

TOWNSHIP OF HAMILTON POLICE DEPARTMENT DRINKING-DRIVING REPORT CONTINUATION	(1) DEFENDANT	First Name Jason	Initial	Last Name Dare
	Violation Date	12/16/2011	Summons Number	205277

CASE NUMBER  
11-44668

Case 11-44668

**Operation:**

On 12/16/11 at 0148 hrs. I responded to a single motor vehicle crash on Rt 40 east of CR 552.

**At the Scene:**

I observed a 2011 Dodge Ram pickup NJ Registration [REDACTED] on the shoulder of Rt 40 east, east of CR 552. The vehicle had been heading west on Rt 40, crossed over the center median and jumped the low concrete barrier separating the eastbound and westbound lanes. The vehicle was now buried up to the rear axle in mud. One front tire appeared flat and the passenger side of the truck sustained damage to the front fender and door area. It appeared that the truck had struck something on the berm or shoulder area of the highway prior to crossing the median. There was no impact apparent in the immediate area of the truck. Passersby were at the scene and I observed a white male, later identified as Jason Dare, sitting behind the wheel. The truck was still running as I approached.

Dare got out of the truck and told me that he had swerved to avoid a deer that had crossed in front of him and he lost control of the truck. I asked him what he had hit and he told me that he didn't hit anything. I examined the damage and there was nothing to indicate impact with a deer (hair, blood, carcass in the roadway).

As Dare spoke I detected the odor of an alcoholic beverage on his breath. His eyes were bloodshot and he had difficulty maintaining his balance as he stood next to the truck. I called for additional units for a possible DWI arrest. Dare then produced his N.J.S.P. ID. Other Officers and the Shift Supervisor Sgt. Gehring were arriving and I had the civilians leave the area.

All Officers check Rt 40 for any downed signs, utility poles, or parked vehicle that may have been struck. No other property damage was located. It is unknown what Dare struck prior to losing control.

Sgt. Gehring had Ofc. Lee perform the balance tests (see supplement).

After administering the field sobriety tests on Dare, Ofc. Lee advised me that Dare appeared intoxicated. I placed Dare under arrest for DWI and Lee waited with the vehicle for a tow per John's law. I searched the vehicle and located a tuger .380 semiauto handgun in a holster in the center console. I took the weapon for safekeeping.

**Inroute to the Station:**

Dare was advised of his Miranda Rights and stated that he understood. He was polite and cooperative. The ride only lasted a few minutes as the station was less than 5 miles away.

**At the Station:**

The 20 minute observation period was started and Dare was read the DWI Statement Form. I did not see Dare put anything into his mouth, he didn't belch, vomit, or spit. Dare advised me that he didn't know what I was talking about because he had struck his head in the crash and was feeling dizzy. I then read the refusal portion and he gave me the same response. I called for an ambulance, which arrived a few minutes later and Dare was examined. The Alcotest was prepared and Dare still advised that he was having difficulty understanding what was going on. The time expired and I indicated a refusal on the Alcotest.

COPY

(35) Toe Name Ofc. J. Esposito	Signature 	Time/Trac	Office Number 18	(39) Reviewed by 
(40) Date To Appear 12/21/11	(41) Amended Court Dates	(42) 39.4-50.2 Disposition & Date	(43) 39.4-50 Disposition & Date	

CASE NUMBER

11-44668

TOWNSHIP OF HAMILTON  
POLICE DEPARTMENT  
DRINKING-DRIVING REPORT  
CONTINUATION

(1) DEFENDANT	First Name Jason	Initial D	Last Name Dare
Violation Date	12/16/2011	Summons Number	205277

Officer Petuskey arrived at the Station a few minutes later and advised Dare that we were going to transport him to the hospital to be examined since he was complaining of a head injury. Petuskey also advised him that we would be requesting blood be drawn.

Enroute to the Hospital:

Dare was quiet. Nothing was said by him and no conversation was directed towards him.

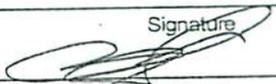
At the Hospital:

I was in the room when Dare was being interviewed by the Nurse. Dare was asked questions about the date and who the President was. He answered the questions correctly.

Dare was asked if he would give blood and he refused. He was still polite and cooperative. He was charged with DWI, Refusal, and Careless Driving.

Pending Court...

**COPY**

(38) Title/Name	Signature 	TimeTrac	Office Number 18	(39) Reviewed by C. H. KING
(40) Date To Appear	(41) Amended Court-Dates	(42) 39:4 50.2 Disposition & Date	(43) 39:4-50 Disposition & Date	