

COPY

ARREST REPORT

Pensacola Police Department

REPORT NO: PPDYYARR01275M

Jail Booking No 210222	Offense No PPD14OFF010802	Other No PPD14CAD070506	OBTs 1705004585
----------------------------------	-------------------------------------	-----------------------------------	---------------------------

[SUSPECT]

<u>Last</u>	<u>First</u>	<u>Middle</u>	<u>Title</u>	<u>Race</u>	<u>Sex</u>	<u>DOB</u>	<u>Age</u>	<u>Hgt</u>	<u>Wgt</u>
BRUMLEY	JAMES	BEACHER		W	M	09/19/1966	48	507	160
<u>Eyes</u>	<u>Hair</u>		<u>St</u>	<u>Type</u>		<u>OCA/Agency ID</u>			
BLU	GRY		FL	E					

Birth Location: City: OKLAHOMA County: State: Nation: Citizenship:
Address

3243 WEST AVENUE GULF BREEZE FL 32563

Occupations (Current/Last Known is Listed First)

* none found in MNI *

Aliases (Last, First Middle Title DOB)

, 09/16/1966

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range:	10/28/2014 15:50 to 10/28/2014 15:50	Lat / Long	
No.	Di Street	Apt/Lot City	ST Zip (GEO)
	BELMONT ST/REUS ST	PENSACOLA	FL PNS. 9 - 76 -

[CHARGES]

316.061.

HIT AND RUN

LEAVE SCENE OF CRASH INVOLVE DAMAGE TO PROP

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	Second	Not Applicable	9000		5401	\$1,000.00

316.193.1

DUI UNLAW BLD ALCH

DUI ALCOHOL OR DRUGS

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	N/A	Not Applicable	5400		5407	\$1,500.00

322.34.2

MOVING TRAFFIC VIOLATION

KNOWINGLY DRIVE WHILE LIC SUSPENDED/REVOKED

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	Second	Not Applicable	9000		5405	\$1,000.00

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

On 10/28/14, at approximately 1600 hours, I responded to a traffic crash near the intersection of W Belmont and N Reus Streets. Upon arrival, I made contact with Officer Hubley #149 who had already made contact with James Brumley, the driver of the vehicle. At the time, Brumley was lying in the street approximately half a block east of the crash site on W Belmont Street. A witness, later identified as Earcest Middleton, was also standing with Officer Hubley and Brumley.

Middleton gave a sworn verbal statement to the following details of the traffic crash. Middleton stated that he heard the crash take place right in front of his house and immediately walked out front. He saw Brumley in the vehicle behind the wheel. Brumley was the only individual Middleton saw in the vehicle at the time. Middleton walked towards the truck to check on Brumley and Brumley left the vehicle and ran east on W Belmont Street. Middleton chased Brumley, caught up to him and detained him until the police arrived.

PPDYYARR01275M

Printed On: 11/10/2014 11:00:48 AM

COPY

Page 1 of 4

[]

COPY

ARREST REPORT

Pensacola Police Department

REPORT NO: **PPDYYARR01275M**

My initial observations of Brumley were comprised of slurred speech, incoherent comments, the smell of alcoholic beverage emanating from his breath, blood-shot eyes, an inability to stand up without losing his balance and a very aggressive/agitated attitude. He had abrasions on his hands, knees and legs from falling down on the pavement.

Officer Lawrence #141 had gone directly to the crash site and noticed there were two empty Steel Reserve beer cans inside the cab of the truck. The truck had been driven off of the roadway and struck a power/utility pole in front of Middleton's residence causing damage to the pole.

I completed the traffic crash investigation and notified Brumley that I was done with that portion. I then transported Brumley to an open, level parking lot where I requested he submit to Field Sobriety Exercises. Officer Hubley accompanied me to this location so I could use his audio and digital in-car video system to record the exercises as well as my interactions with Brumley. Brumley refused the exercises but stated he was getting sick and was going to throw up so I asked him to step out of my vehicle. Upon stepping out of my vehicle, Brumley was unable to maintain his balance and fell face-first to the ground. He was unable to stand and stated that his head was hurting. He had a cut near his eye and cheekbone that began bleeding. He then requested EMS. EMS unit #374 arrived and transported him to the Baptist Hospital ER.

I drove to Baptist Hospital and made immediate contact with Brumley in room 17 of the ER. I read him the Implied Consent Warning directly from my department issued card. I requested that he submit to a lawful test of his blood for the purpose of determining its alcohol content and/or the presence of chemical or controlled substance. Brumley refused to submit/provide a sample of his blood for this purpose. I then read Brumley the additional paragraph directly from my department issued card relating to his refusal and the consequences associated with his driving privilege.

I waited until Brumley was released from the hospital and read him the Miranda Warning directly from my department issued card and asked if he would answer my questions relating to his offense of driving under the influence of alcohol. He stated he understood his rights as they were read to him and agreed to answer my questions. I asked him the sequence of events leading up to the crash. Brumley stated that he had two beers at home then left to drive to the scrap yard in Pensacola to cash in some radiators. He stated that he drank an additional beer while driving to the scrap yard. He stated that was all he had to drink. Brumley said he left the scrap yard to drive back home to Gulf Breeze. He said that while he was driving through the neighborhood near the crash site, an old lady pulled out in front of him causing him to swerve and hit the power/utility pole. He did not remember any other details.

Based on the totality of the circumstances I observed, I placed Brumley under arrest for DUI and transported him to the Escambia County Jail. Brumley was charged with DUI, leaving the scene of a crash with property damage and operating a motor vehicle without a valid license.

It should be noted that I performed a records search on Brumley's driving history in Driver and Vehicle Information Database (DAVID) and discovered the following previous driving offenses:

DUI 1/17/87
DUI with property damage/personal injury 2/1/96
DUI with property damage/personal injury 5/24/07
Leaving the scene of a crash before police arrive 5/24/07

Brumley had multiple prior suspensions of his driver license and his license was canceled indefinitely on 7/27/09 for failure to complete a substance abuse treatment program.

Officer Hubley's digital in-car video system was activated and operable during this incident.

Arrest # 210222

I hereby swear (or affirm) that the facts established on this affidavit are true and correct to the best of my knowledge and belief.

PPDYYARR01275M

Printed On: 11/10/2014 11:00:48 AM

COPY

Page 2 of 4

[]

COPY

ARREST REPORT

Pensacola Police Department

REPORT NO: **PPDYARR01275M**

Signature (Arresting Officer)	MCGAUGHEY, JEFFREY S	230
	Name	ID/SSN

Subscribed and sworn to (or affirmed) before me this 10 day of November A.D., 2014 by _____
who is personally known to me or has produced _____ as identification.

Signature	Notary Public	LEO	CO
-----------	---------------	-----	----

Commission No: _____ My Commission Expires _____

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested	Residency	Injured	Extent of Injury	Resist			
10/28/2014 19:00	Within state	Arrestee	Minor (treated in hospital)	No			
		Arrested Prior	Alcohol	Drugs			
		Yes	Yes				
No.	Di	Street	A/L	City	ST	Zip	Lat / Long
		BELMONT ST/REUS ST		PENSACOLA	FL		
Arresting Officer		Unit	(GEO)	Officer Type			
230 MCGAUGHEY, JEFFREY S		PPD\UPD	PNS - 9 - 76 -				
Reporting Officer		Unit	Original Offense Jurisdiction				
230 MCGAUGHEY, JEFFREY S		PPD\UPD	PPD				
Forward to for approval							

[WEAPONS]

<u>Type</u>	<u>Feature</u>	<u>Description</u>
<hr/>		
Bond Set by LEO at Time of Arrest & Booking: \$3,500.00		
<input type="checkbox"/> None		
<input type="checkbox"/> ROR		
<input type="checkbox"/> Cash		
<input type="checkbox"/> Pro		

Bond Set by Judge	<input type="checkbox"/> None	<input type="checkbox"/> ROR/Sign
	<input type="checkbox"/> Cash	<input type="checkbox"/> PTR
	<input type="checkbox"/> Any	
	<input type="checkbox"/> Pro	
	<input type="checkbox"/> PtrIQ	
<input type="checkbox"/> Purge		
<input type="checkbox"/> SC		

Return Court: CIRCUIT Date: 11/20/2014 Time: 08:30
Instructions: _____

COPY

ARREST REPORT

Pensacola Police Department

REPORT NO: PPDYYARR01275M

[LINKED REPORTS]

Arrest Number	Date	Time	UserName	Comment
	11/07/2014	3:10 PM	DWADE	UTC: A2QV61E, A2EZVAE

[ADDITIONAL PERSONS]

[WITNESS A]

Last	First	Middle	Title	Race	Sex	DOB	Age	Hgt	Wgt
MIDDLETON	EARNEST	JAMES		B	M	03/29/1982	32	511	145
Eyes	Hair				St	Type	OCA/Agency ID		
BRO	BLK				FL	E	156694		

Birth Location: City: County: State: Nation: Citizenship:

Address

340 N REUS STREET PENSACOLA FL 32501

Occupations (Current/Last Known is Listed First)

* none found in MNI *

COURT DISPOSITION: _____

(right index)

☐ No Bill / Petition ☐ Issue Warrant ☐ Prosecution Approved

Signature of Assistant State Attorney

Date