

ARREST REPORT
Incident: 201410001999 - Case: - Arrest: 000000000001
Melissa Y Macias

DOB: 07/23/1967
Age: 46

Arrested: 01/24/2014 1:29:00
Arresting Officer: 773 Deputy Mordt

Sex: Female
Race: White
Eth. Ori.: Hispanic
Hair: Brown
Eye: Brown

Height: 506
Weight: 150
Facial: Clean Shaven
Build: Stocky

IDENTIFIERS:

SSN: 452635831
State ID:
FBI:

Misc. ID:
Misc. ID #:
Drv. Lic. #: m22055967809
Drv. Lic. St: Illinois

ADDRESS(ES):

11591 Inverway Belvidere IL 61008 3615374212

SCARS/MARKS/TATTOOS:

ARREST LOCATION:

CHARGE(S):

UCR	Offense - Description	Statute - Description	Degree	Class	Level
2100	0000002410 - Dui - Under The Influe	625-5/11-501(a)(2) - DUI - Performance			

AGENCY DATA:

	Agency	Number
Arrest:	BCSD	000000000001
Case:	Boone County Sheriff's Dept	
Citation:		
Incident:	Boone County Sheriff's Dept	201410001999
Warrant:		

RIGHTS:

Date: Time: By:

SOBRIETY:

Date:	Time:	By:	Test:	Level:	Pass:
Date:	Time:	By:	Test:	Level:	Pass:

BOND:

Type: Amount: \$ 0.00 Cash: \$ 0.00

INCIDENT REPORT
Incident: 201410001999 - Case:

INCIDENT DATES/TIMES:

Reported Date/Time:	01/23/2014	23:53:37	Completed Date/Time:		
Dispatched Date/Time:	01/23/2014	23:56:47	Earliest Date/Time:	01/23/2014	23:53:00
Enroute Date/Time:	01/23/2014	23:56:47	Latest Date/Time:		
Arrival Date/Time:	01/24/2014	0:10:49			

INCIDENT LOCATION:

Inverway/Aberdeen Apt E/O Belvidere IL Boone

OFFICERS ASSIGNED:

00007720	00007720	Wehrle, James
20S3	00000703	Krieger, Edward

COMPLAINANT:

Name:
Address:
City/State:

OFFENSES:

<u>UCR</u>	<u>Offense - Description</u>	<u>Statute - Description</u>	<u>Degree</u>	<u>Class</u>	<u>Level</u>
2100	0000002410 - Dui - Under The Influe	625-5/11-501(a)(2) - DUI - Performance			

SUBJECT(S) INVOLVED:

<u>Type</u>	<u>Name</u>	<u>DOB</u>	<u>Address</u>	<u>City/State/Zip</u>	<u>Phone</u>
Arrest	Macias, Melissa Y	07/23/1967	11591 Inverway	Belvidere, IL 61008	3615374212
Calls For Service	Macias, Melissa Y	07/23/1967	11591 Inverway	Belvidere, IL 61008	
	Unknown				

NO IMAGE
AVAILABLE

Arrest
Macias, Melissa Y
DOB: 07/23/1967

INCIDENT REPORT
Incident: 201410001999 - Case:

VICTIM/SUBJECT:

<hr/>		Victim #	<hr/>	
Name:	DOB:		Ethn:	
Addr:	Race:		Hair:	
City/St:	Sex:		Eyes:	
Phone:	Age:		Skin:	
	Height:		Face:	
SSN:	Weight:		Resident:	
OLN:	ST:			
Type:				

<hr/>		Offender #	<hr/>	
Name:	DOB:		Ethn:	
Addr:	Race:		Hair:	
City/St:	Sex:		Eyes:	
Phone:	Age:		Skin:	
	Height:		Face:	
SSN:	Weight:		DANGEROUS:	
OLN:	ST:		Resident:	

<hr/>		Witness #	<hr/>	
Name:	DOB:		Ethn:	
Addr:	Race:		Hair:	
City/St:	Sex:		Eyes:	
Phone:	Age:		Skin:	
	Height:		Face:	
SSN:	Weight:		Resident:	
OLN:	ST:			

<hr/>		Contact #	<hr/>	
Name:	DOB:		Ethn:	
Addr:	Race:		Hair:	
City/St:	Sex:		Eyes:	
Phone:	Age:		Skin:	
	Height:		Face:	
SSN:	Weight:		Resident:	
OLN:	ST:			

INCIDENT REPORT
Incident: 201410001999 - Case:

VEHICLE:

<u>Plate #</u>	<u>State</u>	<u>Type</u>	<u>VIN</u>	<u>Yr</u>	<u>Make</u>	<u>Model</u>	<u>Color</u>	<u>Value</u>
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PROPERTY:

<u>No.</u>	<u>Loss Type</u>	<u>Qty.</u>	<u>Make/Model/Style</u>	<u>Description</u>	<u>Serial #</u>	<u>Value</u>	<u>Evd.</u>	<u>RecDate</u>	<u>Rec Val</u>
1									

SYNOPSIS:

On 1-24-14 at approximately 0045 hours, Sgt. Krieger asked Deputy Mordt to transport Melissa Y. Macias (f/w, 7-23-67) to PSB for SFST's. While transporting Macias, I could smell a strong odor of alcoholic beverage coming from her breath and person. Macias speech was slurred and mumbled. Upon arrival to court house, Macias failed SFST's including VGN. No video.

APPROVALS:

<u>Function</u>	<u>ID</u>	<u>Name</u>	<u>Date</u>	<u>Status</u>
Entered				
Investigated				
Reviewed				

On 01-24-14 at approximately 0045 hrs., Sgt. Krieger requested that Reporting Officer (Deputy Mordt) go to the area of Inverway to pick up Melissa Y. Macias (F/W, 07-23-67) from Deputy Wehrle and bring her back to the patrol office at the courthouse to conduct field sobriety.

I made contact with Macias and as I was transporting her back to the patrol office I could smell the odor of an alcoholic beverage coming from her breath and person. During general conversation Macias' speech was slurred and mumbled. Macias related that she wears semi-soft/ semi-hard contacts and she has no physical problems.

Upon arrival to the patrol office I used the hallway that is a solid clear floor with good solid carpet.

The first test I conducted on Macias was the HGN/VGN. I observed that her eyes had equal tracking, the pupil size was the same, both eyes lacked smooth pursuit and she had nystagmus at maximum deviation and it was sustained. Both eyes had nystagmus onset prior to 45 degrees and she did have vertical gaze nystagmus. I asked if she drinks frequently and she related that she does not. She said they had 4 bottles of wine at the table but she only drank about 3 glasses of wine and several other people were partaking in the wine. I noticed that she had a side to side sway, a front to back sway and a circular sway.

The next test conducted was the walk and turn. She was told how to stand during the instruction phase. During the instruction phase she stepped out of position with her feet side to side. Prior to starting the test she related that she could not do this test if she was sober. On the first set of 9 heel to toe steps she walked very carefully and slowly but missed heel to toe on every step. On the 7th step she stepped off to the side by regained her balance right away. At the 8th step she stopped and asked how she was supposed to turn. I instructed her again on how to turn. She did a proper turn and returned 9 heel to toe steps, missing heel to toe on all 9 steps.

During the one leg stand test, after the instructions, she could not bring her foot up more than 2" off the floor. She put her foot down at approximately the 7 second, 16 second and the test was stopped when she put it down at the 23 second. At one point she had raised her arms above her waist.

During the finger to nose test she touched above her nose, to the left side of her nose and on 2 occasions touched the tip of her nose with her index finger knuckle area.

Macias was advised that she was being arrested for DUI. She was transported over to Corrections. Upon arrival to Corrections, I issued her citations for Too Fast for Conditions and DUI (a)(2). I read her the warning to motorist at 0140 hrs. At 0154 hrs., she refused to take a breath test. As I was reading her the warning to motorist, with her right hand being handcuffed, she was banging the handcuff and her hand on the table. Macias told me that I'd better hope that I never see her in the ER. She later told Corrections Officers the same thing. I issued her some other citations and the law enforcement sworn report as a refusal.

There is no video from R/O.
Nothing further.

Administrative Agency: S Incident #: 201410001999 Case_Nr:
Report No. 2 Entered: 01/24/2014 11:51 By Officer: 00000703
Krieger, Edward

Subject: Initial Report/Arrest, amj

On Thursday, 01-23-14 around 2353 hrs., Reporting Officer (Sgt. Krieger) and Deputy Wehrle were sent to the area of Inverway and Aberdeen for a vehicle stuck in the snow. The call originated from On Star and according to On Star the owner of the vehicle got stuck in the snow and had activated the On Star to get help getting out of the snow.

Deputy Wehrle arrived on scene before I got there. We had been told that On Star could not get a hold of anyone after initially talking to the driver of the vehicle. When I got there Deputy Wehrle was walking around the car to see if anyone was around it and he did not see anyone. The owner of the vehicle was Melissa Macias, 11591 Inverway Way, which was approximately 1/2 mile or less from where we were.

We went to the residence since the vehicle was totally off the roadway. The vehicle was a Cadillac SUV. Where the vehicle went off the road there was a curve and it was also going downhill. The curve was to the left, with the direction the vehicle was traveling. It was in between 11255 and 11369 Inverway. The well traveled roads on this night were pretty clear of any ice or snow. The roads in this subdivision were not really well traveled. There were some spots with snow and/or ice on the roadway still. We did not have any recent snow on this evening but the temperature was below 0.

When we arrived at the house a woman answered the door. I later found she was Cheryl. She stated she was not the driver of the vehicle but the driver of the vehicle was there and she was fine. Deputy Wehrle asked to speak to the driver of the vehicle and Cheryl asked why. Deputy Wehrle said we just wanted to make sure she was okay. Cheryl shut the door and R/Os were still standing outside.

Another female opened the door and she was Melissa Macias. I could immediately see that Macias had red, watery eyes and I could smell the odor of an alcoholic beverage coming from her mouth when she was speaking to us. She stated that she was coming home from Pearl, a restaurant in Rockford near Spring Creek and Riverside, after being out with some friends. She was coming home and hit a patch of ice and ended up in the snow. She was slurring her words at times and she was swaying all around. After she was talking with us for a short while she offered for us to come inside and we did. When speaking with her she would just be standing there and would lose her balance. She did this about twice that I saw. She would lean a little too far and would have to move her feet to regain her balance. Deputy Wehrle asked her if she had been drinking tonight and she said she had some wine with her friends at the restaurant. I asked if she had anything to drink since she got home and she said no. Macias was barefoot and she was wearing a sweater type shirt and jeans.

Deputy Wehrle asked if she was willing to do some field sobriety tests and she said she really didn't want to. She then stated that she had some wine since she was home. Prior to Deputy Wehrle asking if she wanted to do any field sobriety tests, we stepped outside because he had a question for me. Deputy Wehrle told her that she had already told us that she did not have anything to drink and she was changing her story. She stated again that she really didn't want to do any field sobriety tests. Deputy Wehrle told her he had no choice but to arrest her for DUI. She then said she would do field

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Krieger, Edward

Subject: Initial Report/Arrest, amj

sobriety tests. I asked if she had any room in her garage where we could do field sobriety tests. She said no, it was too crowded. We suggested that she go to the PSB to do the tests and if she did the tests fine, we would bring her home. She agreed to do that. Deputy Wehrle asked if she wanted to put some shoes on and she pointed down a small hallway to what appeared to be a bedroom. She went in there and pretty much shut the door. She was in there for a while and at one point Deputy Wehrle asked if she was okay. She said she was getting her shoes on. It was about 3-4 minutes that she was in there getting her shoes on. When she came out Deputy Wehrle asked if she wanted her coat on and she said no but she did want her purse. We all went into the kitchen to get her purse. She could not find her phone and stated it might still be in the vehicle. We told her we'd check the vehicle on the way to the PSB.

Deputy Wehrle put Macias in his vehicle and we went back to her vehicle. A tow truck was on scene. It was 9 to 5 Towing out of Belvidere. I spoke with the driver and he stated the insurance company contacted him to pull the vehicle out. I told him I had a key for the vehicle. Deputy Wehrle and Macias headed to the PSB while I dealt with the tow truck driver. I asked the tow truck driver if he had already gotten paid for this and he said yes. I told him to pull it out onto the street and I would sit with it until we knew the situation with the owner/driver. I opened the vehicle and got Macias' phone out and gave it to Deputy Wehrle to give to Macias.

Also, while at the house when Cheryl answered the door, Deputy Wehrle asked if she was the one driving the vehicle and she stated no, her partner was. That's why we knew that Melissa Macias had been driving.

Deputy Wehrle called and advised me that he had hit some ice and slid into a snow bank. No one was injured.

I had Deputy Mordt go to Deputy Wehrle's location to take Macias for field sobriety tests. Deputy Mordt later arrested her for DUI.

When Deputy Mordt advised me of this, I requested the next tow, with a 12 hour hold. It was BC Auto. They arrived on scene and towed the vehicle.

There was no video from my vehicle for this incident.
Nothing further.

Administrative Agency: S Incident #: 201410001999 Case_Nr:
Report No. 3 Entered: 01/28/2014 23:53 By Officer: 00007720
Wehrle, James

Subject: Supplemental report

On 01/23/2014 at Approximately 23:53 hours, R/O Wehrle #7720 was dispatched to the area of Inverway and Aberdeen Road for a report of a vehicle which drove off the road and was stuck in the ditch. The initial call had been called into the 911 center by On Star. On star stated that they had spoken to the driver, Melissa Mancias (f/w, DOB 07/23/1967) and she had advised them that her car hit a patch of ice and her car slid into the ditch. On star then called back and stated that they were unable to get a hold of the driver again in the vehicle.

Upon arrival with the vehicle, I observed a white Cadillac SUV parked in the snow covered ditch. I walked up to the vehicle and observed that it was empty, but could hear Onstar trying to contact Melissa again over the speakers. The vehicle was locked and the keys were missing from the ignition. I then went back to my vehicle and ran the Illinois Registration for the vehicle on my in car computer, which showed that it was registered to Melissa with an address of 11591 Inverway, which was a few blocks from our location. At this time, Sgt. Krieger arrived on scene and I advised him of the situation. I advised him that I was going to drive to Melissa's house and attempt to make contact with someone there. Sgt. Krieger followed me over to 11591 Inverway.

Upon arrival at the house, we walked up and knocked on the door. A female answered the door and I asked her if she was Melissa and she stated no. I then asked her if she was the driver of the vehicle that was stuck in the ditch, down the road and she stated no. I then asked her what her name was and she stated it was Cheryl. I then asked her if the driver was here and she stated yes and she was fine. I then asked her if I could speak with the driver and she asked why. I advised her that I needed to speak with her to see if she was ok. She advised us that she would get her and to wait on the door step. She closed the door and a minute later, a different female opened the door. I asked her if she was Melissa and she stated yes. I asked her if she had been driving the vehicle that was stuck in the ditch down the road and she stated yes. She stated that she was driving and her vehicle slid on a patch of ice, causing her to drive into the ditch. As I was speaking to Melissa, I could smell the strong odor of an alcoholic beverage emitting from her breath. I could also see that her eyes were red and blood shot and that she was having a hard time keeping her balance, while she stood talking to us. I also observed that while she spoke, that she slurred some of her words. I asked her if she had anything to drink tonight and she stated yes, some wine. I asked her where she had been coming from and she advised me that she had been out at the Pearl restaurant in Rockford with some friends from work. I then asked her if she had drunk the wine at the restaurant and she stated yes. She advised me that there had been two bottles of wine on the table while they ate and she had a few glasses of wine to drink while she ate. I then asked her if she had drunk any alcohol since she had been home and she stated no. At this time, she asked us if we wanted to come inside and we then walked into the house.

At this time, I asked Melissa if she was willing to perform some SFST's and she stated that she really didn't want to. She then stated that she had drunk some wine since being home. I then advised her that earlier she told me she had not drunk anything since being home and that she was now telling me a different story. I then again asked her if she was willing to perform some SFST's and she stated again that she really didn't want to perform any tests. I then advised her that I was going to have to place her under arrest for DUI. She then advised me that she would be willing to perform some of the tests. Sgt. Krieger then asked her if she had any room in her garage to perform the tests, due to it being below zero outside and she stated that the garage was too crowded. I then asked her if she would be willing to come with me to the PSB and perform the tests and she stated yes. I advised her that if she performed well on the tests, that I would give her a ride back home. She agreed to that and I advised her that she may want to put some shoes on and she walked to the bedroom. I followed her and she shut the door in my face. After approximately 4-5 minutes, I asked her if she was alright and she stated yes. She exited the bedroom and I asked her if she wanted a coat and she stated that she didn't need a coat, but she wanted her cell phone. As she walked from the bedroom to the kitchen to try to find her phone, I observed her not walking straight and losing her balance. In the kitchen, she was unable to find her phone and advised me that she was not sure where it was. Cheryl then advised her that she must have left it in the car. I advised her that we could stop by the car on the way and look for the phone. I then walked Melissa out to my squad car and helped her into the back seat. At this time, I did not handcuff Melissa and advised her if she wanted to put on the seat belt on, that it

Administrative Agency: S Incident #: 201410001999 Case_Nr:
Report No. 3 Entered: 01/28/2014 23:53 By Officer: 00007720
Wehrle, James

Subject: Supplemental report

was ok with me. She stated that she was ok. At her vehicle, I observed that a tow truck from 9 to 5 towing was already on scene. I asked them how they knew about her car in the ditch and he stated that her insurance company had called him to pull her out of the ditch. At this point, Sgt. Krieger advised me to take Melissa to the PSB and we left the scene.

While driving to the PSB, the road was covered in ice and I attempted to stop at a downhill slope T intersection at Aberdeen and Inverway and began sliding on the ice and drove into a snow bank. The vehicle came to a slow stop and I asked Melissa if she was ok and she stated yes. I got out and did not observe any damage to my vehicle. I then contacted Sgt. Krieger and advised him of what had happened. He stated that he would call dispatch and get a tow truck enroute to my location to pull me off of the snow bank. He also advised me that he would have Deputy Mordt come to the scene and transport Melissa to the PSB to have her complete the SFST's with him. While waiting for Deputy Mordt to arrive on scene, Melissa advised me that she knew that she had made a mistake and should not have been driving, but she had worked 10 days straight on call at the hospital and that was her first night off and she wanted to go out with her friends for a nice dinner.

At this time, Deputy Mordt arrived on scene and had Melissa get into his car and he transported her to the PSB to complete some SFST's for him.

Approximately 15 to 20 minutes later, D&G towing arrived on scene and pulled my vehicle from the snow bank. I then went enroute to the PSB, so the Illinois State Police could complete an incident report of the incident. A copy of the report was sent to records. No video from my camera.

Administrative Agency: S Incident #: 201410001999 Case Nr:
Report No. 4 Entered: 02/05/2014 09:23 By Officer: 00000738 Escamilla, Magnolia
Subject: Subpoena received

On 02/04/2014 a subpoena was received from the law office of Albert A Altamore.

On 02/05/2014 a request was emailed to Rosa for 2-copies of the intake video.

On 02/20/2014 completed subpoena was sent over to Circuit Clerk's Office along with a copy of the intake video. States Attorney's Office also received copies.