant to the on-call judge for review/approval. At that time, I stepped outside the booking area to assist OFC SCHUMACHER with scanning and emailing the affidavit and search warrant for review/approval. It was later determined the on-call judge was also having issues with the internet connection at his residence. Contact was then made with Bronson Hospital who indicated their fax machine was in service and operational. OFC SCHUMACHER transported CARROLL to Bronson Hospital where the affidavit and search warrant was authorized and the warrant was executed.

STATUS:

ATTACH TO ORIGINAL.

Clarkr

9-2-20

PORTAGE POLICE DEPARTMENT
SUPPLEMENTAL REPORT

CASE NBR: 20-22741

DATE: 08/28/2020

EMPLOYEE: B. WALL/tg

PRIMARY INFORMATION:

On 08/27/2020 at approximately 2258 HRS, OFC SCHUMACHER called out over the radio that he was out with a wrong way driver on S 12th St. at W Centre Ave. I was in the 12TH St. Elementary parking lot and responded to his location to assist him.

OFFICER'S ACTIONS/OBSERVATIONS:

OFC SCHUMACHER made contact with the driver and identified him as MICHAEL CARROLL. CARROLL's vehicle was southbound in the northbound lane on S. 12th St., just north of W Centre Ave. I went nose to nose with CARROLL's vehicle and blocked northbound traffic so they would not strike CARROLL's vehicle, CARROLL or officers. I exited my patrol car and made my way to the driver side window where OFC SCHUMACHER was speaking with CARROLL. CARROLL handed OFC SCHUMACHER a Portage City ID, which OFC SCHUMACHER handed over to me. The Portage City ID indicated CARROLL was a City Manager for the City of Portage. At this point, while OFC SCHUMACHER was still conducting his investigation, I returned to my patrol car where I contacted the on-duty supervisor, SGT CLARK and informed him that OFC SCHUMACHER had stopped the Potage City Manager and that he was likely intoxicated. At this point he told me to have OFC SCHUMACHER hold off on conducting an Operating While Intoxicated (OWI) investigation, while he contacted an outside agency to potentially do the investigation. I stood by with CARROLL for several minutes, while we waited to hear back from SGT CLARK whether an outside agency would conduct the investigation. We later heard back that Kalamazoo County would be assisting us with the investigation.

I stood by with CARROLL for about a half an hour, occasionally making small talk. While CARROLL was speaking to me, he did appear to have slurred speech. At one point he was thumbing through his wallet and dropped several of his credit cards/debit cards/business cards on the ground. He bent over to pick them all up and dropped another card. OFC SCHUMACHER informed me that he dropped another card and he bent back over to pick it up. I continued to stand by with CARROLL until he was arrested by OFC SCHUMACHER for suspicion of OWI.

VEHICLE INFORMATION AND IMPOUND:

The vehicle CARROLL was driving was a 2017 Lincoln MKZ, black in color, with [REDACTED]. There appeared to be fresh yellow paint on the driver side front door and driver side rear door. CARROLL said the damage occurred approximately three weeks ago. The damage was photographed and uploaded to the PDPS hard drive.

I conducted an inventory search of the vehicle and documented the contents of the vehicle. I stood by while McDonald's impounded the vehicle back to their lot.

**PORTAGE POLICE DEPARTMENT
SUPPLEMENTAL REPORT**

CASE NBR: 20-22741

DATE: 08/28/2020

EMPLOYEE: B. WALL/tg

STATUS:

ATTACH TO ORIGINAL. BWAL 8/31/20

PORTAGE POLICE DEPARTMENT
SUPPLEMENTAL REPORT

CASE NBR: 20-22741

DATE: 09/05/2020

EMPLOYEE: M. SCHUMACHER/ta

LABORATORY REPORT:

I received the laboratory report from the State Police Forensic Science Division. The blood analysis results are as follows: .221 grams of alcohol per 100ml of blood. See laboratory report for further information.

CHARGES SOUGHT:

I will be requesting the charge of OWI operating with a high BAC due to the fact that CARROLL's blood results indicated .221 grams of alcohol per 100ml of blood and he had no priors, as well as PBT refusal.

CASE SUMMARY:

On 08/27/2020 at 22:58 hours while on patrol, turning northbound onto S. 12th Street from W. Centre Avenue in the city of Portage, county of Kalamazoo, state of Michigan, I was almost hit head on by a gray Lincoln MKZ, driving southbound in the northbound lanes. A traffic stop was initiated on the vehicle and the vehicle stopped in the northbound lanes, still facing southbound. I made contact with the sole occupant and driver of the vehicle, who was identified by his Illinois driver's license as MICHAEL FRANCIS CARROLL (REDACTED). His car had yellow paint transfer, possibly from some sort of collision down the entire driver's side of the vehicle. While speaking with CARROLL, I did observe that his eyes appeared to be glazed over and his speech was sluggish and sometime slurred. I also observed the odor of intoxicants coming from his facial region while speaking with him. CARROLL did admit to drinking "four Miller Lights" approximately "an hour ago".

CARROLL refused to partake in standardize field sobriety tests. After being read his PBT rights, CARROLL also refused to provide a PBT sample. After being placed under arrest for operating while intoxicated, CARROLL was read his Miranda rights, which he verbally indicated he understood and he no longer wanted to talk to me about the incident. CARROLL was then read his chemical test rights off from the DI-177 form and when requesting a breath sample, he responded "no". I completed an Affidavit and search warrant for a blood draw and then sworn to the Affidavit with Judge WESTRA over the phone. Judge WESTRA then signed both the Affidavit and search warrant after I faxed it to him. CARROLL was transported to Bronson Hospital for a legal blood draw. The legal blood draw was completed by phlebotomist GRACE CAMERON with the blood test then being sent to Michigan State Police Forensic Science Division for testing. The blood results, upon return, indicated a .221 grams of alcohol per 100ml of blood. CARROLL did not have any prior OWIs on his record.

STATUS:

TOT PROSECUTOR FOR REVIEW. MSCH 9.6.2020

PORTAGE POLICE DEPARTMENT
SUPPLEMENTAL REPORT

CASE NBR: 20-22741

DATE: 09/15/2020

EMPLOYEE: L. MORGAN

WARRANT ARREST:

On 09/15/2020, at approximately 1240 hours, contact was made with CARROLL/MICHAEL/FRANCIS 07/31/1963. [REDACTED]
[REDACTED]
[REDACTED]

The KCSO/PDPS booking form and booking procedures were completed per departmental procedure, CARROLL posted the bond and was provided with his copy of the Conditional Bond receipt and advised on a 09/29/2020 0830 am arraignment date at 8th District Court, 227 W. Michigan Ave in the City of Kalamazoo.

KCSO/PDPS Booking Form was placed into Records to be added to this complaint and the bond was placed in the bond box. Dispatch was advised via MCT to cancel the warrant.

STATUS: WARRANT ARREST

09-15-2020/LMOR

**PORTAGE POLICE DEPARTMENT
SUPPLEMENTAL REPORT**

CASE NBR: 20-22741 DATE: 09/16/2020 EMPLOYEE: M. SCHUMACHER/bi

CHARGE AUTHORIZED:

The Prosecutor's Office authorized both the charge of operating with a high BAC and operating while intoxicated on MICHAEL CARROLL.

ADDITIONAL INFORMATION:

At the time of this report, CARROLL already turned himself in and bonded out on the signed warrant.

STATUS:

CLOSED. MSCH 9.18.2020

State of Michigan 8th District Court	AFFIDAVIT OF PROBABLE CAUSE	Police Agency: PDPS File No: 20-022741
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227 West Michigan Avenue, Kalamazoo, MI 49007

Court Telephone No. (269) 384-8171

DEFENDANT: CARROLL, MICHAEL FRANCIS

CHARGE(S): OPERATING WITH A HIGH BAC 257.6251C and REFUSED PRELIMINARY BREATH TEST 257.625(A)(2)

FACTS ESTABLISHING PROBABLE CAUSE FOR ISSUANCE OF THE WARRANT AND/OR ARREST

Date of Offense: 08/20/2020 **Location of offense:** S 12th ST/ W Centre Ave **City/Twp/Village:** Portage
County & State: County of Kalamazoo, State of Michigan

Details of alleged incident:

On 08/27/2020 at 22:58 hours while on patrol, turning northbound onto S. 12th Street from W. Centre Avenue in the city of Portage, county of Kalamazoo, state of Michigan, I was almost hit head on by a gray Lincoln MKZ, driving southbound in the northbound lanes. A traffic stop was initiated on the vehicle and the vehicle stopped in the northbound lanes, still facing southbound. I made contact with the sole occupant and driver of the vehicle, who was identified by his [REDACTED] driver's license as MICHAEL FRANCIS CARROLL ([REDACTED]). His car had yellow paint transfer, possibly from some sort of collision down the entire driver's side of the vehicle. While speaking with CARROLL, I did observe that his eyes appeared to be glazed over and his speech was sluggish and sometime slurred. I also observed the odor of intoxicants coming from his facial region while speaking with him. CARROLL did admit to drinking "four Miller Lights" approximately "an hour ago".

CARROLL refused to partake in standardize field sobriety tests. After being read his PBT rights, CARROLL also refused to provide a PBT sample. After being placed under arrest for operating while intoxicated, CARROLL was read his Miranda rights, which he verbally indicated he understood and he no longer wanted to talk to me about the incident. CARROLL was then read his chemical test rights off from the DI-177 form and when requesting a breath sample, he responded "no". I completed an Affidavit and search warrant for a blood draw and then sworn to the Affidavit with Judge WESTRA over the phone. Judge WESTRA then signed both the Affidavit and search warrant after I faxed it to him. CARROLL was transported to Bronson Hospital for a legal blood draw. The legal blood draw was completed by phlebotomist GRACE CAMERON with the blood test then being sent to Michigan State Police Forensic Science Division for testing. The blood results, upon return, indicated a .221 grams of alcohol per 100ml of blood. CARROLL did not have any prior OWIs on his record.

Officer's Signature

Printed Name

SWORN BY SAID OFFICER AS TRUE THIS ____ DAY OF ____, 20 ____

District Judge, Magistrate or Deputy Court Clerk

CHARGING REQUEST
KALAMAZOO COUNTY PROSECUTING ATTORNEY
 - Page 1 of 2 -

AGENCY: PDPS
COMPLAINT # 20-22741
TCN#

CTN#

SECTION 1 REQUEST: TO BE TYPED OR PRINTED BY REQUESTING AGENCY

Defendant Name: Last, First, Middle CARROLL, MICHAEL, FRANCIS		Is This Case a Resubmission? <input type="checkbox"/> YES <input checked="" type="checkbox"/> No	Name of Prior Review Attorney:
State ID#	Alias	<input type="checkbox"/> Appeal or Denial Requested AND Written Reasons Attached OR <input type="checkbox"/> Further Evidence Submitted	
Address: City, State, Zip		Requested Charge (1) OPERATING WITH A HIGH BAC	PACC Code (1) 257.6251C <input type="checkbox"/> F <input checked="" type="checkbox"/> M
Home Phone	Work Phone	Race W	Sex M
DOB		Requested Charge (2) REFUSED PRELIMINARY BREATH TEST	PACC Code (2) 257.625(A)(2) <input type="checkbox"/> F <input type="checkbox"/> M
DL #/ID#	Requested Charge (3) PACC Code (3) <input type="checkbox"/> F <input type="checkbox"/> M		
Social Sec. #	Date of Crime (1) 8/27/20 <input checked="" type="checkbox"/> City <input type="checkbox"/> Township of Crime PORTAGE		
Public School Student? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Date of Crime (2) 8/27/20 <input checked="" type="checkbox"/> City <input type="checkbox"/> Township of Crime PORTAGE		
School Name:	Date of Crime (3) <input type="checkbox"/> City <input type="checkbox"/> Township of Crime		
Criminal History <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Information Sources Must Be Attached	Sources Attached: <input type="checkbox"/> Local Record <input checked="" type="checkbox"/> LEIN <input checked="" type="checkbox"/> NCIC <input type="checkbox"/> Other:	Victim/Complainant: Last, First SOCIETY
Defendant Status: <input checked="" type="checkbox"/> Not in Custody <input type="checkbox"/> In Custody - Date Jailed:	Address: City, State, Zip		
Requesting Officer: Last, First, Middle SCHUMACHER, MICHAEL	Officer Emp. # 23209	Home Phone	
Officer Comments	Victim/Complainant: Last, First SCHUMACHER, MICHAEL		
Complaining Witness: Last, First	Work Phone	Address: City, State, Zip 7810 SHAVER RD, PORTAGE, MI 49002	
		Home Phone 269-329-4567	

SECTION 2 DISPOSITION: TO BE TYPED OR PRINTED BY REVIEWING ATTORNEY

<input type="checkbox"/> WARRANT DENIED	Reason Code:	<input type="checkbox"/> Add MSP Lab Notice Language
<input type="checkbox"/> WARRANT AUTHORIZED	<input type="checkbox"/> CCW Permit <input type="checkbox"/> No Permit	<input type="checkbox"/> Motor Vehicle Used During Felony
Authorized Charge (1)	PACC Code (1)	Explanation of Denial:
Authorized Charge (2)	PACC Code (2)	
Authorized Charge (3)	PACC Code (3)	
Authorized Charge (4)	PACC Code (4)	
DIVERSION <input type="checkbox"/> Yes <input type="checkbox"/> No Type:		

Prosecuting Attorney

Attorney Bar #

OPA Received

APA Received

APA Reviewed



Department of Public Safety

COST RECOVERY
OWI

NAME: CARROLL, MICHAEL FRANCIS
ADDRESS: [REDACTED]

PDPS CASE # 20-22741

DATE OF SERVICE: 8/27/2020
TIME OF SERVICE: 2258 HRS

PERSONNEL ASSIGNED:

NAME:	START TIME	STOP TIME	RATE	TOTAL COST
OFC M. SCHUMACHER	2258 HRS	0534 HRS	.64 PER MINUTE	\$253.44
OFC B. WALL	2300 HRS	0100 HRS	.64 PER MINUTE	\$76.80
SDC J. BLUE	2329 HRS	0004 HRS	1.00 PER MINUTE	\$35.00
SGT R. CLARK	2329 HRS	0529 HRS	1.00 PER MINUTE	\$360.00
BLOOD DRAW:				\$100.00

TOTAL PDPS COST \$825.24

From: [Teresa Gipson](#)
To: [Jamie Swafford](#)
Subject: RE: LEAP Notification
Date: Monday, September 14, 2020 1:57:39 PM

FIO

From: truefilingadmin@truefiling.com [mailto:truefilingadmin@truefiling.com]
Sent: Monday, September 14, 2020 1:52 PM
To: OPA Records <OPARecords@portagemi.gov>
Subject: LEAP Notification

1. JSWAF 9/15/2020
2. MSCH 9/15/2020
3. JAN 9/15/2020

LEAP Agency Note Received

An agency note has been added to Portage Department of Public Safety
Incident #: 20-022741
Defendant: MICHAEL CARROLL

Please provide the following:

- All bodycams/mvrs/dvrs from this incident ¹
- Deputy Bagley's report ²
- PDPS's cost recovery amount ³

Return by: 9.25.20

Thanks much.

APA Huber
383.8912

NOTE: You are receiving this email because your LEAP notification settings are set to receive status change messages for this status on the LEAP website. If you no longer wish to receive this email, please update your settings.

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CH REQ/CARROLL AUTHORIZED 9/15/2020 JS

From: KazooOnBase_NoReply@kalcounty.com
To: [OPA Records](#)
Subject: Kalamazoo County PA - 39PPD - CARROLL, MICHAEL - 39PPD - 20-022741
Date: Monday, September 14, 2020 3:05:54 PM

CAUTION: THIS EMAIL IS FROM AN EXTERNAL SENDER

Do not click on links or open attachments unless this is from a sender you know and trust.

Defendant: CARROLL, MICHAEL FRANCIS

Agency: 39PPD

Incident: 20-022741

DOB:

Authorized

Charges Issued:

Issuing/Reviewing APA:

Notes:

[9/14/2020 | MASCOT] - Officer SCHUMACHER

AUTHORIZED

1. 257.6251C - OPERATING WITH A HIGH BAC

2. 257.6251-A - OPERATING WHILE INTOXICATED

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Incident/Investigation Report

Agency: KCSD

Case Number: 20-009046

Date: 09/16/2020 09:22:36

Incident Information

Date/Time Reported	Date/Time Occurred	Date/Time Found	Officer
08/27/2020 22:58	08/27/2020 21:58	08/27/2020 22:58	
Incident Location			
S 12th St/w Centre Ave, Portage, MI 49024			

Charges

1	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att
		Other Assist Calls	93950	999	<input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		HIGHWAY / ROAD / ALLEY /		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	1.
Entry	Exit	Criminal Activity			2.
					3.
Bias Motivation		Bias Target	Bias Circumstances	Hate Group	

Other Persons Involved

Name Code	Seq. #	Name (Last, First, M)	Race	DOB
Involved, Other	1	BAGLEY, HUNTER DEPUTY	B	
Address			Home Phone	
1500 LAMONT AVE, KALAMAZOO, MI 49001				
Employer Name/Address			Business Phone	
KCSD / 1500 LAMONT AVE, KALAMAZOO MI 49048				
			Cell Phone	
Name Code	Seq. #	Name (Last, First, M)	Race	DOB
Involved, Other	2	SCHUMACHER, MICHAEL	W	
Address			Home Phone	
Employer Name/Address			Business Phone	
PORTAGE POLICE /				
			Cell Phone	

Incident/Investigation Report

Agency: KCSD

Case Number: 20-009046

Date: 09/16/2020 09:22:36

Notes/Narratives

NARRATIVE

20-9046

AOJ PORTAGE PD OWI

INFORMATION:

On Thursday 08/27/2020 at approximately 2319 hours, I was dispatched to the area of 12th St and Center Ave in Portage. Portage was requesting assistance in their OWI investigation involving one of their city managers.

CONTACT WITH PORTAGE PD/SUSPECT:

Portage Police had requested a deputy after conducting a traffic stop on one of their city managers who they believed to be intoxicated. I arrived on scene approximately 1 hour after the original stop had been conducted. After making contact and speaking with the driver, he was uncooperative, refusing to participate in SFTs as well as a PBT. While speaking with the suspect, I was unable to gather probable cause for an OWI arrest. Complaint/report was turned back over to Portage PD.

END OF REPORT.

Respectfully submitted,
Deputy Hunter Bagley, #5832
Kalamazoo County Sheriff's Department

.mrl
08/28/2020

CONTINUATION

[EMPTY]

[illegible]

20-22741

86.772.8860 • Email: order@empico.com



20-2274!

BLANK

ADMINISTRATIVE FEE COLLECTED: \$ _____	INTERIM BOND	CASE NO. 2007922SD
---	--------------	-----------------------

☐ 9th Circuit Court ORI #M1390015J
 227 W. Michigan, Kalamazoo, MI 49007
 Ph: (269) 383-8837 Fax: (269) 383-8647

☒ 8th District Court- North ORI #M1390045J
 227 W. Michigan, Kalamazoo, MI 49007
 Ph: (269) 384-8171 Fax: (269) 384-8047

☐ The State of Michigan
 THE PEOPLE OF _____
☐ _____
☐ Juvenile In the matter of _____

Defendant's name, address, and telephone no.
 Michael F. Carroll

 Date of birth _____ CTN/TCN _____

Date of arrest 9-15-20	Type of offense <input checked="" type="checkbox"/> Misdemeanor <input type="checkbox"/> Felony	Arresting Agency Portage Dept Public Safety	Agency File No. 20-22741
Offense(s) OWI High BAC		Statute/ordinance citation(s) 257.6251C	
Purpose of next appearance Arraignment		Time of appearance 0830 Am	Date of appearance 9/29/2020
Place of appearance <input checked="" type="checkbox"/> At the court address above <input type="checkbox"/> Other:			
TYPE OF BOND: <input type="checkbox"/> Personal Recognizance <input checked="" type="checkbox"/> Cash/Surety <input type="checkbox"/> Cash/Surety/10%Cash <input type="checkbox"/> Real Property* <input type="checkbox"/> *Proof of value and interest in real property is required.		Full bail amount \$ 500 -	Bond set by Judge/Magistrate/Referee

See terms and conditions on the other side of this form

TERMS AND CONDITIONS

I have read and agree to the terms and conditions as specified on the other side of this bond and as follows:

I will abide by the other conditions specified in items: # G W. I not use alcohol or any other
 illegal controlled substance

which are listed on the back of this bond. I understand if I fail to perform all the terms and conditions of this bond, my release may be revoked and I will be subject to arrest, and the full amount of my bond may be forfeited and judgment entered for the entire amount of the bond.

X 9-15-20
 Date

Defendant's Signature

Bond Deposited by Defendant: If all the terms and conditions of this bond are met, it will be used to pay any fine, state minimum costs, restitution, statutory assessments, and other costs imposed and any balance will be returned to me as authorized by statute and court rule.

X 9-15-20
 Date

Defendant's Signature

Bond Deposited by ☐ Third Party: ☐ Surety/Agent: I understand and agree if all the terms and conditions on the face and on the back of this bond are not met by the defendant, the full amount of the bond may be forfeited and a judgment entered for the entire amount of the bond. If all terms and conditions of this bond are met, the full amount of the bond will be returned to me unless I deposited a 10% cash bond. In the instance, the court will return only 90% of it to me.

Date

Signature of depositor/surety/agent and Identification (i.e. DLN)

Name of depositor/surety/agent

Address

City, State, Zip

ACCEPTANCE

Bond is accepted.

☐ Received deposit of \$ _____

9-15-20
 Date

 Signature

Court

20-22741

Section A**TERMS AND CONDITIONS**

By signing the Acknowledgement of Pretrial Release Conditions, I agree to the following terms and conditions and any other conditions specified in the Pretrial Release Order.

- I will personally appear for any examination, arraignment, trial, sentencing, or at any time and place as directed by this court. If represented by an attorney in this case, any notice to appear may be given to the defendant's attorney instead of the defendant.
- I will abide by any judgement entered in this case and surrender to serve any sentence imposed.
- I will not leave the State of Michigan without the permission of this court.
- I will not commit any crime while released.
- I will immediately notify this court, in writing, of any change of address or telephone number.
- I will abide by any other conditions described on the face of this form and in any release order.
- I understand that if I violate items Q through T (if conditions of my release), I am subject to arrest without a warrant and may have my bond forfeited or revoked and new conditions of release imposed, in addition to any other penalties that may be imposed if I am found in contempt of court.
- I understand that if I violate any of the terms and conditions of this bond and am arrested for the violation in another state, that I waive all extradition proceedings and will be immediately returned to this state.

OTHER CONDITIONS

TO person preparing the Acknowledgement of Pretrial Release Conditions or the sheriff/jailer/law enforcement agency holding the defendant/juvenile: If the court ordered any of the following additional conditions of release on the Pretrial Release and/or Preliminary Hearing Order, they must be specified on the face of this acknowledgement. Please indicate each applicable condition by the corresponding item number.	
Item F	I will make reports to a court agency as specified by this court or the agency.
Item G	I will not use alcohol or any other illegal controlled substance.
Item H	I will participate in a substance abuse testing or monitoring program.
Item I	I will participate in a specified treatment program for any physical or mental condition, including substance abuse.
Item J	I will comply with restrictions on personal association, place of residence, place of employment, or travel.
Item K	I will surrender my driver's license or passport.
Item L	I will continue to seek employment
Item M	I will comply with a specified curfew
Item N	I will continue or begin an educational program.
Item O	I will remain in custody of a responsible member of the community. The community member agrees to monitor the defendant/juvenile and report any violation of these release conditions to the court.
Item P	I will <u>not</u> possess or purchase a firearm or other dangerous weapon.
Item Q	I will <u>not</u> assault, harass, intimidate, beat, molest, wound, stalk, threaten, or engage in other conduct that would place any of the following persons or a child of any of the following persons in reasonable fear of bodily injury: spouse, former spouse, individual, with whom defendant has a child in common, resident or former resident of defendant's household [add name(s) to Acknowledgement of Pretrial Release Conditions].
Item R	I will <u>not</u> assault, harass, intimidate, beat, molest, wound, or threaten the following person(s): [add name(s) to Acknowledgement of Pretrial Release Conditions].
Item S	I will <u>not</u> , without permission from this court, have (or cause any third party to have) any direct or indirect contact with: [add name(s) to Acknowledgement of Pretrial Release Conditions].
Item T	I will <u>not</u> enter the following specified premises or areas: [add address or other location to Acknowledgement of Pretrial Release Conditions]. I may go to the residence one time accompanied by a peace officer to remove personal belongings.

NOTICE OF FIREARMS RESTRICTION: If item Q is listed as a condition of defendant's/juvenile's release, federal and/or state law may prohibit the defendant from possessing or purchasing ammunition or a firearm (including a rifle, pistol, or revolver) if the court found, after a hearing at which the defendant/juvenile had notice and an opportunity to participate, that the defendant/juvenile represents a credible threat to the physical safety of the person(s) named in item Q of this order and/or explicitly prohibited in item Q of this order the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury to each of those named persons.

TERMS AND CONDITIONS (ACKNOWLEDGEMENT OF PRETRIAL RELEASE CONDITIONS)



STATE OF MICHIGAN
DEPARTMENT OF STATE POLICE
FORENSIC SCIENCE DIVISION

Lansing Forensic Laboratory
7320 N. Canal Rd
Lansing, MI 48913
(517) 284-3491
FAX (517) 636-4468

LABORATORY REPORT

Laboratory No. : TX20-12225
Delivered By : First Class Mail
Agency : Portage Police Department
7810 Shaver Rd.
Portage, MI 49024
Incident Number : 20-22741

Record No. : 1
Date Received : August 31, 2020
Time Received : 9:00 a.m.
File Class : 5400-2
Date Completed : September 3, 2020

Subject:

Carroll, Michael

Evidence Received:

<u>Container #1</u>	1 - Sealed Michigan State Police Specimen kit containing:
<u>Item #1</u>	1 - 10 mL grey top tube with approx. 10 mL blood
<u>Item #2</u>	1 - 10 mL grey top tube with approx. 10 mL blood

Results of Analysis:

Item #1:

0.221 grams alcohol per 100 milliliters blood

The calculated uncertainty of the alcohol measurement is estimated to be ± 0.021 grams alcohol per 100 milliliters blood at the 99.7% level of confidence.

Item #2:

This item was not analyzed.

A handwritten signature in cursive script, reading "Diane Bennett".

Diane Bennett
Forensic Scientist
Toxicology Unit
email: bennettd6@michigan.gov

Results confirmed by gas chromatography.

This report contains the conclusions, opinions and/or interpretations of the laboratory analyst whose signature appears on this report. This analyst is qualified by education, training, and experience to perform this analysis and does so as part of his or her regular duties. The analysis was conducted in an MSP laboratory accredited under the ANAB International testing program since February 16, 2017.

The relevant supporting data upon which the expert opinion or inference was made are available for review/inspection.

IMPORTANT: The specimen(s) will be held for 2 years after date received and then be discarded.

Laboratory No.: TX20-12225
Agency No.: 20-22741

Record No.: 1

Date of Report: September 3, 2020

September 3, 2020

Results confirmed by gas chromatography.

This report contains the conclusions, opinions and/or interpretations of the laboratory analyst whose signature appears on this report. This analyst is qualified by education, training, and experience to perform this analysis and does so as part of his or her regular duties. The analysis was conducted in an MSP laboratory accredited under the ANAB International testing program since February 16, 2017.

The relevant supporting data upon which the expert opinion or inference was made are available for review/inspection.

IMPORTANT: The specimen(s) will be held for 2 years after date received and then be discarded.

Page 2

PKT 2 of 2 - Laboratory Report-Released-(17571805).pdf

Forensic Advantage Discovery Packet

Released Information

Regarding: TX20-12225 1
Requested: 9/4/2020 FA
9:15:06 AM
Packet: Lab Report Only (PDF)
Results of Laboratory Analysis

Table of Contents:

Laboratory Report-Released-(17571805).pdf	1
Laboratory Report-Released-(17571805).pdf	

Additional Files:

The following files were included separately from the packet document:

SEARCH WARRANT 08/31/2020 sh

2020-08-28 02:02

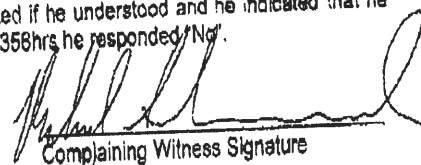
Bronson Emergency 2693416478 >>

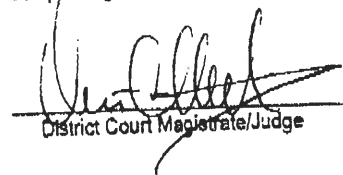
STATE OF MICHIGAN 8TH DISTRICT COURT	SEARCH WARRANT AFFIDAVIT FOR BLOOD AND/OR URINE TEST RESULTS	CASE NO. 20-22741
--	---	----------------------

Affiant states that:

1. I, Michael Schumacher, am a Police Officer with the Portage Department of Public Safety and have been so employed for 6.5 years. I am investigating an operating while intoxicated incident which occurred on 08.27.2020 at 2258 hours, at the intersection of S. 12th St. and West Centre Ave. in the City of Portage, County of Kalamazoo, State of Michigan.
2. While on patrol in my marked patrol vehicle, I was traveling West bound on W. Centre Ave., about to turn North on to S. 12th St. As I turned North on to S. 12th St. I observed a 4 door gray sedan traveling South in the North bound lanes coming at me.
3. To avoid a collision, I had to drive onto the shoulder and then turned around. I activated my emergency lights to initiate a traffic stop and the vehicle, a gray Lincoln MKZ with [REDACTED] came to a stop in the North bound lane of S. 12th St. while it was still traveling South bound. I approached the vehicle and made contact with the driver and only occupant of the car who was identified by his Illinois operator license as MICHAEL FRANCIS CARROLL [REDACTED]
4. I asked to see CARROLL's driver's license and he tried giving me his driver's license and credit card. I then asked for his insurance and he started pulling out his health insurance card from his wallet and I stopped him.
5. While making contact with CARROLL I observed that his eyes appeared glazed over and his speech was somewhat sluggish. I also observed the odor of intoxicants coming from his facial region while speaking with him.
6. I asked CARROLL where he was coming from and responded, "down the street" but would not elaborate.
7. I asked CARROLL how many drinks he had had and he explained that he had "four miller lights" and when I asked when, he responded "an hour ago". When I asked him to elaborate where he had been, he decided he no longer wished to speak to me.
8. CARROLL was not put through SFSTs due to the fact that he refused.
9. I read CARROLL his PBT Rights and he refused to provide a PBT.
10. CARROLL was placed under arrest for Operating While Intoxicated at 2349 on 8.27.20.
11. I read CARROLL his Miranda Rights which he verbally indicated he understood, but did not wish to talk to me.
12. I read CARROLL his Chemical Test Rights from the DI-177 form. I asked if he understood and he indicated that he did. I then asked CARROLL if he would consent to a breath test and at 2358hrs he responded "No".

Subscribed and sworn to before me this 28th day of August, 2020.


Complaining Witness Signature


District Court Magistrate/Judge

S/Forms/Blood S.W. Medical Records

2020-08-28 02:03

Bronson Emergency 2693416478 >>

P 3/3

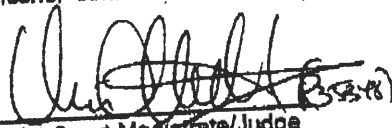
STATE OF MICHIGAN 8TH DISTRICT COURT	SEARCH WARRANT BLOOD/URINE RETURN AND TABULATION	CASE NO. 20-22741
---	--	----------------------

TO THE SHERIFF OR ANY PEACE OFFICER OF KALAMAZOO COUNTY:

On this day MICHAEL SCHUMACHER Police Officer, affiant, having subscribed and sworn to the Affidavit attached hereto for a search warrant, the affiant having been examined and probable cause existing to believe that the crime of Operating While Intoxicated/Operating Under the Influence of Drugs has occurred and that the blood/urine test results will produce evidence of intoxication;

THEREFORE, in the name of the People of the State of Michigan, I command that you seize MICHAEL FRANCIS CARROLL [REDACTED] and procure a blood sample, under proper medical conditions in the compliance with Michigan law, to be tested for alcohol content and controlled substances.


August 28, 2020 02:06

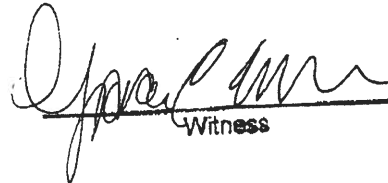

District Court Magistrate/Judge

RETURN AND TABULATION

Search was made on approx Dec and the following property seized:

8.28.20 Michael Carroll approx. 10cc blood from right arm


Officer


Witness

DI-93 (01/15) By the authority of P.A. 300 of 1949 as amended

OFFICER'S REPORT OF REFUSAL TO SUBMIT TO CHEMICAL TEST

PERSON'S FULL NAME (AS APPEARS ON MICHIGAN DRIVER'S LICENSE)		BIRTH DATE (MM/DD/YY)		SEX	
Michael F. Carroll		[REDACTED]		MALE	
ADDRESS (NUMBER & STREET)		MICHIGAN DRIVER'S LICENSE NUMBER			
[REDACTED]		[REDACTED]			
CITY		STATE		OTHER STATE DRIVER'S LICENSE NUMBER	
[REDACTED]		[REDACTED]		[REDACTED]	
HEIGHT	WEIGHT	EYE COLOR	HAIR COLOR	<input checked="" type="checkbox"/> OPERATOR <input type="checkbox"/> CHAUFFEUR <input type="checkbox"/> MOPED	
5'11"	225	Blue	Gray		
ARREST DATE (MM/DD/YY)		MILITARY TIME		REFUSAL DATE (MM/DD/YY)	
08/27/20		2349		08/27/20	
COUNTY (OF ARREST)		CITY OR TOWNSHIP (OF ARREST)		CO/CTY/TWP CODE	
Kalamazoo		Portage		39 80	
VEHICLE TYPE		Was person involved in an accident?		COMPLAINT NUMBER	
PA		YES		20-22741	
ARRESTING OFFICER'S NAME		BAC #1		BAC #2	
Michael Schumacher		N/A		N/A	
BREATH TEST OPERATOR'S NAME, only if not listed above and necessary for hearing		BAC #3		UCR CODE	
		N/A		8041	
		BADGE NUMBER		ORI NUMBER	
		40		MI 3917800	
		BADGE NUMBER		ORI NUMBER	
OTHER OFFICER, if necessary for hearing		BADGE NUMBER		ORI NUMBER	

The above named person was arrested for a violation of section 625(1), (3), (4), (5), (6), (7), (8), 625a(5) or 625m of the Michigan Vehicle Code, as amended, or a local ordinance substantially corresponding to section 625(1), (3), (4), (5), (6), (7), (8), 625a(5) or 625m or for the offense of manslaughter, murder, reckless driving causing death, reckless driving causing serious impairment of a body function, moving violation causing death, or moving violation causing serious impairment of a body function resulting from the operation of a motor vehicle.

The officer had reasonable grounds to believe that the above named person violated section 625(1), (3), (4), (5), (6), (7), (8), 625a(5) or 625m of the Michigan Vehicle Code, as amended, or local ordinance substantially corresponding to section 625(1), (3), (4), (5), (6), (7), (8), 625a(5) or 625m or committed the offense of manslaughter, murder, reckless driving causing death, reckless driving causing serious impairment of a body function, moving violation causing death, or moving violation causing serious impairment of a body function resulting from the operation of a motor vehicle while impaired by or under the influence of alcoholic liquor, a controlled substance, other intoxicating substance, or a combination, or while having an unlawful alcohol content, or if the person is less than 21 years of age while having any alcohol content. [MCL 257.625c(1)(b)]

The above named person was requested to take a chemical test. The person was advised of the chemical test rights as required under section 625a and refused to take a chemical test.

Michigan Driver's License confiscated?	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Michigan Driver's License destroyed?	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Under 21? <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	LICENSED OUT OF STATE
Driving status on date of arrest	VALID <input type="checkbox"/>	EXPIRED <input type="checkbox"/>	RESTRICTED <input type="checkbox"/>	SUSPENDED <input type="checkbox"/>	REVOKED <input type="checkbox"/>	DENIED <input type="checkbox"/>	UNKNOWN <input type="checkbox"/>	STATE <input checked="" type="checkbox"/>	
License	Permit	A	B	C	H	N	X	P	T
CDL <input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CDL restrictions									
ENDORSEMENT <input type="checkbox"/> CY <input type="checkbox"/> F <input type="checkbox"/> R <input type="checkbox"/> Other <input type="checkbox"/>									

MICHIGAN TEMPORARY DRIVING PERMIT

This temporary driving permit is valid only if you have a valid Michigan operator's or chauffeur's license. If your license has a CDL and/or endorsement or restrictions, this permit grants you the same CDL and/or endorsements or restrictions. You may not apply for a replacement photo license. This permit is valid until the criminal charges are dismissed or you are acquitted, or your license or permit is suspended, restricted, or revoked for a conviction. [MCL 257.625g(3)]

SERVICE OF NOTICE OF SUSPENSION

I certify that I have delivered a copy of the document containing the Notice of Suspension and Appeal Rights to the person named above.

Officer's Signature: [Signature] Date (MM/DD/YY): 08/28/20

Notice to the officer:

Complete this form to record implied consent refusals, including most search warrants. (See DI-177)

Confiscate and destroy arrested person's Michigan driver's license or permit. Do Not confiscate the out of state licenses.

Input arrest data into LEIN Alcohol File (F Breath Screen)

Note: This LEIN data is a continuation of the written report prescribed and furnished by the Secretary of the State. The encoded information will print at the Secretary of State office and will include the following statement: "The officer had reasonable grounds to believe that the person had committed a crime described in section 625c(1), and that the person had refused to submit to this test upon the request of the peace officer and had been advised of the consequences of the refusal" as required by section 625d.

OFFICER'S INSTRUCTIONS

Give two white copies to person
Keep two pink copies

OFFICER'S COPY

20-22141

I am a peace officer. You are under arrest for the offense of: *(Read only the charge that applies)*

- Operating a vehicle while intoxicated due to the consumption of alcoholic liquor, a controlled substance, other intoxicating substance or a combination.
- Operating a vehicle while visibly impaired due to the consumption of alcoholic liquor, a controlled substance, other intoxicating substance or a combination.
- Operating with any presence of schedule 1 drugs or cocaine.
- Causing the death of another while operating a vehicle while intoxicated, or while visibly impaired by alcoholic liquor, a controlled substance, other intoxicating substance or a combination, or with an unlawful alcohol content.
- Causing serious injury to another while operating a vehicle intoxicated, or while visibly impaired by alcoholic liquor, a controlled substance, other intoxicating substance or a combination, or with an unlawful alcohol content.
- Operating a commercial motor vehicle with alcohol content of 0.04 grams or more but less than 0.08 grams per 100 milliliters of blood, per 210 liter of breath, or per 67 milliliters of urine.
- Operating a vehicle while less than 21 years of age and having any alcohol content.
- Murder resulting from the operation of a motor vehicle.
- Manslaughter resulting from the operation of a motor vehicle.
- Reckless driving causing death.
- Reckless driving causing serious impairment of a body function.
- Moving violation causing death.
- Moving violation causing serious impairment of a body function.
- Refusing a Preliminary Breath Test if arrested while operating a commercial motor vehicle.
- Endangerment (Operating while intoxicated or while visibly impaired with person under age of 16.)

CHEMICAL TEST RIGHTS

Read the rights that follow in their entirety.

I am requesting that you take a chemical test to check for alcohol and/or controlled substances or other intoxicating substance in your body. IF YOU WERE ASKED TO TAKE OR TOOK A PRELIMINARY BREATH TEST BEFORE YOUR ARREST, YOU MUST STILL TAKE THE TEST I AM OFFERING YOU.

If you refuse to take this chemical test, it will not be given without a court order, but I may seek to obtain such a court order. Your refusal to take this test shall result in the suspension of your operator's or chauffeur's license and vehicle group designation or operating privilege, and the addition of six points to your driving record.

After taking my chemical test, you have a right to demand that a person of your own choosing administer a breath, blood, or urine test. You will be given a reasonable opportunity for such a test. You are responsible for obtaining a chemical analysis of a test sample taken by a person of your own choosing.

The results of both chemical tests shall be admissible in a judicial proceeding, and will be considered with other admissible evidence in determining your innocence or guilt.

Will you take a: (Select the appropriate test from the following list)

Breath Test? or Blood Test? or Urine Test?

*MCL 257.625c(2) provides that a person afflicted with hemophilia, diabetes, or a condition requiring the use of an anticoagulant shall not be considered to have given consent to the withdrawal of blood.

FSD-093 (10/2018)
Michigan State Police
Forensic Science Division

Authority: 1949 P.A. 300
Compliance: Voluntary

ALCOHOL AND DRUG DETERMINATION

Not to Be Used for Submission of Defendant's Personal Sample for Alcohol or Drug Analysis

AGENCY INFORMATION		
Investigating Agency <i>Portage Dept. Public Safety</i>	Originating Agency Identifier (ORI) <i>MI3967800</i>	
Agency Mailing Address <i>7816 Shaver Rd, Portage MI 49024</i>	County of Jurisdiction <i>Kalamazoo</i>	
Agency Telephone Number <i>269 329 4567</i>	Agency/Officer Email for Lab Reports <i>Schunacher@portage.mi.gov</i>	
Investigating Officer Printed Name <i>Michael Schunacher</i>	Officer Signature <i>[Signature]</i>	Badge Number <i>40</i>

INCIDENT INFORMATION		
Incident Number <i>20-22741</i>	Date of Incident <i>08 27 20</i>	Time of Incident <i>2258</i> <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM
Subject First Name <i>Michael</i>	Subject Last Name <i>Carroll</i>	Driver's License Number <i>[Redacted]</i>
Gender <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> Living <input type="checkbox"/> Deceased	Cause of Death <input type="checkbox"/> Driver <input type="checkbox"/> Passenger <input type="checkbox"/> Pedestrian <input type="checkbox"/> Suspect <input type="checkbox"/> Victim <input type="checkbox"/> Other
FILE CLASS		
<input type="checkbox"/> 5400-1 Accident, Hit & Run <input checked="" type="checkbox"/> 5400-2 OWI <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Fatality	<input type="checkbox"/> 0900-1 Homicide <input type="checkbox"/> 0900-3 Negligent Homicide <input type="checkbox"/> 1100 Criminal Sexual Conduct <input type="checkbox"/> 3500-1 Violation of Controlled Substances Act	<input type="checkbox"/> 5200-1 Weapon Offense <input type="checkbox"/> 9500-1 Accident, Fire <input type="checkbox"/> 9800-7 Suspicious Situation <input type="checkbox"/> 9800-9 Drug Overdose <input type="checkbox"/> 9900-1 Suicide <input type="checkbox"/> 9900-2 Natural Death <input type="checkbox"/> 9900-8 General Assistance
<input type="checkbox"/> 9300-1 Accident, Traffic <input type="checkbox"/> Personal Injury/Damage <input type="checkbox"/> Fatality	<input type="checkbox"/> 4100-1 Liquor License Violation <input type="checkbox"/> 4100-2 Open Intoxicant	<input type="checkbox"/> Other:
List Suspected Drugs (For OWI, CSC, Death cases):		
<input type="checkbox"/> Drug Recognition Evaluation		
Comments (Behavior of Subject, etc.):		Preliminary Breath Test (PBT)
		Date Time Result

SAMPLE COLLECTION INFORMATION		
Medical Facility Name <i>Bronson Methodist Hospital</i>	Date of Collection <i>8 28 20</i>	
Printed Name of Person Taking Samples <i>Grace Cameron</i>	Tube 1 <input checked="" type="checkbox"/> Blood <input type="checkbox"/> Other	Time of Collection <i>0817</i> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM
Signature of Person Taking Samples <i>[Signature]</i>	Tube 2 <input checked="" type="checkbox"/> Blood <input type="checkbox"/> Other	Time of Collection <i>0818</i> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM
Additional Remarks <i>20cc @ Hand</i>	Bottle 1 <input type="checkbox"/> Urine <input type="checkbox"/> Other	Time of Collection <input type="checkbox"/> AM <input type="checkbox"/> PM
	Bottle 2 <input type="checkbox"/> Urine <input type="checkbox"/> Other	Time of Collection <input type="checkbox"/> AM <input type="checkbox"/> PM

This Kit is Not Intended to Be Used for DNA Analysis

Form Instructions on Reverse

First and Second Copy – Submit with Kit
Third Copy – Retain by Agency

20-22741

FORM INSTRUCTIONS

General

- This form is not to be used for submission of defendant's personal sample for alcohol or drug analysis, nor is this kit intended to be used for DNA testing.
- By submitting evidence for alcohol and drug determination to the laboratory, you agree to the workflow selected by the Toxicology Discipline. The Toxicology Discipline reserves the right to select and use the most appropriate testing method(s) and protocol(s).
- Please check all appropriate boxes.
- Please print legibly and completely.

Agency Information

In the appropriate fields, provide the name, ORI, address, and telephone number of the investigating agency. Also, supply the county of jurisdiction. Additionally, provide the agency or officer email address to which laboratory reports should be transmitted. Indicate the name of the investigating officer, badge number, and provide officer's signature.

Incident Information

- Record the incident number (also known as complaint number) and date and time of incident in the appropriate fields.
- Provide subject information. Provide all letters and digits of the driver's license number, and record subject's date of birth. Check all appropriate boxes describing subject.
- Check all appropriate file class boxes. If investigating a fatal accident, please indicate as much by marking the "Fatality" check box in addition to any other boxes marked. If file class is not listed, please record the appropriate file class under "Other _____".
- List any suspected drugs when applicable. Note subject behavior and PBT results when applicable.

GUIDELINES FOR SAMPLE COLLECTION

Please record completely the date, time, and personnel drawing the samples.

For Blood Samples

To Physician or other Qualified Medical Person

1. Do not use alcohol or alcoholic solution to sterilize skin surface, needle, or syringe.
2. Draw two tubes of various blood from subject in presence of a law enforcement officer and tell the subject IN THE OFFICER'S PRESENCE that no alcohol was used in sterilizing the skin surface, needle, or syringe.
3. Slowly invert blood collection tube(s) enough times to distribute the sodium fluoride/potassium oxalate preservative.
4. In ink, complete blood specimen labels by entering name of subject, date and time of blood collection, and your name.
5. In the presence of subject, hand tube(s) of blood and label(s) to law enforcement officer for signing, packaging, and transfer to the laboratory.

To Law Enforcement Officer

6. Review accompanying information sheet and be sure all information is supplied before sealing and mailing.
7. Record your name on the blood tube labels. Affix labels, lengthwise, to the tubes. DO NOT place labels over the top of tubes.
8. For mailing protection, place the tubes into the cardboard holder from which they were taken. Seal the tubes and holder in zippered plastic bag, and then place the bag with the samples into the cardboard mailing container.
9. Complete the FSD-093 and place first and second copies of the form into the mailing container. Seal the container with the provided seal. Mail the sealed container using First Class Mail.

For Urine Samples

To Law Enforcement Officer

1. THE URINE SAMPLE SHALL BE COLLECTED IN THE PRESENCE OF AN OFFICER to be certain the subject does not contaminate the specimen and to ensure that the subject EMPTIES THE BLADDER.
2. The urine test requires the subject to provide TWO SAMPLES collected at least 30 MINUTES APART. The urine samples shall be collected in separate bottles and identified as Bottle 1 and Bottle 2.
3. Bottle 1: SUBJECT EMPTIES BLADDER into one bottle.
4. **WAIT at least 30 minutes.**
5. Bottle 2: SUBJECT EMPTIES BLADDER into second bottle.
6. **TIGHTEN CAPS FIRMLY.** Complete urine bottle labels by entering name of subject, date and times of urine collection, and your name on the label and affix the labels to the bottles. Seal bottles in zippered plastic bag, and then place bag with the samples into the cardboard mailing container. Complete the FSD-093 and place first and second copies of the form into the mailing container. Seal the container with the provided seal. Mail the sealed container using First Class Mail.

For Other Samples

The two bottles may be used for liquid samples other than urine (e.g., a beverage for open intoxicants).

First and Second Copy – Submit with Kit
Third Copy – Retain by Agency

