



Highlands Police Department

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

Officer Report for Incident 24HL01277

Nature: DWI
Location: P17

Address: SR 36 N & LINDEN AVE
HIGHLANDS NJ 07732

Offense Codes: DMVO, DUI, DMVO, DMVO, DMVO

Received By: Lacerda, La

How Received: O

Agency: P17

Responding Officers: Connor, K, Braswell, Al, Hoffman, E

Responsible Officer: Connor, K

Disposition: CAA 03/05/24

When Reported: 02:02:40 02/28/24

Occurred Between: 02:02:40 02/28/24 and 02:02:40 02/28/24

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: DMVO DMVO

Additional Offense: DUI DUI Alcohol or Drugs

Additional Offense: DMVO DMVO

Additional Offense: DMVO DMVO

Additional Offense: DMVO DMVO

Circumstances

BWC Body Worn Camera

NIGHT Night (6 p.m. - 6 a.m.)

Responding Officers:

Unit :

Connor, K

P17060

Braswell, Al

P17038

Hoffman, E

P85145

Responsible Officer: Connor, K

Agency: P17

Received By: Lacerda, La

Last Radio Log: 04:38:13 02/28/24 C

How Received: O Ofcr. Initiated

Clearance: BLANK

When Reported: 02:02:40 02/28/24

Disposition: CAA **Date:** 03/05/24

Judicial Status:

Occurred between: 02:02:40 02/28/24

Misc Entry:

and: 02:02:40 02/28/24

Statute:	Description :	Method :
39 Violation	Title 39 Violations	39:4-50
39 Violation	Title 39 Violations	39:4-96
39 Violation	Title 39 Violations	39:4-51A
39 Violation	Title 39 Violations	39:4-50.4
39 Violation	Title 39 Violations	39:4-82

Involvements

Date	Type	Description	
02/28/24	Name	FRANCIS, STAR N	Offender
02/28/24	Citation	Moving Violation	Citation
02/28/24	Citation	Moving Violation	Citation
02/28/24	Citation	Moving Violation	Citation
02/28/24	Citation	Moving Violation	Citation
02/28/24	Citation	Moving Violation	Citation
02/28/24	Offense	Under Influence Drugs; Alcohol - 1 count	Charged With
02/28/24	Offense	Keeping To Right - 1 count	Charged With
02/28/24	Offense	Reckless Driving - 1 count	Charged With
02/28/24	Offense	Refusal To Submit To Chemical - 1 count	Charged With
02/28/24	Offense	OPEN CONTAINER OF ALCOHOLIC BE - 1 count	Charged With
02/28/24	Vehicle	BLU 2017 BMW X1 NJ	Vehicle History
02/28/24	Cad Call	02:02:40 02/28/24 DWI	Initiating Call
02/28/24		[No description]	Impounded

Narrative

On 2/28/2024 at 0202 hours, I was on patrol in a marked patrol vehicle sitting stationary on the traffic triangle on State Route 36 North and Shore Drive. While sitting stationary, I observed a blue BMW bearing Pennsylvania Registration LZW3431 traveling in the right lane coming over the Highlands Bridge. The vehicle then moved into the left lane crossing over the solid white line splitting the right turn lane and left lane on State Route 36 N. I then proceeded to follow the vehicle. I observed the vehicle fail to keep to the right (39:4-82) and travel at a slow rate of speed (39:4-97.1). I paced the vehicle traveling 27 miles per hour in a 45 mile per hour zone. At that time, I activated my emergency light system to conduct a motor vehicle stop. The vehicle came to a complete stop at State Route 36 North and Linden Avenue.

I activated my body worn camera (BWC) and approached the vehicle from the driver side. It should be noted that on my walk up to the vehicle, I detected a strong odor of an alcoholic beverage emanating from the vehicle. Once at the driver side window, the female driver handed me her drivers license, registration and insurance, which identified the driver as Star Francis. I asked her where she was coming from to which she said, "Pt. Pleasant, I'm on my way to my father's house". I then asked if she had anything to drink tonight due to the odor of alcohol coming from the vehicle, she said "I did, honestly just one glass of wine maybe an hour ago". At that time, Patrolman Alexander Braswell arrived on scene to assist.

At that time, I asked Francis to exit her vehicle in order to conduct the Standard Field Sobriety Tests (SFSTs). I asked Star to walk to a parking lot along side State Route 36. The parking lot was level and clear of debris. It should be noted that while walking, she was staggering. I then asked Francis where she was heading, to which she said, Asbury Park. I then asked why she would be traveling this way if Asbury Park was in the other direction, she said "Because my brother, I'm visiting him". I explained to her that Asbury Park was in the opposite direction, she said "She was going to take 34". I then asked her what her highest level of education was to which she said, "master's degree". I then asked her if she could recite the English alphabet from A to Z without singing it, she said "yes" Francis was given two opportunities to complete the alphabet which she could not complete. She mixed up multiple letters in both attempts.

The first SFST that Francis was instructed in was the One Leg Stand Test (OLS). Francis indicated that she does not have any medical conditions that could prevent her from conducting the test. I placed Francis in the starting position while I explained the test. She stated that she understood the test and began it. Francis took nine steps down the line. Throughout her first nine steps, she lost balance multiple times, could not walk in a straight line, could not touch heel to toe, and used her arms for balance. On her ninth step, she looked at me and said, "you said nine right" and stood still. I advised her that she needed to turn around. Francis then proceeded to walk backwards nine steps. At that time, I placed Frances back in the starting position and redemonstrated the test for her which she later said she understood. Francis started the test again. She took nine steps down the line, she did not touch heel to toe, lost her balance, and used her arms for balance. Once at her ninth step, she again walked multiple steps backwards to which she was instructed not to do so. At that time, I demonstrated the test one more time. She was placed in the starting position and advised not to move until told to do so. Throughout the test, she again used her arms for balance, did not touch heel to toe, and could not walk in a straight line. See BWC for further details.

The second SFST that Francis was instructed in was the One Leg Stand (OLS). I demonstrated the test for her, and she stated that she understood the test. It should be noted that she began the test while I was demonstrating. Francis could not keep her balance, used her arms for balance, and placed her foot down multiple times, which she was instructed not to do. See BWC for further details.

The third SFST instructed was the Horizontal Gaze Nystagmus (HGN) which was conducted by Officer Erica Hoffman from the Atlantic Highlands Police Department. See Officer Hoffman's supplement for further details. See BWC for further details.

My observations of Francis and the clues of impairment throughout her SFSTs were consistent with indicators present in a subject under the influence of alcohol. Francis was placed in double locked handcuffs behind her back, searched for officer safety by Officer Hoffman, and placed in the rear of marked patrol vehicle 1710 for transport to the Atlantic Highlands Police Department. Patrolman Braswell conducted a search of the vehicle for intoxicants. Patrolman Braswell found a 1.75 L bottle of Smirnoff Vodka in a tote bag in the back seat of the vehicle. The bottle was open with approximately an inch of suspected alcohol left in the bottle.

During my transport to the Atlantic Highlands Police Department, the inside of my vehicle filled with the odor of an alcoholic beverage through the closed partition. Once at the Atlantic Highlands Police Department, Francis was read her Miranda Rights and the Standard Statement for Motor Vehicle Operators (N. J. S. A. 39:4-50.2(E)). Francis was advised that the law requires her to submit samples of her breath for testing. She replied, "No". Francis was then informed that her answer was not acceptable and that the law requires her to submit samples of her breath for testing. If she does not answer, or answers with anything other than "yes" she would be charged with refusal. Francis was again asked if she would submit to breath testing to which she replied, "No, I disregard". Reference Officer Hoffman's supplement for further details. Francis was transported back to Highlands Police Department for further processing.

After processing, Francis was released to a sober party with a pending court appearance in the Highlands Municipal court. The vehicle was towed from the scene by Johnny U's Towing for the mandatory John's Law impound.

Francis was issued the following summons,

- 1317E24000142 - DWI
- 1317E24000143 - Reckless Driving
- 1317E24000144 - Open Container
- 1317E24000145 - Refusal
- 1317E24000146 - Failing to Keep Right.

Nothing further to report,

Patrolman Kevin M. Connor #1760

Supplement

03:09:15 02/28/2024 - Hoffman, E

Supplemental/ DUI- State Hwy 36/ Linden Avenue- 02/28/24

EH- I responded to the above location to assist Highlands PD with HGN. Upon arrival, I made contact with Francis Star. I advised Ms. Francis that I was going to do an eye test and asked her if she had any medical conditions or was wearing contacts which she denied. Ms. Francis was placed in the starting position and explained the test which she stated she understood. Utilizing a gold pen as a stimulus I first conducted a medical assessment on Ms. Francis. Her pupil's were equal in size, her eyes tracked the stimulus equally and I did not observe resting nystagmus. I then conducted the HGN testing and noted a lack of smooth pursuit in both eyes, distinct/sustained nystagmus at maximum deviation and onset of nystagmus prior to 45 degrees. Additionally, Ms. Francis moved her head several times to follow the stimulus and swayed back and forth while the testing was conducted. After the test, I advised Ptl. Connor of my findings. Ptl. Connor ultimately placed Ms. Francis under arrest for 39:4-50. I responded to Police Headquarters to assist Ptl. Connor in running the Alcotest. Ptl. Connor read Ms. Francis the statement form for which she refused to provide a breath sample. I then inputted her information into the machine and registered her as a refusal.

Officer Hoffman #145

Supplement

04:38:13 02/28/2024 - Lacerda, La

CAD Call info/comments

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02:06:21 02/28/24 - Lacerda, La - From: Connor, K
1 OUT FOE TESTING

02:14:56 02/28/24 - Lacerda, La
[REDACTED] - NEG ALL AROUND

02:21:14 02/28/24 - Lacerda, La - From: Braswell, Al
P17060 HAS 1 10-41 / SEND 10-17

02:23:20 02/28/24 - Lacerda, La
JOHNNY U' S TOWING NTFD - ENRT

02:25:46 02/28/24 - Lacerda, La - From: Connor, K
TRNSP FEMALE 10-41 FROM MY LOC TO PD85 S/M 17504 BWC ACTIVATED

02:28:50 02/28/24 - Lacerda, La - From: Connor, K
E/M 17507

02:37:37 02/28/24 - Lacerda, La - From: Hoffman, E
20 MIN OBSERVATION

02:44:21 02/28/24 - Lacerda, La - From: Braswell, Al
WRECKER ON SCENE

02:57:18 02/28/24 - Lacerda, La
20 MIN COMPLETE

02:58:21 02/28/24 - Lacerda, La - From: Connor, K
TRNSP 10-41 TO PD 17 S/M 17507 BWC ACTIVATED

03:03:22 02/28/24 - Lacerda, La - From: Connor, K
E/M 17510

04:37:40 02/28/24 - Lacerda, La
Nature change from STOP to DWI

04:38:03 02/28/24 - Lacerda, La - From: Connor, K
10-41 HAS BEEN RELEASED

Vehicles

Vehicle Number:

781961

License Plate: SV148U

State: NJ

Vehicle Year: 2017

Make: BMW BMW

Color: BLU /

Vehicle Type: PCAR Passenger Car

License Type: PC Regular Passenger Automobile

Expires: 09/30/25

VIN: WBXHT3C30H5F8455

2

Model: X1

Doors: 0

Value: \$0.00

Owner:

Last: FRANCIS

First: STAR

Mid: NICOLE

DOB: **/**/**

Dr Lic:

Address: [REDACTED]

Race: U

Sex: F

Phone: () -

City: PHILADELPHIA, PA 19147

Agency:

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

Officer:

Area:

UCR Status:

Wrecker Service:

Local Status:

Storage Location:

Status Date: **/**/**

Release Date: **/**/**

Comments:

Name Involvements:

Offender : 140849

Last: FRANCIS

First: STAR

Mid: N

DOB: [REDACTED] 82

Dr Lic: [REDACTED]

Address: [REDACTED]

Race: B

Sex: F

Phone: [REDACTED]

City: PT PLSANT BORO, NJ
08742-2708