

TOWNSHIP OF HAMILTON
POLICE DEPARTMENT
DRINKING-DRIVING REPORT
CONTINUATION

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

CASE NUMBER
11-44668

December 16, 2011 at approximately 0245 hours I was contacted at home by Sgt. Chris Gehring. Gehring advised that off duty Trooper Jason Dare was involved in a motor vehicle crash and was subsequently taken into custody for Driving While Intoxicated.

Gehring stated that while speaking with Dare that he (Dare) had made remarks that could be construed as threatening. Asked to explain, Gehring stated that Dare told him that he (Gehring) had better watch his back and the only reason he was arrested was because the police department was retaliating against his brother Nick who is currently employed by our agency.

Gehring further added that Dare had refused the breathalyzer and said he did not know what was going on since he had struck his head during the crash. I advised Gehring I would be responding to the station so any further confrontations would not arise.

Upon arrival I entered the holding cell area where I met with Dare and Ofc. Esposito. I introduced myself to Dare and explained to him that since he had said he was confused we were going to transport him to the hospital to be evaluated by medical personnel. I also told Dare that while at the hospital we were going to request a blood sample. He said he understood and was courteous and polite.

Ofc. Esposito and I escorted Dare to the sally port where he was placed in the rear of Esposito's patrol vehicle and seat belted in.

On route to the hospital Dare did not speak however there was an odor of alcoholic beverage emanating throughout the patrol cars interior. Upon arrival at the hospital Dare was escorted into the emergency room and placed in a curtained room.

The treating nurse began to ask Dare where he was injured and pointed to scrapes on the top of both hands. She also asked him what day it was and who the president was and Dare successfully answered both questions.

Dare was then asked if he would submit to a blood draw and he stated he would not. He proceeded to sign the bottom of the blood collection certification form affirming he would not consent to the taking of blood.

Ofc. Esposito completed the motor vehicle summonses and we met with Dare's wife and step-father in the lobby. Allison Dare signed the required John's Law Form and advised of where her husband's vehicle was towed to. Both were subsequently escorted back to Dare's treating room.

Ofc. Esposito and I then departed.

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(38) Title/Name Captain Mike Petuskey	Signature 	TimeTrac	Office Number 30	(39) Reviewed By
(40) Date To Appear	(41) Amended Court Dates	(42) 39:4 50.2 Disposition & Date		(43) 39:4-50 Disposition & Date

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While preparing my DWI supplemental report on December 19, 2011, I omitted the following:

Due to the fact that Dare stated he had hit his head and did not know what he was doing and it was decided he would be transported to the local hospital for treatment, I contacted MCJ Robert Switzer via telephone.

I advised Judge Switzer that Dare was originally evaluated by the MLVRS and refused treatment. While at the station Dare said he did not know what he was doing and subsequently refused the breathalyzer. I told the judge we were now going to take him to the hospital for evaluation and attempt to take blood. When asked if we could forcibly take blood Judge Switzer said we could not.

As written in my original supplement, Dare refused to consent to a blood draw. Nothing follows.

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(38) Title/Name Captain Mike Petuskey	Signature <i>Mike Petuskey</i>	TimeTrac 12/21/11	Office Number 30	(39) Reviewed By <i>[Signature]</i>
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