

COMMERCIAL VEHICLE INFORMATION COMMERCIAL VEHICLE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO HAZMAT <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO 16+ OCCUPANTS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO OUT OF SERVICE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO CVSA INSPECTION <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DUI SUMMONS AND CITATION ISSUING AGENCY: UTAH HIGHWAY PATROL		CASE NO. 0119C0175	DUI NO. D133251496
			INCIDENT NO. U11840239	ORI UTUHP0600
GVW _____ DOT NO. _____ TYPE _____	NAME (Last) ZILLES (First) SHANE (Middle) JACOB DOB _____ PHONE _____	ADDRESS _____ (City) _____ (State) _____ (Zip) _____		
COMPANY/ Mantua City Police UNIT # Department / ADDRESS 409 North Main Street CITY/ Mantua, UT 84324 STATE _____	Driver License No. _____ CDL Presented No Expires 05/2023 State UT Restriction A Place of Birth _____ Social Security No. _____ Motorcycle No	Gender MALE Ethnic Code W Height 69 Weight 150 Eyes GRN Hair BRO Vehicle License No. _____ State UT Expires 11/2019		
STATE OF UTAH <input checked="" type="checkbox"/> COUNTY OF Cache <input checked="" type="checkbox"/> CITY OF WELLSVILLE	Picture ID Yes Vehicle Make DODGE Vehicle Model CHARGER POLICE Vehicle Type 4D Vehicle Year 2012 Vehicle Color Silver Accident: No Injury Severity: None	OCCURRED 01/29/2019 MILITARY TIME 17:00 DIRECTION OF TRAVEL N LOCATION SR 89/91, WELLSVILLE COUNTY Cache MILE POST NO. 18		
THE DEFENDANT IS HEREBY GIVEN NOTICE TO APPEAR IN: COURT OF Wellsville City Justice Court LOCATION and TELEPHONE# 75 East Main Street, P.O. Box 6, Wellsville, UT, 84339, Tel: (435) 245-3686	THE ABOVE NAMED DEFENDANT IS CHARGED WITH VIOLATING THE FOLLOWING Description Code No. Code Type			
	<input checked="" type="checkbox"/> UT - DUI - ALCOHOL/DRUGS OR COMBO - RENDERS SAFE OPERATION (MB) 41-6A-502(1)(B) DUI			
	<input checked="" type="checkbox"/> UT - RECKLESS DRIVING (MB) 41-6A-528 MISD			
Not less than (5) five nor more than (14) fourteen days after issuance of this citation or at a time specified by the court. IF YOU FAIL TO APPEAR, THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.	Speeding Going 86 in a 65 zone MPH Over 21 Interstate No Alcohol BAC _____			
FOR COURT USE ONLY DATE OF CONVICTION _____ FINE _____ SUSPENDED _____ JAIL _____ SUSPENDED _____ DISPOSITION FELONY <input type="checkbox"/> Yes <input type="checkbox"/> No PLEA/FINDING _____ SEVERITY _____ <input type="checkbox"/> Plea Guilty <input type="checkbox"/> No Contest <input type="checkbox"/> Declination <input type="checkbox"/> Trial Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Dismissed <input type="checkbox"/> Diversion <input type="checkbox"/> Plea In Abeyance Final Charge _____ Prosecuting Agency _____	WITHOUT ADMITTING GUILT I PROMISE TO APPEAR AS DIRECTED HEREIN SIGNATURE OR X OFFENSE TRACKING NUMBER: _____ OFFICER Kent Goodrich BADGE NO. ID: 306 COMPLAINANT _____ DATE OF CITATION 01/29/2019			
DLD	DUI Issuing Agency Copy		DATE SENT TO DLD _____	DOCKET NO. _____
				RIGHT INDEX

READ CAREFULLY

This citation is not an information and will not be used as an information without your consent. If an information is filed you will be provided a copy by the court. You **MUST** appear in court on or before the time set in this citation or as directed by the court. IF YOU FAIL TO APPEAR THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

NOTICE OF INTENT TO DENY, SUSPEND, REVOKE, OR DISQUALIFY

YOU ARE HEREBY NOTIFIED THAT THIRTY (30) DAYS FROM THE DATE OF THIS NOTICE YOUR DRIVING PRIVILEGE IN THE STATE OF UTAH WILL BE:

(ARREST FOR A VIOLATION OF 41-6a-502 OR 41-6a-517 UCA) suspended pursuant to 53-3-223 UCA:

- If age 21 or older at the time of arrest - for one hundred-twenty (120) days for a first offense, or two (2) years for subsequent offenses
- If under age 21 at the time of arrest - for six (6) months for a first offense, or two (2) years or until age 21, whichever is longer, for subsequent offenses

In addition, if you are a commercial driver license holder, or a commercial motor vehicle operator, your commercial privilege will be disqualified for one (1) year for a first offense or three (3) years for a first offense if carrying hazardous materials, and a lifetime disqualification for a subsequent offense.

(ARREST FOR A VIOLATION OF 32B-4-409 UCA - UNDER 21 YEARS OF AGE) denied pursuant to 53-3-231 UCA:

- If under age 21 at time of arrest - for six (6) months for a first offense, or suspended for two (2) years or under age 21, whichever is longer, for subsequent offenses.

COMPLETION OF AN AUTHORIZED SUBSTANCE ABUSE PROGRAM IS REQUIRED FOR REINSTATEMENT.

(REFUSAL TO SUBMIT UNDER 41-6a-520 UCA) revoked pursuant to 41-6a-521 UCA:

- If age 21 or older at the time of arrest - for eighteen (18) months for a first offense, or thirty-six (36) months if it is a second or subsequent license withdrawal for an alcohol or drug related driving offense
- If under age 21 at the time of arrest - for two (2) years for a first offense, or thirty-six (36) months or until age 21, whichever is longer, if it is a second or subsequent license withdrawal for an alcohol or drug related driving offense

In addition, if you are a commercial driver license holder, or a commercial motor vehicle operator, your commercial privilege will be disqualified for one (1) year for a first offense or three (3) years for a first offense if carrying hazardous materials, and a lifetime disqualification for a subsequent offense.

(OPERATING A COMMERCIAL MOTOR VEHICLE WHILE THE ALCOHOL CONCENTRATION IN THE BLOOD, BREATH OR URINE IS .04 GRAMS OR MORE 53-3-414(1)(b) UCA) disqualified for driving a commercial motor vehicle, pursuant to 53-3-418 UCA for one (1) year, or three (3) years if carrying hazardous materials, and a lifetime disqualification for a subsequent offense.

RIGHT TO HEARING: A charge of driving under the influence is a violation of both the **criminal code** (handled by the court) and the **civil administrative code** (handled by The Driver License Division). In order to keep driving privilege, you must prevail both before the court and the Driver License Division separately. The Driver License Division will grant you an opportunity for a civil administrative hearing, upon receiving a written request within **10 calendar days** of notice of arrest. (A proper hearing request must include the driver's full name, date of birth, date of arrest, and Utah license number if applicable.) Send request to: Driver License Division PO Box 144501, Salt Lake City, UT 84114-4501 (attn. DUI Section). Failure to properly request a hearing or to appear for a hearing, may result in loss of driving privilege. A **criminal** conviction of DUI (from court) or an adverse **administrative** determination (from Driver License Division) will result in loss of driving privilege.

This is VALID NOT VALID as a temporary license or driving privilege card for up to thirty (30) days from the date of this notice.

OPERATOR COMMERCIAL CLASS D RESTRICTIONS A ENDORSEMENTS M

Reason for not issuing temporary license or temporary driving privilege card:

Subject submitted to tests after admonishment.

I CASE IDENTIFICATIONS

Date 01/29/2019 Day Tuesday Accident No _____ Case # 0119C0175 Time Prepared 17:50
 Subject's Name SHANE JACOB ZILLES Address: _____
 Place of Employment Mantua City Police Department Address 409 North Main Street, Mantua UT 84324
 Home Telephone Number: _____ Work Telephone Number _____
 DOE _____ Driver License Numbe. _____ State UT Time of Arrest 17:37
 Place of Arrest SR 89/91, WELLSVILLE Charges 41-6A-502(1)(B), 41-6A-528
 Arresting Officer Kent Goodrich Arresting Agency Utah Highway Patrol
 Assisting Officer(s) Trooper Carl Stokes, Trooper Jerry Hardy

II VEHICLE:

Year 2012 Color Silver Make DODGE Model CHARGER POLICE
 License # and State UT Disposition Returned to owner
 Registered Owner Mantua City of Address 409 N Main Street, Mantua UT 84324

III WITNESSES: (If passengers, indicate specifically)

Name	Address	Telephone Number	Age/DOB
1. Lauren Christensen			25,

IV ACTUAL PHYSICAL CONTROL:

The facts establishing the subject's actual physical control of a motor vehicle:

Shane was observed driving and was seated behind the steering wheel with the engine running when I stopped him. No one else was in the car.

V DRIVING PATTERN OR REASON FOR CONTACT:

Subject's location when first observed US 89/91 near milepost 16 as Shane drove north out of Sardine Canyon

The facts observed regarding driving pattern, or reason for contact:

Shane was driving a marked law enforcement patrol car and was picked up on radar at 86 mph in a 65 mph zone. Shane was driving in the center median with no emergency lights or siren activated.

VI PRE-ARREST STATEMENT(S) OF SUBJECT:

I maybe took this morning. I've taken some

VII PHYSICAL CHARACTERISTICS:

Odor of alcoholic beverage or drug indicator Shane's eyes were dilated very large even in the bright sunlight

Speech Shane mumbled his words and his speech was slurred.

Balance Shane exhibited very poor balance during the field sobriety tests. Shane had to raise his arms more than six inches to keep from falling over during the tests. Shane hopped and leaned over sideways to keep from falling over.

Signs or complaints of injury or illness Shane told me that he did not have any injuries. During the One Leg Stand test, Shane put his foot down and complained of a charlie horse

Other physical characteristics Shane was in his police issued uniform, including his duty weapon and Taser. Shane was wearing a carrier vest with his body armor and other issued equipment.

VIII FIELD SOBRIETY TEST: (Describe subject's actions)

- 1 **Horizontal Gaze Nystagmus-4** of 6 clues observed. Shane told me that he doesn't wear contacts and could see my finger tip. Shane's left and right eye were dilated very large and his eyelids drooped. I had to ask Shane to open his eyes lids so I could see his eyes. I detected nystagmus during lack of smooth pursuit in Shane's left and right eye. I detected nystagmus at maximum deviation in Shane's left and right eye. I did not detect nystagmus at on set prior to forty five degrees. I did not detect vertical nystagmus.
- 2 **Walk and Turn-6** of 8 clues observed. Shane told me he had no injuries. I showed Shane the instructional position and had him step into it and not move as I explained the rest of the test to him. Shane told me he understood. As I demonstrated and explained the rest of the instructions to Shane, he took a big step to his left to keep from falling over. Shane could not keep his balance during this portion of the test. I had Shane get back into the instructional position and then asked again if he understood the test. Shane recited back to me what the instructions were. When Shane began his first set of nine steps, he stepped off line on step three, missed heel to toe, raised his arms more than six inches to keep his balance, and took a total of ten steps instead of nine as instructed. Shane turned improperly by turning to his right instead of the left as I had instructed him to. During Shane's return set of steps, he raised his arms more than six inches to keep his balance, missed heel to toe, and took a total of ten return steps.
- 3 **One Leg Stand-4** of 4 clues observed. Shane told me he understood the test and had no questions for me. During this test, Shane swayed side to side, raised his arms in an effort to keep from falling over, put his foot down, and hopped. Shane's movements were exaggerated and he had a very hard time keeping his balance. After Shane put his foot down he told me that he had a Charlie horse in his leg.
- 4 **Lack of Convergence--Trooper Stokes** administered this test while I stood behind Trooper Stokes. Shane would not follow Trooper Stokes finger with his eye. Because of this no clue was observed.
- 5 **Portable Breath Test--Shane** willingly provided a breath sample for my portable breath tester which indicated negative for alcohol in his system.

Were tests demonstrated by officer? Yes

Subjects ability to follow instructions Shane struggled to follow my instructions. For instance, Shane moved his head side to side during the Horizontal Gaze Nystagmus test. During the Walk and Turn test, Shane stepped out of the instructional position.

IX SEARCHES:

Vehicle: DODGE CHARGER POLICE

Was subject's vehicle searched? Yes Where? At the UDOT maintenance shed

When? 19:27 Evidence N/A

Person who performed the search: Trooper Carl Stokes, Trooper Herry Hardy

X CHEMICAL TESTS:

Mr. or Ms. ZILLES, you are:

- Under arrest for driving under the influence of alcohol and/or drugs or with a measurable amount of a controlled substance or metabolite in your body (41-6a-502, 41-6a-517 UCA)
- Under arrest for an alcohol offense while under 21 years of age (32B-4-409 UCA)
- Charged with a violation of the conditional license or alcohol restricted driver law (53-3-232 or 41-6a-530 UCA)(use this form for refusal to submit to the chemical test for a conditional license violation or an alcohol restricted driver violation)
- Charged with a commercial driver license offense (53-3-414 UCA)(.04)(no arrest)

Response (if any) **Yes**

I hereby request that you submit to a chemical test(s) to determine the alcohol and/or drug content of your body. I request that you take a blood test(s).

(Time) The following admonition was given by me to the subject before the chemical test was administered:

17:44 Test results indicating an unlawful amount of alcohol, drug, or controlled substance or its metabolite in your breath/blood/urine/oral fluids in violation of Utah Law, or the presence of alcohol and/or drugs sufficient to render you incapable of safely driving a motor vehicle may, result in denial, suspension, revocation, or disqualification of your driving privilege or refusal to issue a license.

What is your response to my request that you submit to a chemical test? Response:

Yes

Did subject submit to chemical test(s)? **Yes** Type of test(s)? **blood test**

blood test administered by _____ Where? _____

Time **18:32** Results **Pending** Was subject notified of results? **Yes**

Serial No. of test instrument _____

(IF THE SUBJECT REFUSES THE TEST, READ THE FOLLOWING)

REFUSAL ADMONITION

(Time) The following admonition was given by me to the subject:

If you refuse the test(s) or fail to follow my instructions, I must warn you that your driving privilege may be revoked for 18 months if age 21 or older, or for 2 years, or until age 21 if you are under the age of 21; or 36 months, or until age 21 if it is a second or subsequent license withdrawal for an alcohol or drug related driving offense, with no provision for limited driving. In addition, you will be prohibited from driving with any measurable or detectable amount of alcohol in your body for a period of five or ten years, depending on your prior driving history, and you will be prohibited from driving a vehicle without an ignition interlock device installed for a period of three years.

I will make the test results available to you, if you take the test(s).

Response, if any

Subject submitted after admonishment

(IF THE SUBJECT CLAIMS THE RIGHT TO REMAIN SILENT OR THE RIGHT TO COUNSEL, READ THE FOLLOWING)

(Time) The following admonition was given by me to the subject:

Your right to remain silent and your right to counsel do not apply to the implied consent law which is civil in nature and separate from the criminal charges. Your right to remain silent does not give you the right to refuse to take the test(s). You do not have the right to have counsel during the test procedure. Unless you submit to the test(s) I am requesting, I will consider that you have refused to take the test(s). I warn you that if you refuse to take the test(s), your driving privilege can be revoked with no provision for limited driving.

XI INTERVIEW:

Was subject advised of the following rights? Yes When? 18:42

By whom Kent Goodrich Where? _____

- 1. You have the right to remain silent.
- 2. Anything you say can and will be used against you in a court of law.
- 3. You have the right to talk to a lawyer and have him/her present with you while you are being questioned. If you cannot afford to hire a lawyer, one will be appointed to represent you before any questioning, if you wish.
- 4. If you decide to answer questions now without having counsel present, you may stop answering questions at any time. Also, you may request counsel at any time during questioning.

Were the following waiver questions asked?

- 1. Do you understand each of these rights I have explained to you?
Response Yes
- 2. Having these rights in mind, do you wish to talk to us now?
Response Well now I'm starting to wonder about the lawyer part.

Was Interview Given? Interview WAS NOT given

Were you operating vehicle? _____

Where were you going? _____

What street or highway were you on? _____

Direction of travel? _____

Where did you start from? _____

When? _____ What time is it now? _____

What is today's date? _____ Day of week? _____

(Actual time 18:43 Date 01/29/2019 Day of week Tuesday)

What city or county are you in now? _____

What were you doing during the last three hours? _____

Have you been drinking? _____

What? _____ How Much? _____

Where? _____

When did you have your first drink? _____ Last drink? _____

Are you under the influence of an alcoholic beverage and/or drugs now? _____

Are you taking tranquilizers, pills, medicines or drugs of any kind? _____

What kind? (Get sample) _____

When did you have the last dose? _____

Are you ill? _____

(If subject was in a crash, ask these questions)

Were you involved in a crash today? _____ When? _____

Have you had any alcoholic beverage and/or drugs since the crash? _____

If so, what? _____ When? _____

How much? _____

XII OTHER OCCURRENCES OR FACTS:

SYNOPSIS: WHILE WORKING NEAR SARDINE CANYON ON US 89/91, I PICKED UP A MANTUA CITY PATROL VEHICLE DRIVING NORTH AT A VERY HIGH RATE OF SPEED WITHOUT ITS EMERGENCY LIGHTS ACTIVATED AND DRIVING IN THE MEDIAN. AFTER INITIATING A TRAFFIC STOP ON THE PATROL CAR, I LEARNED THAT THE CHIEF OF POLICE FOR MANTUA WAS BEHIND THE WHEEL. I SUSPECTED THE CHIEF WAS UNDER THE INFLUENCE OF A DRUG OR DRUGS AND ADMINISTERED FIELD SOBRIETY TESTS. AFTER FIELD SOBRIETY TESTS WERE FINISHED, I ARRESTED THE CHIEF FOR SUSPICION OF DRIVING UNDER THE INFLUENCE OF DRUGS.

DETAILS:

1. ON JANUARY 29, 2019 JUST BEFORE 5:00 PM, I WAS DRIVING SOUTHBOUND ON US 89/91 NEAR THE MOUTH OF SARDINE CANYON. MY RADAR EQUIPMENT WAS ON AND IT PICKED UP A VEHICLE EXITING THE CANYON AT 86 MPH IN A 65 MPH ZONE. I LOOKED UP AND SAW A SILVER DODGE CHARGER QUICKLY APPROACHING. MY VISUAL ESTIMATION OF THE CAR WAS BETWEEN 85 MPH AND 90 MPH. THE VEHICLE WAS DRIVING OVER THE MEDIAN LANE LINES BY ABOUT A FOOT WHEN HE PASSED MY LOCATION. AS THE DRIVER PASSED BY, I RECOGNIZED THE VEHICLE AS THE SILVER DODGE CHARGER THAT THE MANTUA POLICE DEPARTMENT USES. NO EMERGENCY LIGHTS OR SIREN WERE ACTIVATED AND I FOUND IT ODD THAT THE OFFICER WAS DRIVING SO FAST OVER THE MEDIAN LANE LINE WITHOUT USING HIS EMERGENCY EQUIPMENT.

XII OTHER OCCURRENCES OR FACTS:

2. I TURNED AROUND AND STARTED TO CATCH UP TO THE PATROL CAR. AS I WAS ACCELERATING, I COULD SEE A CLOUD OF DUST AND DIRT THAT THE PATROL CAR WAS KICKING UP AS THE DRIVER DROVE IN THE MEDIAN. AS I GOT CLOSER I COULD SEE THAT THE PATROL CAR WAS ENTIRELY IN THE MEDIAN. THE DRIVER OF THE PATROL CAR WAS STILL GOING EXTREMELY FAST. I ACTIVATED MY OVERHEAD LIGHTS. WHEN I PULLED UP BEHIND THE PATROL CAR, I SAW THE DRIVER TURN ON HIS RIGHT TURN SIGNAL. THERE WAS A MOTORIST IN A TRUCK DRIVING IN THE FAR RIGHT LANE SLIGHTLY AHEAD OF MANTUA'S CAR. THE DRIVER OF THE PATROL CAR ACCELERATED AND PASSED THE TRUCK AND THEN ABRUPTLY CUT THE TRUCK OFF WHEN HE CHANGED LANES FROM THE FAST LANE TO THE SLOW LANE. THE MOTORIST SLOWED DOWN AND ALLOWED THE PATROL VEHICLE TO PULL OVER. I PULLED IN BEHIND THE PATROL CAR AND ASKED FOR TROOPER JERRY HARDY AND TROOPER CARL STOKES TO HEAD TO MY LOCATION AT MILEPOST 18 TO ACT AS BACKUP.

3. I EXITED MY PATROL CAR AND WALKED UP ON THE PASSENGER SIDE OF HIS VEHICLE. ANOTHER MOTORIST IN A TRUCK HAD STOPPED IN FRONT OF SHANE. I DECIDED TO MAKE CONTACT WITH THEM AFTER SPEAKING WITH THE DRIVER OF THE PATROL CAR. WHEN I LOOKED INTO THE PATROL CAR, I IMMEDIATELY RECOGNIZED CHIEF SHANE ZILLES. I MOTIONED FOR SHANE TO ROLL DOWN THE PASSENGER WINDOW. AS I STOOD BY THE PASSENGER WINDOW, I HAD AN UNOBSTRUCTED VIEW INTO THE INTERIOR OF THE CAR AND I COULD CLEARLY SEE SHANE STRUGGLING TO PUSH THE WINDOW BUTTON. SHANE ATTEMPTED SEVERAL TIMES TO PUSH THE RIGHT BUTTON SO HE COULD ROLL DOWN THE FRONT PASSENGER WINDOW, BUT HE COULD NOT POSITION HIS FINGER OVER THE CORRECT BUTTON. INSTEAD, SHANE MANAGED TO PUSH THE BUTTON FOR THE RIGHT REAR WINDOW AND IT ROLLED DOWN. SHANE ROLLED UP THE REAR WINDOW AND ATTEMPTED TO PUSH THE CORRECT BUTTON BUT AGAIN ACTIVATED THE RIGHT REAR WINDOW. THE RIGHT REAR WINDOW ROLLED DOWN AGAIN AND SHANE GAVE UP TRYING TO ROLL DOWN THE FRONT PASSENGER WINDOW. SHANE THEN ATTEMPTED TO OPEN THE PASSENGER DOOR SO I COULD TALK WITH HIM. AS SHANE LEANED OVER TO OPEN THE DOOR, THE PATROL CAR STARTED TO ROLL FORWARD BECAUSE HE HAD NOT PUT IT IN PARK. AFTER ROLLING FORWARD APPROXIMATELY SIX TO EIGHT FEET, SHANE GOT THE VEHICLE STOPPED AND THE DOOR OPEN.

4. I ASKED SHANE IF HE WAS OKAY AND HE REPLIED "YEAH". I TOLD SHANE THAT HE WAS DRIVING DOWN THE MIDDLE OF THE ROAD. SHANE TOLD ME THAT HE WASN'T SURE IF HE WAS IN HIS LANE OR THE OTHER DRIVERS LANE. I TOLD SHANE THAT HE WAS REALLY WORRYING ME BECAUSE OF HOW HE WAS ACTING AND ASKED IF WAS ON ANY MEDICATION. SHANE REPLIED BUT WHEN HE DID HE MUMBLED AND SLURRED HIS WORDS AND I COULDN'T UNDERSTAND WHAT HE SAID. AS SHANE CONTINUED TALKING I HEARD HIM CLAIM THAT HE WAS HEADED TO HIS OFFICE. I STOPPED SHANE GOING NORTH AND HIS OFFICE IS IN MANTUA. BECAUSE OF HIS ANSWER, I ASKED SHANE IF HE KNEW WHERE HE WAS. SHANE TOOK A LONG TIME ANSWERING AND FINALLY SAID NEAR 5400. WHEN SHANE SAID THIS IT CAME OUT MORE AS A QUESTION THAN A CONFIDENT ANSWER.

5. I MENTIONED TO SHANE THAT IF WAS HEADED TO THE OFFICE HE WAS HEADED THE WRONG WAY. SHANE APOLOGIZED AND SAID THAT HE HAD ALREADY BEEN TO THE OFFICE TODAY. SHANE'S ANSWERS TO MY QUESTIONS MADE NO SENSE AND HE KEPT CHANGING HIS ANSWERS FROM WHAT HE HAD PREVIOUSLY CLAIMED WHEN I TRIED TO CLARIFY. I ASKED SHANE IF HE HAD BEEN CHASING THE TRUCK THAT HAD STOPPED IN FRONT OF HIM. SHANE TOLD ME THAT HE WAS NOT CHASING ANYONE. I TOLD SHANE I WAS GOING TO WALK UP AND TALK TO THE TRUCK AND HAVE THEM LEAVE AND THAT I WOULD RETURN TO TALK WITH HIM. I WALKED UP TO THE TRUCK AND THANKED THE PEOPLE FOR PULLING OVER. I EXPLAINED THAT THEY WERE FREE TO GO. THE TRUCK DROVE OFF AND I WALKED BACK TO SHANE.

6. WHEN I GOT BACK TO THE SIDE OF THE CAR, I SAW THAT THE PASSENGER WINDOW WAS STILL UP. I OPENED THE DOOR AND TOLD SHANE THAT BASED ON HOW HE WAS ACTING I SUSPECTED HE WAS UNDER THE INFLUENCE OF SOME MEDICATION. I ASKED SHANE WHAT MEDICATION HE HAD TAKEN. SHANE ANSWERED AND SAID THAT HE HAD GOTTEN ABOUT FOUR HOURS OF SLEEP. I ASKED SHANE AGAIN WHAT MEDICATION HE HAD TAKEN. SHANE PAUSED AND TOOK A LONG TIME BEFORE SAYING HE THOUGHT HE HAD MAYBE TAKEN SOME . IN THE MORNING. I TOLD SHANE THAT I WAS GOING TO HAVE HIM GO THROUGH FIELD SOBRIETY TESTS WITH ME. I CLOSED THE CAR DOOR AND WALKED BACK TO MY PATROL CAR.

7. WHEN I GOT TO MY PATROL CAR, I CALLED DISPATCH ON MY PHONE AND LET THEM KNOW THAT I HAD STOPPED SHANE AND WOULD BE DOING FIELD SOBRIETY TESTS. AFTER SPEAKING WITH THE DISPATCH, I ASKED THAT THEY TRANSFER ME TO SGT. CADE BRENCHLEY. I EXPLAINED WHAT WAS GOING ON TO SGT. BRENCHLEY AND ASKED IF I SHOULD HAVE SHANE COME WITH ME TO DO FIELD SOBRIETY TESTS. SGT. BRENCHLEY SAID THAT HE WOULD CALL ME RIGHT BACK. I PUT ON MY JACKET. WHEN SGT. BRENCHLEY CALLED BACK, WE CAME TO THE DECISION TO HAVE SHANE COME WITH ME IN MY PATROL CAR TO DO FIELD SOBRIETY TESTS, HAVE TROOPER STOKES FOLLOW ME TO WITNESS THE TESTS, AND HAVE TROOPER HARDY STAY WITH THE MANTUA PATROL VEHICLE TO KEEP IT SECURE.

8. I WALKED BACK UP AND ASKED SHANE IF HE WOULD BE WILLING TO COME WITH ME TO THE UDOT SHED TO DO FIELD SOBRIETY TESTS. SHANE TOLD ME THAT HE WOULD DO THAT. I TRANSPORTED SHANE BACK TO THE WELLSVILLE UDOT MAINTENANCE SHED AND TROOPER STOKES FOLLOWED BEHIND ME. WHEN WE ARRIVED AT THE SHED, ALL OF THE WORKERS HAD GOING HOME. WE WERE NOT ABLE TO GET INTO THE BUILDING TO DO FIELD SOBRIETY TESTS. RATHER THAN GO SOMEWHERE ELSE, I DECIDED TO DO THE TESTS THERE. SHANE DID NOT HAVE A COAT ON. I RETRIEVED AN EXTRA COAT FROM MY PATROL CAR AND SHANE PUT IT ON FOR THE TESTS. THE FIELD SOBRIETY TESTS WERE RECORDED BY MY DASH CAMERA AS WELL AS TROOPER STOKES'S DASH CAMERA.

9. AFTER SEEING SIGNS OF IMPAIRMENT DURING THE FIELD SOBRIETY TESTS, I CAME TO THE CONCLUSION THAT SHANE WAS UNDER THE INFLUENCE OF A DRUG. I PLACED SHANE UNDER ARREST WITHOUT INCIDENT. SHANE WAS COOPERATIVE. I TOOK CUSTODY OF SHANE'S DUTY WEAPON AND CLEARED IT. TROOPER STOKES RETRIEVED A LARGE EVIDENCE BAG AND WE PUT THE REST OF SHANE'S EQUIPMENT (TASER, AMMUNITION MAGAZINES, KNIVES, ETC) IN IT. I ALLOWED SHANE TO TAKE OFF HIS DUTY BELT AND HOLSTER. THESE ALSO WENT WITH TROOPER STOKES. TROOPER STOKES KEPT THE WEAPONS WITH HIM IN HIS PATROL CAR. NOTHING ILLEGAL WAS FOUND ON SHANE DURING THE SEARCH OF HIS PERSON.

10. I SEAT BELTED SHANE IN. I READ SHANE THE DUI CHEMICAL ADMONITIONS AND REQUESTED THAT HE PROVIDE A BLOOD SAMPLE. SHANE SAID "YES" INDICATING THAT HE WOULD WILLINGLY DO THAT. I ASKED SHANE IF HE WOULD BE WILLING TO HAVE A DRUG RECOGNITION EXPERT GO THROUGH TESTS WITH HIM. SHANE TOLD ME THAT HE WOULD "PASS" ON THAT. I TRANSPORTED SHANE TO SO THAT A NURSE COULD DRAW HIS BLOOD. ONCE AT THE HOSPITAL, SHANE SIGNED THE CONSENT FORM INDICATING THAT HIS BLOOD COULD BE DRAWN. SHANE ALSO VERBALLY TOLD THE NURSE I WITNESSED THE BLOOD DRAW AND TOOK CUSTODY OF THE SAMPLES ONCE THEY WERE DRAWN.

XII OTHER OCCURRENCES OR FACTS:

11. WHILE MEDICAL PERSONNEL WERE ATTENDING TO SHANE,

12. BECAUSE SHANE WAS BEING ADMITTED TO THE HOSPITAL, I CALLED SGT. BRENCHLEY AND UPDATED HIM ON THE SITUATION. WE DECIDED TO HAVE SHANE'S FATHER, RAY ZILLES, COME TO THE HOSPITAL AND TAKE OVER RESPONSIBILITY FOR HIM SINCE HE WAS BEING ADMITTED FOR AN UNDETERMINED AMOUNT OF TIME. SHANE CALLED HIS FATHER WHO SAID HE WOULD BE THERE IN A LITTLE BIT.

13. WHILE WAITING FOR RAY, I SERVED SHANE HIS COPY OF THE DUI CITATION. I HANDED SHANE HIS COPY AND EXPLAINED HIS RIGHT TO A DRIVERS LICENSE HEARING. SHANE INITIALED BY THE RIGHT TO HEARING PARAGRAPH. I SHOWED SHANE THE COURT INFORMATION. SHANE LOOKED HIS COPY OVER AND THEN SET THE PAPER DOWN ON THE BED. I NEEDED TO TAKE SHANE'S RIGHT INDEX FINGERPRINT BUT DID NOT HAVE A FINGERPRINT PAD. I ASKED DISPATCH TO HAVE AN OFFICER WITH AN INKPAD MEET ME AT THE HOSPITAL. AFTER WAITING ABOUT TWENTY MINUTES THE INKPAD ARRIVED.

14. WHILE WAITING FOR THE INKPAD, SHANE'S COPY OF THE DUI CITATION GOT PLACED BACK ON TOP OF MY PAPERWORK. WITHOUT REALIZING IT, I HAD SHANE PLACE HIS FINGERPRINT ON HIS COPY INSTEAD OF THE BUREAU OF CRIMINAL IDENTIFICATION COPY, AND THEN I MISTAKENLY KEPT HIS COPY WITH ME. WHEN RAY ARRIVED, HE SIGNED THE AGREEMENT TO ACCEPT RESPONSIBILITY FOR SHANE. I LEFT SHANE IN THE CARE OF HIS FATHER AND THE HOSPITAL PERSONNEL.

15. AFTER LEAVING THE JAIL. I TRANSPORTED THE BLOOD KIT OVER TO THE BRIGHAM CITY SECTION OFFICE. I FILLED OUT THE APPROPRIATE PAPERWORK AND SEALED AND INITIALED THE BLOOD KIT. I BOOKED THE KIT INTO THE EVIDENCE REFRIGERATOR. WHILE AT THE OFFICE I REALIZED THE MISTAKE I HAD MADE IN KEEPING SHANE'S COPY OF THE CITATION. AT THIS TIME IT WAS JUST AFTER 11:00 PM. I DECIDED THAT THE BEST COURSE OF ACTION WOULD BE FOR ME TO SERVE HIM HIS COPY FOR A SECOND TIME IN THE MORNING.

16. ON JANUARY 30, 2019 AT 7:54 AM SHANE CALLED MY PHONE NUMBER. I DIDN'T RECOGNIZE THE NUMBER AND CALLED THE NUMBER BACK. SHANE ANSWERED AND ASKED ME WHAT TIME I HAD STOPPED HIM. I TOLD SHANE I HAD STOPPED HIM AT 5:00 PM THE DAY BEFORE. SHANE SAID OKAY AND THEN STATED THAT HE WAS HEADED BACK OVER THE HILL TO WORK. I FOUND IT ODD THAT SHANE STILL WAS CONFUSED AND UNSURE AS TO WHAT DIRECTION HE HAD BEEN TRAVELING. I CLARIFIED FOR SHANE THAT HE HAD BEEN DRIVING NORTH WHEN I STOPPED HIM. SHANE WAS SURPRISED AND EXPRESSED CONFUSION ABOUT WHY HE WAS GOING NORTH. I EXPLAINED TO SHANE WHAT HAD HAPPENED WITH HIS COPY OF THE DUI CITATION AND ASKED IF I COULD MEET UP WITH HIM IN A FEW HOURS. SHANE TOLD ME HE WOULD BE AT HIS FATHER'S HOUSE IN COLLEGE WARD.

17. JUST AFTER 10:30 AM, I MET WITH SHANE AT HIS FATHER'S HOUSE IN COLLEGE WARD. I RECORDED OUR CONVERSATION ON MY PATROL CAR MICROPHONE. I ISSUED SHANE THE DUI CITATION FOR THE SECOND TIME AND RE-EXPLAINED HIS RIGHT TO A DRIVERS LICENSE HEARING. WHEN I STATED THAT SHANE NEEDED TO MAKE A WRITTEN REQUEST WITH THE DRIVERS LICENSE DIVISION IN ORDER TO HAVE A HEARING SCHEDULED, HE WAS CONFUSED AND ASKED IF HE COULD JUST CALL THEM INSTEAD. I FOUND THAT VERY ODD BECAUSE THIS WAS INFORMATION THAT ANY LAW ENFORCEMENT OFFICER WOULD KNOW WELL. THE LOOK OF CONFUSION ON SHANE'S FACE MADE IT SEEM AS IF HE HAD NEVER HEARD IT BEFORE. I HAD SHANE INITIAL AGAIN BY THE RIGHT TO HEARING PARAGRAPH. SHANE ALSO PROVIDED A FINGERPRINT FOR THE BCI COPY OF THE CITATION. I LEFT SHANE WITHOUT INCIDENT.

18. WHEN I CHECKED BACK ON FOR MY NORMAL SHIFT LATER IN THE AFTERNOON, I FINISHED THE INCIDENT REPORT AND SUBMITTED THEM FOR REVIEW.

END OF REPORT.

XIII ATTACHED DOCUMENTS:

I have attached the following documents to this report:

1. Copy of citation/temporary license
2. Subject's Utah driver license, driver permit, or driving privilege card
3. Traffic accident report
4. Intoxilyzer checklist and results
5. Other documents: **Case report**

I hereby certify that I am a sworn Utah Peace Officer, Special Function Officer, or Port-of-Entry Agent and that the information contained above in this report form and attached documents in true and correct to my knowledge and belief and that this report form was prepared in the regular course of my duties. It is my belief the subject was in violation of Section 41-6a-502, 41-6a-517, 41-6a-520, 32B-4-409, 41-6a-530, 53-3-232, or 53-3-414 UCA at the time and place specified in this report. My signature includes acknowledgment that I personally gave the driver, notice of the Department's intent to deny, suspend, revoke or disqualify his/her driving privilege.

I have personal knowledge that officer Kent Goodrich gave notice to subject.

Arresting Agency: Utah Highway Patrol

Reporting Agency: Utah Highway Patrol: Section 1 - District B

Date given: _____ Time given: _____

I gave notice to subject and verbally informed subject of their right to a hearing before the Driver License Division.

Date given: 01/29/2019 Time given: 20:02

Kent Goodrich

Signature of Officer or Agent

The **original** of this form and the Driver License Division copy of the Citation must be sent within ten (10) calendar days of the notice of arrest of the subject to:

Driver License Division
PO Box 144501
Salt Lake City, UT 84114-4501
(attn. DUI Section)

If a hearing is requested by the subject and you prefer to have your notice sent by e-mail, fill in your e-mail address here kgoodrich@utah.gov.

Notification received by e-mail will be your only notice. Complete for each arrest.

A**UTAH HIGHWAY PATROL****ARREST REPORT****Incident: IU5837972****Report: R15450791****Page: 1 of 4****Case: 0119C0175**

OFFENSES	ARRESTEE
DRIVING UNDER INFLUENCE DRUGS (5403) RECKLESS DRIVING (5499.30) Occurred on: 01/29/2019 From: 17:00 To: 23:30 Officer Activity on: 01/29/2019 From: 17:00 To: 23:30 Activity Codes: 733-Physical Custody Arrests * Loc. of Arrest: US-89/91Wellsville Loc. of Crime: US-89/91Wellsville Arrest Type: Summoned/ Cited(Citation or Summons Issued - Not Booked) Case Disposition: Arrest	ZILLES, SHANE JACOB Age at Incident: 49 DOB Race: White Ethnicity: non Hispanic Hair: Brown Ht: 5' 9" Sex: Male Eyes: Green Wt: 150 lbs. SSN: DLN Residence Addr <div style="display: flex; justify-content: space-between;"> <div style="border: 1px solid black; padding: 2px;"> ARRESTED Date: 01/29/2019 Time: 17:37 </div> <div style="border: 1px solid black; padding: 2px;"> BOOKED Date: 01/29/2019 Time: 20:02 </div> </div>

PROPERTY DETAILS						
Owner	Quantity	Type	Manufacturer	Model	Serial	Value
ZILLES, SHANE	1.00	Blood Sample	Blood	Liquid		1.00
Description: Blood sample						
Related to Offenses						
DRIVING UNDER INFLUENCE DRUGS (5403):						Seized
ZILLES, SHANE	1.00	Blood Sample	Blood	Liquid		1.00
Description: Blood sample						
Related to Offenses						
DRIVING UNDER INFLUENCE DRUGS (5403):						Seized
Total Property Value:						2.00

VEHICLE DETAILS									
Owner	Plate/Decal	Expires	VIN	Make	Model	Style	Year	Color	
	(UT) 208814EX			Dodge	CHARGER POLICE	SEDAN, 4 DOOR.	2012	SILVER	
Related to Offenses									
RECKLESS DRIVING (5499.30):								Suspect Vehicle	

NARRATIVE - See DUI Citation associated with case number 0119C0175.

SYNOPSIS: While working near Sardine Canyon on US 89/91, I picked up a Mantua City patrol vehicle driving north at a very high rate of speed without its emergency lights activated and driving in the median. After initiating a traffic stop on the patrol car, I learned that the Chief of Police for Mantua was behind the wheel. I suspected the chief was under the influence of a drug or drugs and administered field sobriety tests. After field sobriety tests were finished, I arrested the chief for suspicion of driving under the influence of drugs.

DETAILS:

1. On January 29, 2019 just before 5:00 PM, I was driving southbound on US 89/91 near the mouth of Sardine Canyon. My radar equipment was on and it picked up a vehicle exiting the canyon at 86 mph in a 65 mph zone. I looked up and saw a silver Dodge Charger quickly approaching. My visual estimation of the car was between 85 mph and 90 mph. The vehicle was driving over the median lane lines by about a foot when he passed my location. As the driver passed by, I recognized the vehicle as the silver Dodge Charger that the Mantua Police department uses. No emergency lights or siren were activated and I found it odd that the officer was driving so fast over the median lane line without using his emergency equipment.

2. I turned around and started to catch up to the patrol car. As I was accelerating, I could see a cloud of dust and dirt that the patrol car was kicking up as the driver drove in the median. As I got closer I could see that the patrol car was entirely in the median. The driver of the patrol car was still going extremely fast. I activated my overhead lights. When I pulled up behind the patrol car, I saw the driver turn on his right turn signal. There was a motorist in a truck driving in the far right lane slightly ahead of Mantua's car. The driver of the patrol car accelerated and passed the truck and then abruptly cut the truck off when he changed lanes from the fast lane to the slow lane. The motorist slowed down and allowed the patrol vehicle to pull over. I pulled in behind the patrol car and asked for Trooper Jerry Hardy and Trooper Carl Stokes to head to my location at milepost 18 to act as backup.

A

UTAH HIGHWAY PATROL

ARREST REPORT

Incident: IU5837972

Report: R15450791

Page: 2 of 4

Case: 0119C0175

NARRATIVE - See DUI Citation associated with case number 0119C0175.

3. I exited my patrol car and walked up on the passenger side of his vehicle. Another motorist in a truck had stopped in front of Shane. I decided to make contact with them after speaking with the driver of the patrol car. When I looked into the patrol car, I immediately recognized Chief Shane Zilles. I motioned for Shane to roll down the passenger window. As I stood by the passenger window, I had an unobstructed view into the interior of the car and I could clearly see Shane struggling to push the window button. Shane attempted several times to push the right button so he could roll down the front passenger window, but he could not position his finger over the correct button. Instead, Shane managed to push the button for the right rear window and it rolled down. Shane rolled up the rear window and attempted to push the correct button but again activated the right rear window. The right rear window rolled down again and Shane gave up trying to roll down the front passenger window. Shane then attempted to open the passenger door so I could talk with him. As Shane leaned over to open the door, the patrol car started to roll forward because he had not put it in park. After rolling forward approximately six to eight feet, Shane got the vehicle stopped and the door open.

4. I asked Shane if he was okay and he replied "yeah". I told Shane that he was driving down the middle of the road. Shane told me that he wasn't sure if he was in his lane or the other drivers lane. I told Shane that he was really worrying me because of how he was acting and asked if was on any medication. Shane replied but when he did he mumbled and slurred his words and I couldn't understand what he said. As Shane continued talking I heard him claim that he was headed to his office. I stopped Shane going north and his office is in Mantua. Because of his answer, I asked Shane if he knew where he was. Shane took a long time answering and finally said near 5400. When Shane said this it came out more as a question than a confident answer.

5. I mentioned to Shane that if was headed to the office he was headed the wrong way. Shane apologized and said that he had already been to the office today. Shane's answers to my questions made no sense and he kept changing his answers from what he had previously claimed when I tried to clarify. I asked Shane if he had been chasing the truck that had stopped in front of him. Shane told me that he was not chasing anyone. I told Shane I was going to walk up and talk to the truck and have them leave and that I would return to talk with him. I walked up to the truck and thanked the people for pulling over. I explained that they were free to go. The truck drove off and I walked back to Shane.

6. When I got back to the side of the car, I saw that the passenger window was still up. I opened the door and told Shane that based on how he was acting I suspected he was under the influence of some medication. I asked Shane what medication he had taken. Shane answered and said that he had gotten about four hours of sleep. I asked Shane again what medication he had taken. Shane paused and took a long time before saying he thought he had maybe taken some in the morning. I told Shane that I was going to have him go through field sobriety tests with me. I closed the car door and walked back to my patrol car.

7. When I got to my patrol car, I called Dispatch on my phone and let them know that I had stopped Shane and would be doing field sobriety tests. After speaking with the Dispatch, I asked that they transfer me to Sgt. Cade Brenchley. I explained what was going on to Sgt. Brenchley and asked if I should have Shane come with me to do field sobriety tests. Sgt. Brenchley said that he would call me right back. I put on my jacket. When Sgt. Brenchley called back, we came to the decision to have Shane come with me in my patrol car to do field sobriety tests, have Trooper Stokes follow me to witness the tests, and have Trooper Hardy stay with the Mantua patrol vehicle to keep it secure.

8. I walked back up and asked Shane if he would be willing to come with me to the UDOT shed to do field sobriety tests. Shane told me that he would do that. I transported Shane back to the Wellsville UDOT maintenance shed and Trooper Stokes followed behind me. When we arrived at the shed, all of the workers had going home. We were not able to get into the building to do field sobriety tests. Rather than go somewhere else, I decided to do the tests there. Shane did not have a coat on. I retrieved an extra coat from my patrol car and Shane put it on for the tests. The field sobriety tests were recorded by my dash camera as well as Trooper Stoke's dash camera.

9. After seeing signs of impairment during the field sobriety tests, I came to the conclusion that Shane was under the influence of a drug. I placed Shane under arrest without incident. Shane was cooperative. I took custody of Shane's duty weapon and cleared it. Trooper Stokes retrieved a large evidence bag and we put the rest of Shane's equipment (Taser, ammunition magazines, knives, etc) in it. I allowed Shane to take off his duty belt and holster. These also went with Trooper Stokes. Trooper Stokes kept the weapons with him in his patrol car. Nothing illegal was found on Shane during the search of his person.

10. I seat belted Shane in. I read Shane the DUI chemical admonitions and requested that he provide a blood sample. Shane said "yes" indicating that he would willingly do that. I asked Shane if he would be willing to have a druac recoanition expert go through tests with him. Shane told me that he would "pass" on that. I transported Shane to so that a nurse could draw his blood. Once at the hospital, Shane signed the consent form indicating that his blood could be drawn. Shane also verbally told the nurse I witnessed the blood draw and took custody of the samples once they were drawn.

A**UTAH HIGHWAY PATROL****ARREST REPORT****Incident: IU5837972****Report: R15450791****Page: 3 of 4****Case: 0119C0175****NARRATIVE - See DUI Citation associated with case number 0119C0175.**

11. While medical personnel were attending to Shane,

12. Because Shane was being admitted to the hospital, I called Sgt. Brenchley and updated him on the situation. We decided to have Shane's father, Ray Zilles, come to the hospital and take over responsibility for him since he was being admitted for an undetermined amount of time. Shane called his father who said he would be there in a little bit.

13. While waiting for Ray, I served Shane his copy of the DUI citation. I handed Shane his copy and explained his right to a drivers license hearing. Shane initialed by the Right to Hearing paragraph. I showed Shane the court information. Shane looked his copy over and then set the paper down on the bed. I needed to take Shane's right index fingerprint but did not have a fingerprint pad. I asked Dispatch to have an officer with an inkpad meet me at the hospital. After waiting about twenty minutes the inkpad arrived.

14. While waiting for the inkpad, Shane's copy of the DUI citation got placed back on top of my paperwork. Without realizing it, I had Shane place his fingerprint on his copy instead of the Bureau of Criminal Identification copy, and then I mistakenly kept his copy with me. When Ray arrived, he signed the agreement to accept responsibility for Shane. I left Shane in the care of his father and the hospital personnel.

15. After leaving the jail. I transported the blood kit over to the Brigham City section office. I filled out the appropriate paperwork and sealed and initialed the blood kit. I booked the kit into the evidence refrigerator. While at the office I realized the mistake I had made in keeping Shane's copy of the citation. At this time it was just after 11:00 PM. I decided that the best course of action would be for me to serve him his copy for a second time in the morning.

16. On January 30, 2019 at 7:54 AM Shane called my phone number. I didn't recognize the number and called the number back. Shane answered and asked me what time I had stopped him. I told Shane I had stopped him at 5:00 PM the day before. Shane said okay and then stated that he was headed back over the hill to work. I found it odd that Shane still was confused and unsure as to what direction he had been traveling. I clarified for Shane that he had been driving north when I stopped him. Shane was surprised and expressed confusion about why he was going north. I explained to Shane what had happened with his copy of the DUI citation and asked if I could meet up with him in a few hours. Shane told me he would be at his father's house in College Ward.

17. Just after 10:30 AM, I met with Shane at his father's house in College Ward. I recorded our conversation on my patrol car microphone. I issued Shane the DUI citation for the second time and re-explained his right to a drivers license hearing. When I stated that Shane needed to make a written request with the Drivers License Division in order to have a hearing scheduled, he was confused and asked if he could just call them instead. I found that very odd because this was information that any law enforcement officer would know well. The look of confusion on Shane's face made it seem as if he had never heard it before. I had Shane initial again by the Right to Hearing paragraph. Shane also provided a fingerprint for the BCI copy of the citation. I left Shane without incident.

18. When I checked back on for my normal shift later in the afternoon, I finished the incident report and submitted them for review.

END OF REPORT.

Video Evidence - In-Car Video.

REPORTING OFFICER

Officer's Name	Badge	Signature	Printed On
Goodrich, Kent	306		02/08/2019 At: 14:44

ASSISTING OFFICERS

Agency	Officer's Name	Badge
Utah Highway Patrol	Stokes, Carl	403
Utah Highway Patrol	Hardy, Jerry	407
Utah Highway Patrol	Brenchley, Cade	216

A

UTAH HIGHWAY PATROL

ARREST REPORT

Incident: IU5837972

Report: R15450791

Page: 4 of 4

Case: 0119C0175

SUPERVISOR

Agency

Officer's Name

Badge

Utah Highway Patrol

Brenchley, Cade

216

C**UTAH HIGHWAY PATROL****CRIME REPORT****Incident: IU5837972****Report: R15450791****Page: 1 of 4****Case: 0119C0175****OFFENSES****DRIVING UNDER INFLUENCE DRUGS (5403)
RECKLESS DRIVING (5499.30)**Activity Codes: **733-Physical Custody Arrests ***Loc. of Crime: **US-89/91Wellsville**Case Disposition: **Arrest**Occurred on: **01/29/2019** From: **17:00** To: **23:30**Officer Activity on: **01/29/2019** From: **17:00** To: **23:30****PEOPLE INVOLVED**Name: **ZILLES, SHANE JACOB**

AR	Age at Incident: 49	DOB:	Race: White
	Ethnicity: non Hispanic	Hair: Brown	Ht: 5' 9"
	Sex: Male	Eyes: Green	Wt: 150 lbs.
	Residence Addr:		

PROPERTY DETAILS

Owner	Quantity	Type	Manufacturer	Model	Serial	Value
ZILLES, SHANE	1.00	Blood Sample	Blood	Liquid		1.00
Description: Blood sample						
Related to Offenses						
DRIVING UNDER INFLUENCE DRUGS (5403):						Seized
ZILLES, SHANE	1.00	Blood Sample	Blood	Liquid		1.00
Description: Blood sample						
Related to Offenses						
DRIVING UNDER INFLUENCE DRUGS (5403):						Seized
Total Property Value:						2.00

VEHICLE DETAILS

Owner	Plate/Decal	Expires	VIN	Make	Model	Style	Year	Color
	(UT) 208814EX			Dodge	CHARGER POLICE	SEDAN, 4 DOOR.	2012	SILVER
Related to Offenses								
RECKLESS DRIVING (5499.30):								Suspect Vehicle

NARRATIVE - See DUI Citation associated with case number 0119C0175.

SYNOPSIS: While working near Sardine Canyon on US 89/91, I picked up a Mantua City patrol vehicle driving north at a very high rate of speed without its emergency lights activated and driving in the median. After initiating a traffic stop on the patrol car, I learned that the Chief of Police for Mantua was behind the wheel. I suspected the chief was under the influence of a drug or drugs and administered field sobriety tests. After field sobriety tests were finished, I arrested the chief for suspicion of driving under the influence of drugs.

DETAILS:

1. On January 29, 2019 just before 5:00 PM, I was driving southbound on US 89/91 near the mouth of Sardine Canyon. My radar equipment was on and it picked up a vehicle exiting the canyon at 86 mph in a 65 mph zone. I looked up and saw a silver Dodge Charger quickly approaching. My visual estimation of the car was between 85 mph and 90 mph. The vehicle was driving over the median lane lines by about a foot when he passed my location. As the driver passed by, I recognized the vehicle as the silver Dodge Charger that the Mantua Police department uses. No emergency lights or siren were activated and I found it odd that the officer was driving so fast over the median lane line without using his emergency equipment.

2. I turned around and started to catch up to the patrol car. As I was accelerating, I could see a cloud of dust and dirt that the patrol car was kicking up as the driver drove in the median. As I got closer I could see that the patrol car was entirely in the median. The driver of the patrol car was still going extremely fast. I activated my overhead lights. When I pulled up behind the patrol car, I saw the driver turn on his right turn signal. There was a motorist in a truck driving in the far right lane slightly ahead of Mantua's car. The driver of the patrol car accelerated and passed the truck and then abruptly cut the truck off when he changed lanes from the fast lane to the slow lane. The motorist slowed down and allowed the patrol vehicle to pull over. I pulled in behind the patrol car and asked for Trooper Jerry Hardy and Trooper Carl Stokes to head to my location at milepost 18 to act as backup.

C**UTAH HIGHWAY PATROL****CRIME REPORT****Incident: IU5837972****Report: R15450791****Page: 2 of 4****Case: 0119C0175****NARRATIVE - See DUI Citation associated with case number 0119C0175.**

3. I exited my patrol car and walked up on the passenger side of his vehicle. Another motorist in a truck had stopped in front of Shane. I decided to make contact with them after speaking with the driver of the patrol car. When I looked into the patrol car, I immediately recognized Chief Shane Zilles. I motioned for Shane to roll down the passenger window. As I stood by the passenger window, I had an unobstructed view into the interior of the car and I could clearly see Shane struggling to push the window button. Shane attempted several times to push the right button so he could roll down the front passenger window, but he could not position his finger over the correct button. Instead, Shane managed to push the button for the right rear window and it rolled down. Shane rolled up the rear window and attempted to push the correct button but again activated the right rear window. The right rear window rolled down again and Shane gave up trying to roll down the front passenger window. Shane then attempted to open the passenger door so I could talk with him. As Shane leaned over to open the door, the patrol car started to roll forward because he had not put it in park. After rolling forward approximately six to eight feet, Shane got the vehicle stopped and the door open.

4. I asked Shane if he was okay and he replied "yeah". I told Shane that he was driving down the middle of the road. Shane told me that he wasn't sure if he was in his lane or the other drivers lane. I told Shane that he was really worrying me because of how he was acting and asked if was on any medication. Shane replied but when he did he mumbled and slurred his words and I couldn't understand what he said. As Shane continued talking I heard him claim that he was headed to his office. I stopped Shane going north and his office is in Mantua. Because of his answer, I asked Shane if he knew where he was. Shane took a long time answering and finally said near 5400. When Shane said this it came out more as a question than a confident answer.

5. I mentioned to Shane that if was headed to the office he was headed the wrong way. Shane apologized and said that he had already been to the office today. Shane's answers to my questions made no sense and he kept changing his answers from what he had previously claimed when I tried to clarify. I asked Shane if he had been chasing the truck that had stopped in front of him. Shane told me that he was not chasing anyone. I told Shane I was going to walk up and talk to the truck and have them leave and that I would return to talk with him. I walked up to the truck and thanked the people for pulling over. I explained that they were free to go. The truck drove off and I walked back to Shane.

6. When I got back to the side of the car, I saw that the passenger window was still up. I opened the door and told Shane that based on how he was acting I suspected he was under the influence of some medication. I asked Shane what medication he had taken. Shane answered and said that he had gotten about four hours of sleep. I asked Shane again what medication he had taken. Shane paused and took a long time before saying he thought he had maybe taken some in the morning. I told Shane that I was going to have him go through field sobriety tests with me. I closed the car door and walked back to my patrol car.

7. When I got to my patrol car, I called Dispatch on my phone and let them know that I had stopped Shane and would be doing field sobriety tests. After speaking with the Dispatch, I asked that they transfer me to Sgt. Cade Brenchley. I explained what was going on to Sgt. Brenchley and asked if I should have Shane come with me to do field sobriety tests. Sgt. Brenchley said that he would call me right back. I put on my jacket. When Sgt. Brenchley called back, we came to the decision to have Shane come with me in my patrol car to do field sobriety tests, have Trooper Stokes follow me to witness the tests, and have Trooper Hardy stay with the Mantua patrol vehicle to keep it secure.

8. I walked back up and asked Shane if he would be willing to come with me to the UDOT shed to do field sobriety tests. Shane told me that he would do that. I transported Shane back to the Wellsville UDOT maintenance shed and Trooper Stokes followed behind me. When we arrived at the shed, all of the workers had going home. We were not able to get into the building to do field sobriety tests. Rather than go somewhere else, I decided to do the tests there. Shane did not have a coat on. I retrieved an extra coat from my patrol car and Shane put it on for the tests. The field sobriety tests were recorded by my dash camera as well as Trooper Stoke's dash camera.

9. After seeing signs of impairment during the field sobriety tests, I came to the conclusion that Shane was under the influence of a drug. I placed Shane under arrest without incident. Shane was cooperative. I took custody of Shane's duty weapon and cleared it. Trooper Stokes retrieved a large evidence bag and we put the rest of Shane's equipment (Taser, ammunition magazines, knives, etc) in it. I allowed Shane to take off his duty belt and holster. These also went with Trooper Stokes. Trooper Stokes kept the weapons with him in his patrol car. Nothing illegal was found on Shane during the search of his person.

10. I seat belted Shane in. I read Shane the DUI chemical admonitions and requested that he provide a blood sample. Shane said "yes" indicating that he would willingly do that. I asked Shane if he would be willing to have a druac recoanition expert go through tests with him. Shane told me that he would "pass" on that. I transported Shane to so that a nurse could draw his blood. Once at the hospital. Shane signed the consent form indicating that his blood could be drawn. Shane also verbally told the nurse I witnessed the blood draw and took custody of the samples once they were drawn.

C**UTAH HIGHWAY PATROL****CRIME REPORT****Incident: IU5837972****Report: R15450791****Page: 3 of 4****Case: 0119C0175****NARRATIVE - See DUI Citation associated with case number 0119C0175.**

11. While medical personnel were attending to Shane,

12. Because Shane was being admitted to the hospital, I called Sgt. Brenchley and updated him on the situation. We decided to have Shane's father, Ray Zilles, come to the hospital and take over responsibility for him since he was being admitted for an undetermined amount of time. Shane called his father who said he would be there in a little bit.

13. While waiting for Ray, I served Shane his copy of the DUI citation. I handed Shane his copy and explained his right to a drivers license hearing. Shane initialed by the Right to Hearing paragraph. I showed Shane the court information. Shane looked his copy over and then set the paper down on the bed. I needed to take Shane's right index fingerprint but did not have a fingerprint pad. I asked Dispatch to have an officer with an inkpad meet me at the hospital. After waiting about twenty minutes the inkpad arrived.

14. While waiting for the inkpad, Shane's copy of the DUI citation got placed back on top of my paperwork. Without realizing it, I had Shane place his fingerprint on his copy instead of the Bureau of Criminal Identification copy, and then I mistakenly kept his copy with me. When Ray arrived, he signed the agreement to accept responsibility for Shane. I left Shane in the care of his father and the hospital personnel.

15. After leaving the jail. I transported the blood kit over to the Brigham City section office. I filled out the appropriate paperwork and sealed and initialed the blood kit. I booked the kit into the evidence refrigerator. While at the office I realized the mistake I had made in keeping Shane's copy of the citation. At this time it was just after 11:00 PM. I decided that the best course of action would be for me to serve him his copy for a second time in the morning.

16. On January 30, 2019 at 7:54 AM Shane called my phone number. I didn't recognize the number and called the number back. Shane answered and asked me what time I had stopped him. I told Shane I had stopped him at 5:00 PM the day before. Shane said okay and then stated that he was headed back over the hill to work. I found it odd that Shane still was confused and unsure as to what direction he had been traveling. I clarified for Shane that he had been driving north when I stopped him. Shane was surprised and expressed confusion about why he was going north. I explained to Shane what had happened with his copy of the DUI citation and asked if I could meet up with him in a few hours. Shane told me he would be at his father's house in College Ward.

17. Just after 10:30 AM, I met with Shane at his father's house in College Ward. I recorded our conversation on my patrol car microphone. I issued Shane the DUI citation for the second time and re-explained his right to a drivers license hearing. When I stated that Shane needed to make a written request with the Drivers License Division in order to have a hearing scheduled, he was confused and asked if he could just call them instead. I found that very odd because this was information that any law enforcement officer would know well. The look of confusion on Shane's face made it seem as if he had never heard it before. I had Shane initial again by the Right to Hearing paragraph. Shane also provided a fingerprint for the BCI copy of the citation. I left Shane without incident.

18. When I checked back on for my normal shift later in the afternoon, I finished the incident report and submitted them for review.

END OF REPORT.

Video Evidence - In-Car Video.

REPORTING OFFICER

Officer's Name

Badge

Signature

Printed On

Goodrich, Kent

306

02/08/2019 At: 14:57

C

UTAH HIGHWAY PATROL

CRIME REPORT

Incident: IU5837972

Report: R15450791

Page: 4 of 4

Case: 0119C0175

ASSISTING OFFICERS

Agency	Officer's Name	Badge
Utah Highway Patrol	Stokes, Carl	403
Utah Highway Patrol	Hardy, Jerry	407
Utah Highway Patrol	Brenchley, Cade	216

SUPERVISOR

Agency	Officer's Name	Badge
Utah Highway Patrol	Brenchley, Cade	216