

PLANO POLICE DEPARTMENT

DWI CASE REPORT FM601.014 Rev. 5/05

[52.130]

Incident # 06-173598

Offense: Driving While Intoxicated Accident involved: None Reporting Officer: R Kress #1491

Defendant: Boswell, Tray Douglas, W / M / 4-17-69, Age: 37

Home Address: 2601 Preston Rd #5108, Plano, Tx 75093 Home Phone: 214-529-0323

Business Address: Beltline/Montfort, Addison, Tx unkn Business Phone: 214-529-0323

Offense: Preston Rd btn W Park Blvd/Highland, Plano, Collin County, Texas on Tuesday, 10-17-2006 @ 2350hrs

Arrest: Highland/Preston Rd on Wednesday, 10-18-2006 @ 0013hrs

Vehicle in Motion

Conditions:

<u>Light</u>	<u>Weather</u>	<u>Surface</u>	<u>Road Conditions</u>	<u>Road Type</u>	<u>Traffic</u>
<input type="checkbox"/> Daylight	<input checked="" type="checkbox"/> Clear	<input type="checkbox"/> High Winds	<input checked="" type="checkbox"/> Dry	<input type="checkbox"/> Snowy	<input checked="" type="checkbox"/> Light
<input type="checkbox"/> Dawn	<input type="checkbox"/> Cloudy	<input type="checkbox"/> Sleet	<input type="checkbox"/> Wet	<input type="checkbox"/> Icy	<input type="checkbox"/> Moderate
<input type="checkbox"/> Dark / Not Lighted	<input type="checkbox"/> Raining	<input type="checkbox"/> Fog	<input type="checkbox"/> Muddy	<input type="checkbox"/> Dirt	<input type="checkbox"/> Heavy
<input checked="" type="checkbox"/> Dark / Lighted	<input type="checkbox"/> Snowing				
<input type="checkbox"/> Dusk					

Other Factors: N/A

Reason for Contact: Ofc R Kress #1491 observed the vehicle did not have a front license plate and turned around on the vehicle to conduct a traffic stop. While following the vehicle Ofc Kress observed the vehicle crossed over the dotted white line with the passenger side tires 2 times before swerving back to the left side of the lane vehicle was traveling in. the vehicle did not signal lane change prior to driving into the center lane from the left lane of travel.

Personal Contact

Officer's Observations of Defendant:

<u>Clothing</u>	<u>Balance</u>	<u>Walk</u>	<u>Speech</u>	<u>Eyes</u>	<u>Breath Odor</u>
<input type="checkbox"/> Disorderly	<input checked="" type="checkbox"/> Swaying	<input type="checkbox"/> Staggering	<input checked="" type="checkbox"/> Slurred	<input type="checkbox"/> Bloodshot	<input type="checkbox"/> Faint Alcohol
<input type="checkbox"/> Soiled	<input type="checkbox"/> Unsteady	<input type="checkbox"/> Falling	<input type="checkbox"/> Incoherent	<input checked="" type="checkbox"/> Watering	<input type="checkbox"/> Moderate Alcohol
<input type="checkbox"/> Stained	<input type="checkbox"/> Needed Support	<input checked="" type="checkbox"/> Swaying	<input checked="" type="checkbox"/> Thick-Tongued	<input checked="" type="checkbox"/> Dilated	<input checked="" type="checkbox"/> Strong Alcohol
<input type="checkbox"/> Torn	<input type="checkbox"/> Normal	<input type="checkbox"/> Normal	<input type="checkbox"/> Normal	<input checked="" type="checkbox"/> Heavy	<input type="checkbox"/> Other
<input checked="" type="checkbox"/> Orderly				<input type="checkbox"/> Normal	<input type="checkbox"/> Normal

- Defendant was identified by: Texas driver license # [REDACTED]
- Description of defendant's clothing and shoes: Button up shirt, slacks, and leather shoes with rubber soles. Neta and orderly.
- Other observations made of defendant and/or vehicle: When approaching the vehicle Ofc Kress observed a open beer in the passenger side rear floorboard. Ofc Kress observed the 16oz beer was on its side and spilling beer onto the carpeting of the floorboard as if just placed there by the driver and only occupant of the vehicle. When making contact with the driver Ofc Kress smelled the strong odor of an alcoholic beverage coming form the interior of the vehicle.
- Other Officers at Location and actions performed by each: Ofc A Vidmar #1625 arrived as a backup Officer and heard the defendant state that he had been consuming the open beer that was in the rear passenger floorboard. Ofc C Turriarbiarte completed impound.
- Statements made by defendant regarding his/her arrest: Driver stated he had drank 4 beers plus the 1 that was open in the vehicle. Driver stated he had opened the beer and was drinking it as he was driving home. Advised he should not have been driving. When told he was under arrest for DWI because officer believed he was intoxicated Boswell stated "I Know".
- Other passengers in vehicle and their disposition:
- Other witnesses, their location, and what they can testify to:
- Written statements obtained from: