



Highlands Police Department

151 NAVESINK AVE; HIGHLANDS PD HIGHLANDS , NJ 07732
(732)872-1158

Officer Report for Incident 23HL01392

Nature: DWI
Location: P312

Address: SR 36 N & BEAMAN BLVD
MIDDLETOWN NJ 07748

Offense Codes: DUI, DMVO, DMVO

Received By: Carew, K

How Received: O

Agency: P17

Responding Officers: Braswell, Al, Wojdylak, St, McGrath, C

Responsible Officer: Braswell, Al

Disposition: CAA 02/26/23

When Reported: 00:45:16 02/26/23

Occurred Between: 00:45:16 02/26/23 and 00:45:16 02/26/23

Assigned To:
Status:

Detail:
Status Date: **/**/**

Date Assigned: **/**/**
Due Date: **/**/**

Complainant:

Last:

First:

Mid:

DOB: **/**/**

Dr Lic:

Address:

Race:

Sex:

Phone:

City: ,

Offense Codes

Reported:

Observed:

Additional Offense: DUI DUI Alcohol or Drugs

Additional Offense: DMVO DMVO

Additional Offense: DMVO DMVO

Circumstances

Responding Officers:

Unit :

Braswell, Al

P17038

Wojdylak, St

P17200

McGrath, C

P17034

Responsible Officer: Braswell, Al

Agency: P17

Received By: Carew, K

Last Radio Log: 02:51:55 02/26/23 C

How Received: O Ofcr. Initiated

Clearance: RR Report Required

When Reported: 00:45:16 02/26/23

Disposition: CAA **Date:** 02/26/23

Judicial Status:

Occurred between: 00:45:16 02/26/23

Misc Entry:

and: 00:45:16 02/26/23

Narrative

On 02/26/2023 at approximately 0045 hours, I was on uniformed patrol in marked patrol unit 1709. I was in the area of the Highlands SR 36 Bridge, observing traffic on the northbound side of NJ SR 36. I observed a black Nissan Sentra bearing NJ registration A96PMG travel over the bridge. As the vehicle passed me, it crossed over the solid white line which separates the left lane of SR 36 N and the onramp from Bay Avenue to SR 36. I got behind the vehicle as it continued to travel North. The vehicle and I were stopped at a red traffic light at the intersection of Linden Avenue and SR 36 N. The driver activated their left turn signal while in the left lane of SR 36. When the light turned green, the driver began to make a left turn, but then stopped, holding up traffic behind them. After pulling partially into the area of the intersection between the North and southbound lanes, the driver did not turn left and continued traveling North on SR 36.

I began to call out a traffic stop to Monmouth County Dispatch and activated my emergency overhead lights at the intersection of SR 36 and Orchard Avenue. The vehicle did not slow down or move from the left lane upon the activation of my lights. I waited several seconds and then activated my siren to indicate to the driver to pull over. The driver, later identified as Danielle V. Bagley, did not pull over until after we were passed Beaman Boulevard.

I activated my body worn camera and approached the driver's side of the vehicle. I identified myself to the Bagley and requested that she provide me with her license, registration and proof of insurance. Bagley's hand movements were slow and she took long to find the documents that I requested. While speaking with Bagley, I observed her eyes to be watery. I asked Bagley where she was coming from and she stated that she was at a party in Long Branch and had gotten lost trying to return to her home in Neptune. Bagley indicated that she had consumed alcohol at the party. At this time Sgt. McGrath and Officer Wojdylak were on scene. I returned to my patrol vehicle and relayed Bagley's information to Monmouth County Dispatch for a warrant check.

I had Bagley step out of the vehicle so I could conduct Standard Field Sobriety Tests (SFSTs). Bagley exited the car and we had her walk behind her vehicle in the shoulder of SR 36 N. This area was level and clear of debris. Sgt. McGrath first conducted the Horizontal Gaze Nystagmus (HGN) SFST with Bagley. See Sgt. McGrath's supplemental report for details on HGN.

The second SFST that Bagley was instructed and demonstrated in completing was the walk and turn (WAT). During the instruction stage, Bagley was told to stand and remain in the starting position until I advised her to begin the test. She attempted to begin the test before being instructed to begin. Once I completed explaining and demonstrating the WAT, I ensured she understood the test and told her to begin. During the walking stage, she missed several heel-to-toe steps, stepped off line and did not count her steps out loud.

The third SFST that I instructed and demonstrated Bagley in completing was the One Leg Stand (OLS). During the instruction stage, I asked Bagley to remain in the test's starting position and told her not to begin until she was instructed to do so. She again attempted to begin the test before I instructed her to do so. I explained and demonstrated the OLS for Bagley and ensured that she understood the test. I then advised her to begin. During the balance and counting stage, Bagley lost her balance and put her foot down and then stopped the test and gave up before being told to stop.

Bagley was placed under arrest for driving while intoxicated (39:4-50) and

secured in the back of unit 1709. She was placed in double locked handcuffs behind her person and s I searched her vehicle for intoxicants, yielding no result. I then transported Bagley to Highlands Police Headquarters for breath testing. My BWC was on and activated for the duration of the transport. Officer Wojdylak remained with the vehicle until the tow service.

Once I arrived at Highlands Police Headquarters, Sgt. McGrath started the 20-minute observation period. After the 20 minute observation period had ended, Bagley was read her Miranda Warning and indicated in writing that she did not wish to answer questions in regard to the incident. I then read Bagley the Standard Statement for Motor Vehicle Operators. When asked in the statement if she would provide samples of her breath, she agreed to do so. The Alcotest returned a result of 0.18% BAC. Bagley's BAC results were run in the State of New Jersey Alcotest Calculator and were within the acceptable tolerance.

Bagley was processed and received a pending court appearance in Highlands Municipal Court on 03/07/2023 at 1500 hours. The vehicle was towed from the scene by Johnny U's Towing for the mandatory John's Law impound for a period of 12 hours. Bagley was released to a sober party and was issued summonses for the following offenses:

1317E23000177 for 39:4-50 - Driving While Intoxicated
1317E23000178 for 39:4-96 - Reckless Driving
1317E23000179 for 39:4-88 - Marked Lanes
Nothing further.

A. Braswell 38

Supplement

02:51:55 02/26/2023 - Carew, K

CAD Call info/comments

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00:50:28 02/26/23 - Carew, K
PTL 10-4

00:52:18 02/26/23 - Carew, K
DANIELLE BAGLEY [REDACTED] NEG ATS ACS NCIC RAN BY NAME OLN DOB S

00:52:25 02/26/23 - Carew, K - From: Braswell, Al
1 OUT FOR TESTING

01:01:49 02/26/23 - Carew, K - From: McGrath, C
FEMALE 41 FOR 4-50 - WRECKER REQ

01:03:36 02/26/23 - Carew, K
JOHNNY U NTFD AND ENRT

01:06:09 02/26/23 - Carew, K - From: Braswell, Al
TRANSPORTING 1 FEMALE 41 TO HQ BWC ACTIVATED - S/M 24167

01:12:20 02/26/23 - Carew, K - From: Braswell, Al
AT HQ - E/M 24170

01:15:29 02/26/23 - Carew, K - From: Braswell, Al
20 MIN START TIME

01:20:21 02/26/23 - Carew, K - From: Wojdylak, St
WRECKER ON LOCATION

Supplement

23:39:44 03/04/2023 - McGrath, C

On 02/26/23 at approximately 0045 hrs, I assisted Patrolman Braswell with a Standard Field Sobriety Test (SFST) on a motor vehicle operator that he had stopped in the area of State Rt. 36 Northbound and Beaman Boulevard. The subject, Danielle Bagley, exited the vehicle and stood near the rear of her vehicle. I advised Bagley that I would be conducting the first SFST with her which was Horizontal Gaze Nystagmus.

My pre-test observations were that she had equal pupil size and tracking in her eyes. During the test, I observed lack of smooth pursuit, distinct and sustained nystagmus at maximum deviation, and the onset of nystagmus prior to 45 degrees for a total of six clues of impairment.

See Patrolman Braswell's report for further detail.

Sgt. McGrath #34

Vehicles

Vehicle Number:

443963

License Plate: A96PMG

State: NJ

Vehicle Year: 2019

Make: NISS Nissan

Color: BLK /

Vehicle Type: PCAR Passenger Car

License Type: PC Regular Passenger Automobile

Expires: 01/31/24

VIN: 3N1AB7AP0KY254595

Model: SEN

Doors: 0

Value: \$0.00

Owner:

Last: BAGLEY

First: DANIELLE

Mid: V

DOB: [REDACTED] 84

Dr Lic: [REDACTED]

Address: [REDACTED]

Race: B

Sex: F

Phone: [REDACTED]

City: NEPTUNE, NJ 07753-5063

Agency:

Date Recov/Rcvd: **/**/**

Officer:

Area:

UCR Status:

Wrecker Service:

Local Status:

Storage Location:

Status Date: **/**/**

Release Date: **/**/**

Comments:

Name Involvements:

Offender : 555

Last: BAGLEY

First: DANIELLE

Mid: V

DOB: [REDACTED] 84

Dr Lic: [REDACTED]

Address: [REDACTED]

Race: B

Sex: F

Phone: [REDACTED]

City: NEPTUNE, NJ 07753-5063