



# Highlands Police Department

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

Officer Report for Incident 24HL02244

**Nature:** DWI  
**Location:** P17

**Address:** 450 SR 36; QUICKCHEK  
HIGHLANDS NJ 07732

**Offense Codes:** DUI, DMVO, DMVL, DMVL, DMVO, DMVO, DMVO

**Received By:** Pittius, K

**How Received:** O

**Agency:** P17

**Responding Officers:** Hartsgrove, T, Alvator, Ro, O'Donnell, K

**Responsible Officer:** Hartsgrove, T

**Disposition:** CAA 04/08/24

**When Reported:** 21:11:34 04/08/24

**Occurred Between:** 21:11:34 04/08/24 and 21:11:34 04/08/24

**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:** DUI DUI Alcohol or Drugs

**Additional Offense:** DMVO DMVO

**Additional Offense:** DMVL DMVL

**Additional Offense:** DMVL DMVL

**Additional Offense:** DMVO DMVO

**Additional Offense:** DMVO DMVO

**Additional Offense:** DMVO DMVO

### Circumstances

VIMP Vehicle Impound

BWC Body Worn Camera

### Responding Officers:

**Unit :**

Hartsgrove, T

P17028

Alvator, Ro

P17064

O'Donnell, K

P17032

**Responsible Officer:** Hartsgrove, T

**Agency:** P17

**Received By:** Pittius, K  
**How Received:** O Ofcr. Initiated  
**When Reported:** 21:11:34 04/08/24  
**Judicial Status:**  
**Misc Entry:**

**Last Radio Log:** 22:55:19 04/08/24 C  
**Clearance:** NR No Report  
**Disposition:** CAA **Date:** 04/08/24  
**Occurred between:** 21:11:34 04/08/24  
**and:** 21:11:34 04/08/24

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	39:3-33
39 Violation	Title 39 Violations	39:4-126
39 Violation	Title 39 Violations	39:3-75
39 Violation	Title 39 Violations	39:4-50.4

**Involvements**

Date	Type	Description	
04/08/24	Name	HAMILTON, DIANA	Driver
04/08/24	Citation	Moving Violation	Citation
04/08/24	Citation	Moving Violation	Citation
04/08/24	Citation	Moving Violation	Citation
04/08/24	Citation	Moving Violation	Citation
04/08/24	Citation	Moving Violation	Citation
04/08/24	Citation	Moving Violation	Citation
04/08/24	Offense	Under Influence Drugs; Alcohol - 1 count	Charged With
04/08/24	Offense	Reckless Driving - 1 count	Charged With
04/08/24	Offense	Safety Glass/Distortions - 1 count	Charged With
04/08/24	Offense	License Plates - 1 count	Charged With
04/08/24	Offense	THIS IS A MOTOR VEHICLE CHARGE - NOT A 4TH DEGREE - 1 count	Charged With
04/08/24	Offense	Open Alcohol In Motor Vehicle - 1 count	Charged With
04/08/24	Vehicle	WHI 2020 TESL MOD NJ	Vehicle History
04/08/24	Cad Call	21:11:34 04/08/24 STOP	Initiating Call
04/08/24		[No description]	Impounded

## Narrative

On 4/8/24 at approximately 21:11 hours, I was on patrol in a marked patrol vehicle in the area of Snug Harbor Avenue and Bay Avenue. I observed a white Tesla bearing NJ registration E72RUK pass me on Bay Avenue and turn right onto Waterwitch Avenue. As the vehicle passed, I observed it to have no front license plate attached and window tint on the front windows that obstructed my view of any and all occupants. While the vehicle made a right turn onto Waterwitch Avenue, it failed to signal its turn. At this point, I began following the vehicle. The vehicle made a right turn from Waterwitch Avenue to Linden Avenue and again failed to signal its turn. The vehicle continued up Linden Avenue and made a right hand turn onto Hwy 36 N, again failing to signal its turn. At this point, I activated my emergency light system and preformed a traffic stop in the area of Hwy 36 N near the Quickchek. As I stopped the vehicle, I observed another vehicle come to a stop behind my patrol vehicle. Sgt. O'Donnell and Ptl. Alvator arrived on scene at this time.

I activated my Body Worn Camera and approached the Tesla on the passenger side. Sgt. O'Donnell advised the unknown vehicle to pull in front of the location of our stop into a safe location. The operator of the unknown vehicle explained that the operator of the Tesla was his wife, he was instructed to pull in front of the location of the stop and remain in his vehicle. I made contact with the operator and requested her driving credentials, to which she provided me a valid NJ Drivers License that identified her as Diana Hamilton (now referred to as Hamilton), a valid registration card, and a valid insurance card. Hamilton was the lone occupant of the vehicle. Sgt. O'Donnell approached the vehicle on the driver side. While speaking to Hamilton, I observed a red solo cup with a clear liquid and lime wedge on the passenger side floor. I asked Hamilton what was in the cup and she stated it was lemonade. The liquid did not appear to be lemonade and I told her to hand me the cup. I instructed Hamilton multiple times to hand me the cup. After picking up the cup, Hamilton threw it out the driver window. After dumping the cup out of the window, the area filled with the odor of alcoholic beverage. I had Hamilton exit the vehicle and positioned her between our two vehicles, the ground was on a slight incline and clear of debris. At this time, Hamilton's husband exited his vehicle and had to be instructed multiple times to remain in his vehicle, it should be noted that her husband attempted to approach us on several occasions.

While speaking with Hamilton, I could detect the odor of alcoholic beverage emanating from Hamilton's person. I asked Hamilton if she had any alcoholic beverages today to which she replied that she had not. Based on the odor of alcoholic beverage and having an alcoholic beverage in the vehicle, I had Hamilton preform the Standard Field Sobriety Tests (SFSTs). The first test I had Hamilton complete was the Horizontal Gaze Nystagmus. During this test, I received four clues of intoxication- lack of smooth pursuit in each eye and an distinct and sustained nystagmus at 45 degrees. Hamilton swayed as she stood. The next test that I explained and demonstrated was the Walk and Turn test. During the test, Hamilton failed to touch heel to toe on every step and did not count her steps aloud. I re-explained the test and allowed Hamilton to preform the test again. Again, she failed to touch her steps heel to toe and did not count her steps aloud. The next test I explained and demonstrated was the One Leg Stand. I had to re-explain the test after Hamilton stated that she didn't understand the test. Hamilton preformed adequately on the One Leg Stand. I then explained and demonstrated a finger agility test to which she completed adequately.

Based to the SFSTs, Hamilton was placed under arrest for Driving While Intoxicated. She was placed in handcuffs, searched incident to arrest, and placed into the rear of my patrol vehicle. The interior of my vehicle filled with the odor of alcoholic beverage. Hamilton was transported to police headquarters without incident. Hamilton's vehicle was towed and placed on a 12 hour hold in accordance with John's Law.

Once at headquarters, I began to process Hamilton. Hamilton was read her Miranda Warning in which she waived them in writing, agreeing to speak with us. I then read Hamilton the

Attorney General's Standard Statement for Motor Vehicle Operators, to which she agreed to provide breath samples. After the 20 minute observation period and explained that we would now be collecting a breath sample. [REDACTED]

[REDACTED] At this point, we asked Hamilton if she was ready to provide the breath samples and she responded that she didn't know. She was read the second paragraph to which she refused to provide breath samples. I finished processing Hamilton and she was released to a sober third party.

Hamilton was charged with:

DWI	39:4-50
Reckless	39:4-96
Open Container	39:4-51A
No Front License plate	39:3-33
Fail to Signal Turn	39:4-126
Window Tint	39:3-75
Refusal to Submit Breath Test	39:4-50.4a

**Supplement**

22:55:19 04/08/2024 - Miller, H

CAD Call info/comments

=====

21:32:34 04/08/24 - Lonon, A  
1 female 41 for 450  
21:34:45 04/08/24 - Lonon, A  
Johnny U towing ntfed  
21:47:12 04/08/24 - Lonon, A  
10-17 10-9  
21:56:12 04/08/24 - Lonon, A  
20 min obs  
22:10:06 04/08/24 - Lonon, A  
EMS Dispatch Nature change from STOP to EMS - ALS  
22:10:11 04/08/24 - Lonon, A  
41 - [REDACTED]  
22:12:07 04/08/24 - Reinhardt, M  
EMS Dispatch Address change from 450 SR 36; QUICKCHEK to 151 NAVESINK AVE;  
HIGHLANDS PD  
22:12:58 04/08/24 - Lonon, A  
20 mins ended  
22:13:05 04/08/24 - Lonon, A  
20 mins ended  
22:18:23 04/08/24 - Reinhardt, M  
1750 : hold further , crew assembling  
22:36:21 04/08/24 - Lonon, A  
per squad cancel medics  
22:55:03 04/08/24 - Miller, H - From: Hartsgrove, T  
41 released / clear / no report

### Vehicles

**Vehicle Number:**

691434

**License Plate:** A66ULX

**State:** NJ

**Vehicle Year:** 2020

**Make:** TESL Tesla

**Color:** WHI /

**Vehicle Type:** PCAR Passenger Car

**License Type:** PC Regular Passenger Automobile

**Expires:** 01/31/26

**VIN:** 5YJ3E1EA3LF597883

**Model:** MOD

**Doors:** 0

**Value:** \$0.00

**Owner:**

**Last:** HAMILTON

**First:** SHAWN

**Mid:** D

**DOB:** [REDACTED] 70

**Dr Lic:** [REDACTED]

**Address:** 9 CAMPVIEW PL

**Race:** B

**Sex:** M

**Phone:** [REDACTED]

**City:** KEANSBURG, NJ 07734-1208

**Agency:**

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

**Officer:**

**Area:**

**UCR Status:**

**Wrecker Service:**

**Local Status:**

**Storage Location:**

**Status Date:** \*\*/\*\*/\*\*

**Release Date:** \*\*/\*\*/\*\*

**Comments:**

**Name Involvements:**

**Driver :** 1075903

**Last:** HAMILTON

**DOB:** [REDACTED] 74

**Race:** W

**Sex:** F

**First:** DIANA

**Dr Lic:** [REDACTED]

**Phone:** ( ) - [REDACTED]

**Mid:**

**Address:** 9 CAMPVIEW PL

**City:** KEANSBURG, NJ 07734