

DRUNKS AND THIEVES 2017 Part 7

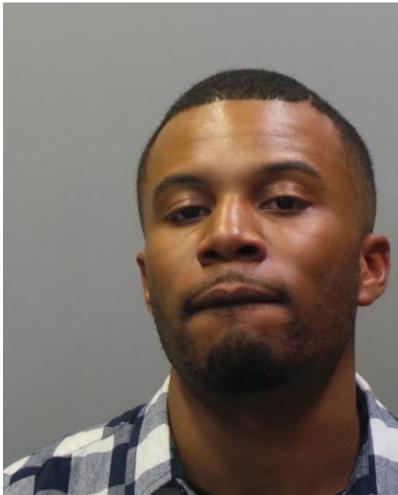


By John Hoffmann

LANE WEAVING DRUNK DRIVER FROM CREVE COEUR GETS THE SIS PROBATION IN TOWN AND COUNTRY: LOCAL COURTS TURNED A HABITUAL DANGEROUS DRIVER INTO A SERIAL PARKING VIOLATOR: At 3:20 in the morning on Saturday night into Sunday morning June 12, 2016, Daniel Foster, 24, of Creve Coeur was observed by Sgt. Wolfe of the Town and Country Police weaving from lane to lane on WB I-64 approaching Ballas Road. Foster did not head north toward his apartment in Creve Coeur.

Instead Foster went onto the southbound ramp to I-270 driving his 2016 Hyundai. However he then weaved into the northbound exit lane and then back into the southbound lane. Sgt. Wolfe reported he never signaled to exit I-64.

Sgt. Wolfe pulled over Foster on SB I-270. Officer Becker arrived at the scene and was stuck writing the report and making the arrest, listing Sgt. Wolfe as a witness. Foster failed the field sobriety tests. Twice he could not recite the alphabet from J-to-W. He failed other tests. His breath smelled of booze, his eyes were bloodshot and glassy, his speech was slurred plus his balance was unsure. He admitted having a few “specialty beers.” He was arrested for DWI, Improper Lane Use (Weaving) and Fail to Signal.



Daniel A. Foster

A search of Foster's car prior to it being towed incident to the arrest revealed two marijuana grinders with trace amounts of marijuana. There were seized, but Foster was not charged.

At the police station Foster took a breath test and showed his BAC level to be .137%

Eight days after his DWI arrest Foster was cited by Town and Country Police for speeding on SB I-270. That charge was reduced to Illegal Parking and Foster paid a \$150 fine.

Uniform Citation		Violator's Copy	
 ORI NO. MO 0957200 TOWN AND COUNTRY POLICE STATE OF MISSOURI DIVISION OF 21st CIRCUIT COURT		160250458	
STATE OF MISSOURI		DIVISION	
IN THE CIRCUIT COURT OF TOWN AND COUNTRY MUNICIPAL		COUNTY 1	
COURT ADDRESS (Street, City, Zip) 1011 MUNICIPAL CENTER DRIVE DR, TOWN AND COUNTRY, MO, 63131			
COURT DATE	COURT TIME	<input type="checkbox"/> AM	COURT PHONE NO.
07/21/2016	7:00	<input checked="" type="checkbox"/> PM	(314) 432-1420
I, KNOWING THAT FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY LAW, STATE THAT I HAVE PROBABLE CAUSE TO BELIEVE THAT:			
ON ABOUT (Date)	AT TIME	HWY CLASS	UPON / AT OR NEAR (LOCATION)
06/20/2016	1319 HRS		WB IS 270 BE RT HH
WITHIN CITY / COUNTY AND STATE AFORESAID,			
NAME (LAST, FIRST, MIDDLE) FOSTER, DANIEL, A			
STREET ADDRESS 1 TOWN and FOUR DR			
CITY ST LOUIS		STATE MO	ZIP CODE 63141
DATE OF BIRTH	RACE	SEX	HEIGHT
11/28/1991	B	M	600
WEIGHT	CDL:		STATE
190	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		MO
DRIVER'S LIC. NO. [REDACTED]			
EMPLOYER			
ADDRESS (Street, City, State, Zip)			
DID UNLAWFULLY <input checked="" type="checkbox"/> OPERATE/DRIVE <input type="checkbox"/> PARK		<input type="checkbox"/> C.M.V. <input type="checkbox"/> WITH HAZ. MAT	
VEHICLE	YEAR	MAKE	MODEL
	2016	HYUNDAI	ELANTRA
STYLE	COLOR	REGISTERED WEIGHT	NUMBER
SD	SIL		
STATE	YEAR	DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE. THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS:	
MO	2018	EXCEEDING SPEED LIMIT 60 MPH ZONE car 8 front radar, lane 1	
<input type="checkbox"/> Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse side.)			
DRIVING	POSTED SPEED LIMIT	DETECTION METHOD	
75 MPH	60 MPH	<input type="checkbox"/> STATIONARY RADAR <input type="checkbox"/> WATCH (AIR) <input type="checkbox"/> PACE <input type="checkbox"/> LASER	
<input checked="" type="checkbox"/> MOVING RADAR <input type="checkbox"/> WATCH (GROUND) <input type="checkbox"/> OTHER			
IN VIOLATION OF: STATUTE/ORDINANCE - CHARGE CODE			
<input type="checkbox"/> RSMo.	320.010	90000050	
<input checked="" type="checkbox"/> ORD.			
SEAT BELT VIOLATION: STATUTE/ORDINANCE - CHARGE CODE			
<input type="checkbox"/> RSMo. <input type="checkbox"/> ORD.			
<input type="checkbox"/> IN FATAL CRASH	<input type="checkbox"/> IN CRASH	<input type="checkbox"/> DWI / BAC,	OCN
<input type="checkbox"/> SPECIAL ENFORCEMENT ZONE	<input type="checkbox"/> SCHOOL ZONE	<input type="checkbox"/> COMPLIANCE	
<input type="checkbox"/> CONSTRUCTION ZONE			
OFFICER	BADGE	TRP / ZONE	DATE
/s/ P.O. Doll	00136		06/20/2016

Here is his record we could find:

06/27/14	Moving Vio Reduced to Illegal Parking \$428 fine	Creve Coeur PD
	Moving Vio Reduced to Illegal Parking \$228 fine	
12/18/15	Fail to Registered Vehicle \$30 fine	Missouri Hwy Patrol
05/28/16	Moving violation reduced to Loud Muffler on 3/28/17	Missouri Hwy Patrol
	\$108 fine	
06/02/16	Fail to Registered Vehicle	Breckenridge Hills
06/12/16	DWI and Improper Lane Use	Town and Country PD
06/20/16	Speeding amended to Illegal Parking \$225 fine	Town and Country PD
02/12/17	Driving While Suspended	St. John PD
	Amended to Illegal Parking Fined \$100	
04/02/17	Driving While Suspended	Creve Coeur PD
	Amended to Illegal Parking fined \$225	
07/08/17	Moving Violation amended to Illegal Parking \$179	Creve Coeur PD
07/08/17	Driving While Suspended amended to Illegal Parking	Creve Coeur PD
	Fined \$225	
07/08/17	City Ord criminal vio amended to Littering \$179 fine	Creve Coeur PD

Chesterfield City prosecutor Tim Engelmeyer is also the Creve Coeur judge. Four times he allowed moving violations to be reduced to “Illegal Parking” involving Foster. Counting Town and Country, St. John and St. Louis County another four times Foster had moving violations or Driving While Suspended charges reduced to “Illegal Parking.” Eight times in three years local courts have turned Foster from a habitual dangerous driver into a serial parking violator.

OUTCOME: Foster moved his case to the County Courts in Clayton. On 04/27/17 he pled guilty to DWI and was given a No-Points, No-Fine, No-Public Record SIS probation. He pled guilty to the Improper Lane Usage and was fined \$225. The speeding charge from June 20, 2016 at 1:19 in the afternoon was reduced to Illegal Parking and Foster was fined \$150.

Town and Country Prosecutor Ed Sluys gave Foster these breaks despite that fact that he was arrested twice for Driving While Suspended in 2017 prior to his guilty pleas. (Orig appeared in Ex Alderman Newsletter 303 on November 13, 2017)

“I HAVEN’T HAD ANYTHING TO DRINK. I DIDN’T KNOW I WAS DOING 80 MPH.”
THOSE TWO STATEMENTS PART OF DWI REPORT OF 19-YEAR-OLD DRIVER
FROM ST. PETERS: Officer Steven Doll of the Town and Country Police observed a

2010 Honda Civic speeding at 1:12 AM on December 28, 2016 on NB I-270 onto EB I-64. He was able to clock the car at 80-MPH in the 60 MPH zone on I-64.

He stopped the car and contacted the driver, Emily Stallard, 19, of St. Peters, MO. He asked why she was doing 80 MPH and she said she didn't realize she was. Stallard's breath had a strong odor of booze, her eyes were bloodshot and outside of the car her balance was unsure.

At first she denied having anything to drink. She then stated she had one mixed drink. She later admitted to having several "rum and Cokes."



Stallard failed a number of field sobriety tests, including field breath test. She was arrested. At the police station she took an official breath test that showed her BAC level to be .124%.

OUTCOME: Stallard with an attorney Pled Guilty to DWI and Speeding. She was given a NO-Fine, NO-Points, NO-Public Record SIS probation term. She was fined \$350 for speeding and received the two points. (Orig appeared in November 20, 2017 Ex Alderman's Newsletter #304.)

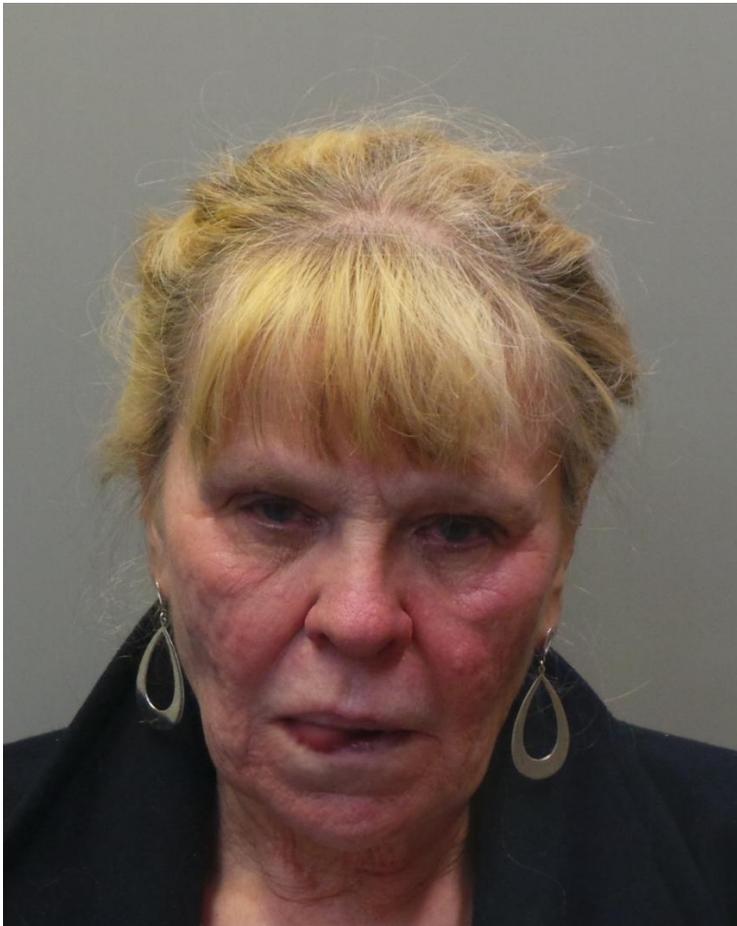
70-YEAR-OLD WOMAN ON NEW YEARS-EVE FALLING DOWN DRUNK HAD MOTORISTS CALLING THE POLICE ABOUT HER DRIVING: Town and Country Officer Steven Doll was stuck working the midnight shift on New Year's Eve. He was on patrol on Mason Road at about 1:20 AM on New Year's Day when the dispatch center

began getting calls for motorists about a black car weaving all over the road on Woods Mill Road, that then drove up the South Outer Forty Road and then entered I-64.

Officer Doll stated he spotted that black Ford Probe on I-64 passing Mason Road. Officer Doll reported the car was swerving and weaving and was straddling two lanes, both on the left side and then on the right side.

He stated he tried to stop the car as it was exiting onto SB I-270. The driver stopped in the middle of the exit ramp instead of pulling to shoulder, blocking the entire ramp. Officer Doll reported he had to order the driver to continue to the shoulder several time times over the police car's PA system.

Once the car was off on the shoulder the driver turned the engine off. He contacted the driver, Pamela Dee Calvert, 70, of South St. Louis, who appeared to be very drunk. He asked her to step from the car and instead she started the car as if she was going to drive off. Officer Doll ordered her to shut off the engine and hand him the keys.



Pamela Dee Calvert

Calvert's eyes were bloodshot, her speech was badly slurred and her breath reeked of booze. Outside of the car she had great trouble standing and keeping her balance. She refused to take any field sobriety tests or a field breath test, despite claiming having had nothing to drink.

She was arrested for DWI and Improper Lane Use. Officer Doll found an unopened bottle of whiskey directly behind the driver's seat.

At the police station she was advised of her rights per the Miranda Ruling and agreed to be interviewed. She continued to deny that she had been drinking. Calvert then refused to take an official Breath Test.

During the entire time of her arrest she swore at Officer Doll. This is from the police report:

It should also be noted Calvert was very disrespectful and uncooperative while in my custody. Calvert called me an "asshole" multiple times. Calvert also used multiple other profanity words during the booking process.

Calvert did not have to post bond. Instead she was released on traffic citations once a sober person arrived to pick her up. As she was leaving the police station this happened, again from Officer Doll's police report:

It should be noted as Calvert was being released through the front doors of the Town and Country Police Department Station, I observed her to walk towards the vehicle of the responsible party, who was parked directly outside the front door. I observed Calvert to fall down the three steps outside of the station. Calvert's head collided with the passenger-side door of the vehicle. I approached Calvert to check if she needed medical attention. After observing no visible injuries to Calvert, she was asked if she wanted medical attention. At this time Calvert looked at me and began to laugh uncontrollably. Calvert appeared to have sustained no injuries from the fall. Calvert then entered the back seat of the vehicle and left the property with the responsible party.

OUTCOME: On April 20, 2017, the woman who repeatedly said she had nothing to drink, pled guilty to DWI. She was placed on a 2-year NO-Fine, NO-Points, NO-Public Record SIS probation term. On the Improper Lane Use charge she also Pled Guilty and was fined \$225 for Improper Lane Use. (Orig appeared in November 20, 2017 Ex Alderman Newsletter #304)

24-YEAR-OLD TOWN AND COUNTRY DRUNK DRIVER CHARGED WITH FELONY DRUNK DRIVING KICKED OUT OF SPECIAL PROGRAM. On Tuesday night into Wednesday morning April 22, 2015 at 1:46 AM Joseph Patrick Morrissey of 1050 Polo Downs in Town and Country was driving a 2013 Toyota Highlander SUV WB on I-64

near Ballas Road when Town and Country Police Officer Fowle noticed the Toyota swerve three times from the center lane to the left lane. Then the driver swerved from the center lane across the right slow lane and onto the shoulder.

Officer Fowle managed to stop Morrissey after he exited I-64 at Mason Road. Morrissey turned east onto North Forty Outer Road and then pulled into an office building parking lot.

Upon contacting Morrissey Officer Fowle didn't have to look hard to figure out the Morrissey was drunk. This is from the police report:

OFFICER'S OBSERVATION MADE PRIOR TO ARREST OR CUSTODY (Check appropriate boxes) and add any pertinent remarks.	
BREATH	ODOR OF ALCOHOLIC BEVERAGE: <input type="checkbox"/> FAINT <input type="checkbox"/> MODERATE <input checked="" type="checkbox"/> STRONG <input type="checkbox"/> NONE ODOR OF MARIJUANA OR CHEMICAL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
EYES PUPILS	<input checked="" type="checkbox"/> WATERY <input checked="" type="checkbox"/> BLOODSHOT <input checked="" type="checkbox"/> GLASSY <input type="checkbox"/> STARING <input type="checkbox"/> ARTIFICIAL EYE <input type="checkbox"/> CONSTRICTED <input type="checkbox"/> SLOW REACTION TO LIGHT <input checked="" type="checkbox"/> DILATED
BALANCE AND WALKING	<input checked="" type="checkbox"/> UNCERTAIN <input checked="" type="checkbox"/> SWAYING <input type="checkbox"/> STAGGERING <input type="checkbox"/> STUMBLING <input type="checkbox"/> FALLING <input type="checkbox"/> OTHER:
SPEECH	<input type="checkbox"/> SLURRED <input checked="" type="checkbox"/> CONFUSED <input type="checkbox"/> INCOHERENT <input type="checkbox"/> STUTTERING <input checked="" type="checkbox"/> MUMBLING <input type="checkbox"/> OTHER:
CLOTHING AND FOOTWEAR	DESCRIBE: JACKET/ T-SHIRT/JEANS/ FLIP FLOPS SOILED BY: FOOD/CHOCOLATE
UNUSUAL ACTIONS	<input checked="" type="checkbox"/> PROFANITY <input type="checkbox"/> HICCUPS <input type="checkbox"/> BELCHING <input checked="" type="checkbox"/> VOMITING <input type="checkbox"/> FIGHTING <input type="checkbox"/> OTHER:

Morrissey failed field sobriety tests and a field breath test. He said he had drunk four beers. He was arrested for DWI, Failure to Signal Lane Change and Improper Lane Usage. At the police station he was interviewed and the four beers changed to 8 and he admitted he thought he was intoxicated. Again from the police report:

INTERVIEW — RECORD PERSON'S RESPONSES				
WHAT TIME IS IT NOW? 1:33 (PHONE)	WHAT IS THE DATE? 22nd	WHAT DAY OF THE WEEK IS IT? WEDNESDAY	WHAT CITY (COUNTY) ARE YOU IN NOW? WHAT CITY? ECONOMY OF ST LOUIS	
WHEN DID YOU LAST EAT? BEFORE YOU PULLED ME OVER.		WHAT DID YOU LAST EAT? UMM.... AN ICE CREAM SANDWICH?		
WHAT WERE YOU DOING DURING THE LAST THREE HOURS PRIOR TO CONTACT WITH LAW ENFORCEMENT? PLAYING POOL.				
WERE YOU OPERATING THE VEHICLE AT THE TIME OF THE CRASH OR STOP? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO				
HAVE YOU BEEN DRINKING? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		IF YES, WHAT WERE YOU DRINKING? BLUE MOON AND HEINEKEN.		
TIME STARTED 9 PM.		TIME STOPPED ABOUT 12 MIDNIGHT		
HOW MUCH? PROBABLY 8 BEERS.	WHERE? SOME BAR, NATHAN'S. NOT SURE.	ARE YOU UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
HAVE YOU USED MARIJUANA OR ANY OTHER DRUG, LEGAL OR ILLEGAL, IN THE LAST 72 HOURS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	IF YES, WHEN?	WHERE?	HOW MUCH?	IF YES, WHAT?
DO YOU HAVE ANY TEMPORARY OR LONG-TERM PHYSICAL OR MENTAL CONDITIONS? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		IF YES, EXPLAIN:		

Also at the police station after calling his lawyer, he refused to take a breath test.

Officer Fowle would then spend the next five hours going to a prosecutor's homes and then getting a judge to sign a search warrant to draw Morrissey's blood. Over five hours after Officer Fowle stopped Morrissey a blood draw was done at Mercy Hospital. The results of the blood test showed the Morrissey after five hours to sober up still had a BAC level of .106%.



This is just part of Morrissey's arrest and court record we were able to find.

07/10/10	DWI and Refused Breath Test	Town and Country PD
11/06/11	DWI & Moving Violation	Ladue PD
	Morrissey refused breath test	
	PG 7/26/12 DWI SIS No-Record Probation	
	Moving Violation amended to Illegal Parking \$500 fine	
04/22/15	Felony DWI, Improper Lane Use, Fail to Signal	Town and Country PD
	01/07/16 PG to DWI and placed in special Felony	
	DW program by Judge Barbara Wallace until 01/07/2019..	
	05/18/17 Morrissey removed for program and PG to Misd DWI	
	Sentence to 1 year jail but placed on 2-year SES probation. 12 points on license.	

04/27/17 Unknown violation reduced to Littering \$377 fine Ladue PD

OUTCOME: On January 7, 2016 Morrissey pled guilty before Judge Barbara Wallace to Felony DWI. Wallace did not sentenced Morrissey but placed him in a special program. His sentencing date was moved to 1/06/2019. Morrissey was kicked out of the program in 2017. On May 18, 2017 he pled guilty to a reduced charge of Misdemeanor DWI, was sentenced to 1-year in jail, but was immediately place on a 2-Year SES-probation.

12 points did go on his license. His attorney's advice to refuse to take the breath test did not work out. His license was suspended for failure to take the breath test and then testing over .08 on the blood draw. Plus it was revoked for a year on the conviction with the points. (Originally appeared in Newsletter #305 on 11/27/17)

HERE IS ANOTHER OUTRAGEOUS CHESTERFIELD MUNICIPAL COURT CASE:

You should have requirements that people charged with DWI, Stealing and other such offenses have to meet before they will be considered for probation or an amended charge. In Chesterfield they don't have such a thing. The requirements for prosecutor Tim Engelmeyer and Judge Rick Brunk for a special deal is pretty simple, "HIRE A LAWYER" and you get a deal.

If the Municipal Courts were looking out for the safety of the public, drunk drivers would be prosecuted if they REFUSED a breath test, tested above a .16%, if they tried to flee the scene, refused to pull over or fought the cops. But that is definitely not how things work in Chesterfield. Here is an example:

ANOTHER NIGHT AT HARPO'S: On Friday night into Saturday morning June 11, 2016 at about 1 o'clock Chesterfield officers Clayton McGee and Christopher Muench were dispatched to an accident where the striking vehicle reportedly left the scene and then returned.

The accident occurred in the Hilltop Village shopping Center in front of Harpo's Bar and the U.S. Bank. You might think that being in a one-car accident in front of a bar famous for drunk patrons getting arrested would be bad enough, but things were about to get much worse.

Robert Walter, 22, of 1232 Clarkson Court in Ellisville was driving the car, a 2008 Mazda-6, and he was drunk. A couple of passengers were also drunk.



Robert Walter in a mug shot taken 7 or 8 hours after his arrest.

The first officers on the scene, McGee and Muench had the car pointed out by a witness. The Mazda had rear end damage. When the officers got out of their cars Walter and passengers began to walk away. Muench had stopped Walter and McGee was walking a passenger back to the car when Walter became enraged, yelled at McGee to get his hands off the passenger charged and attacked Officer McGee,

This is from Officer Muench's report:

even after I asked them who the owner was. I directed more questions to a male, later identified as Robert Walter, who was standing near the passenger side of the vehicle. He stated for me to leave him alone and then suddenly and unexpectedly began yelling and walking at a fast pace toward PO McGee while yelling at him. PO McGee then told him to get back and he continued to be belligerent and display an aggressive demeanor. PO McGee tried to restrain him and Walter became physical with PO McGee by grabbing his arms. I then tried to also grab Walter's arm and asked him to calm down but he jerked away from me and turned his aggression toward PO McGee again where the two fell to the ground. At this point Walter got on top of PO McGee while on the ground and appeared to be attacking him violently.

This is from Officer McGee's report:

As Walter continued walking toward me, I again told him to step back and not interfere with an investigation. After Walter refused to comply with my directions, I grabbed his wrist and told him to turn around. Walter then began grabbing my arms and refused to turn around. During the altercation, I shoved Walter back to create distance between us and he fell backwards on his back. Walter got to his feet and began charging me. I shoved him again and he fell backwards to the ground. I attempted to gain control of Walter, but he quickly began lifting himself from the ground. Walter again charged towards me while grabbing at my legs. Once Walter got to his feet he, grabbed my shirt and began shoving me backwards. Walter then attempted to hit me with a closed left fist, but did not make contact. I then grabbed Walter by the neck and shoulder area, but fell backwards causing Walter to land on top of me. Once we were on the ground, Walter continued to struggle with me. PO Muench then utilized his Taser, which caused Walter to roll to his back. I then secured Walter's hands, in handcuffs behind his back, checking for fit and double locking them. Walter then yelled "That's why people don't like the police."

Chesterfield prosecutor Tim Engelmeyer likes to claim no one saw the suspect drive the car so he was "lucky" to get them to plea to a "No-Points" probation term. That was not the case here. Again from the police reports:

Sgt. Obermeyer made contact with three individuals who had witnessed the accident, involving Walter as well as witnessing the Assault. She obtained written statements from all three. The three witnesses were seated on the patio of Harpo's when Walter backed into the retaining wall with his vehicle. They were also standing approximately 20 feet from me during the Assault involving Walter. Their written statements were seized and logged into evidence.

Officer Kyle Schreiber also responded to the scene to assist Officers McGee, Muench and Sgt. Obermeyer. Officer Schreiber also wrote a lengthy report. This is a small part of it involving his dealing with Walter at the police station:

I placed him in the holding cage so we could get his pedigree information for the booking process. Walter constantly yelled at us and failed to answer our questions. He repeatedly asked why he was being arrested and right after we told him he would ask again. He kept yelling at P.O. Shumate and me, saying "Fuck You" and telling us to "Shut Up!"

Walter had extreme mood swings, yelling and cussing at us and then quickly becoming very quiet and appearing to start to cry again.

Officer McGee's investigation of the accident scene, revealed that Walter's car had three different collisions while he was attempting to leave Harpo's.

I contacted Witness 1, who stated he observed a Mazda 6 parked in front of 136 Hilltown Village Center(Harpo's). Witness 1 attempted to speak with Driver 1, but Driver 1 extended his middle finger and drove away. Witnesses one, two, and three observed Driver 1 start from a stop, make a left turn and strike a median. Driver 1 then stopped and quickly backed up, striking the outside patio wall. According to the three witnesses, Driver 1 sped off the parking lot, without his headlights, towards MO 340. Driver 1 turned west on MO 340 then immediately turned back onto the parking lot of US Bank at 141 Hilltown Village Center. Witness 1 then called for the police.

I made contact with Driver 1, who refused to make a statement.

Upon arrival, I observed a grey Mazda 6 as described by Witness 1, on the parking lot of 141 Hilltown Village Center. I observed damage to the driver's side rear bumper. I also observed Driver 1 standing outside of his vehicle.



From the DWI Report written by Officer Schreiber:

CRASH INFORMATION (IF APPLICABLE) — RECORD PERSON'S RESPONSES		
WERE YOU INVOLVED IN A MOTOR VEHICLE CRASH TODAY? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO WHEN:		WERE YOU OPERATING THE VEHICLE AT THE TIME OF THE CRASH? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
WERE YOU INJURED IN THE CRASH? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO HOW:		
HAVE YOU CONSUMED ANY INTOXICANTS SINCE THE CRASH? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		IF YES, WHAT? N/A
WHEN? 10:00	WHERE? Harpos	HOW MUCH? No idea man

INTERVIEW — RECORD PERSON'S RESPONSES			
WHAT TIME IS IT NOW? Holden + Walter man. I don't know	WHAT IS THE DATE? 6/11	WHAT DAY OF THE WEEK IS IT? shut up dude	WHAT CITY (COUNTY) ARE YOU IN NOW? Im in St Louis bro
WHEN DID YOU LAST EAT? shut up		WHAT DID YOU LAST EAT? can of shut up	
WHAT WERE YOU DOING DURING THE LAST THREE HOURS PRIOR TO CONTACT WITH LAW ENFORCEMENT? You can go fuck yourself			
WERE YOU OPERATING THE VEHICLE AT THE TIME OF THE CRASH OR STOP? <input type="checkbox"/> YES <input type="checkbox"/> NO Im not answering			
HAVE YOU BEEN DRINKING? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		IF YES, WHAT WERE YOU DRINKING? N/A	
TIME STARTED never		TIME STOPPED never	
HOW MUCH? none	WHERE? home	ARE YOU UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	

THE ENTIRE REPORT CAN BE READ ON THE HOMEPAGE OF OUR WEBSITE: UNDER OUR FAVORITE POLICE REPORTS. Here is the link:

http://johnhoffmann.net/another_night_at_harpos_061116.pdf

OUTCOME: There were plenty of witnesses to the accidents, Walter leaving the scene of the accidents and then returning and the assault on Officer McGee, plus there was cell phone video seized by the police.

Prosecutor Tim Engelmeyer and Judge Rick Brunk had no problem making sure Walter left the courtroom with NO POINTS on his driving record for the DWI or Leaving the Scene of an Accident. He pled guilty on March 21, 2017 to all charges. He has given a SIS, NO-POINTS, NO-FINE probation terms on the DWI and Leaving the Scene of an Accident He also pled guilty to Improper Backing and got two points.

For attacking Officer McGee he was fined \$500.

The right way to do it would have been the \$500 fine plus 10 days in jail (served all at once or on five weekends) or sentence him to 30 days in jail and make that a Suspended Execution of Sentence with two year probation term, so if he takes another drunken swing at a police officer he gets to eat jail food for a while. The prosecutor and judge need to support the police far more than they have done over the last decade, where their primary purpose appears to be to support defense lawyers. (This originally appeared in Newsletter 282 on June 19, 2017)

OLDER WOMAN SHOPLIFTING AT VICTORIA'S SECRET RUNS FROM POLICE TO NO AVAIL: We usually don't post a mug shot at the start of one of these articles. But here is an exception to that rule:

This woman was stealing from Victoria's Secret! Do you think she looked a little out of place at a Victoria's Secret?



Senora Hackney, 64, on Sunday October 9, 2016 was at the Chesterfield Mall inside the Victoria's Secret store stealing. Just her luck, as she was leaving the store Chesterfield Police Officers Paubel and McBride part of the special unit that covers the retail stores from Chesterfield Mall to all of Chesterfield Valley were on foot patrol in the Mall and observed her leaving the store with a very old Victoria's Secret shopping bag.

Since the bag looked like it could be used in shopliftings, Officer Paubel followed Hackney, while Officer McBride went into the store and was told Hackney was seen trying to shoplift.

Officer McBride went outside and joined Paubel as Hackney first began walking faster then tried to run. She was stopped and the officers found \$243 worth of merchandise from Victoria's Secret that had not been paid for. They were:

**1. Brand: H&M
Model: Black Jacket.
Value: \$59.99**

**2. Brand: H&M
Model: Cargo Pant
Value: \$29.99**

**3. Brand: Victoria's Secret
Model: Black Leggings
Value: \$64.50**

**4. Brand: Victoria's Secret
Model: Blue Leggings
Value: \$69.50**

**5. Brand: Victoria's Secret
Model: Sports Bra
Value: \$20.00**

Total value recovered is \$243.98.

Hackney also had a Talbot's bag, however there is no Talbot's store in Chesterfield Mall. The Talbot's bag contained merchandise stolen from the H&M Store.

Victoria's Secret staff reported that they caught Hackney trying to steal perfume at which time she quickly left the store walking into the path of the police officers.

Here is part of Hackney's record that we were able to find:

03/20/81	Felony Stealing	St. Louis Co Circuit Court
	04/09/81 Pled Guilty sentenced to 1-year jail	
01/10/94	Misdemeanor Stealing	Richmond Heights PD
	01/17/95 Pled Guilty sentenced to two days in jail	
03/04/97	Judgment of \$5,297 Credit Acceptance v Hackney	St, Louis Circuit Court
10/30/14	Felony Stealing amended to Rec Stolen Prop	Chesterfield PD
	11/10/16 Pled Guilty sentenced to 5-year SES probation term	
04/19/15	Stealing (Richmond Heights Muni Court)	Richmond Heights PD
	05/11/15 2-year SES Probation Term	
10/09/16	Stealing	Chesterfield PD

If you have three prior stealing convictions future cases can be upgraded to felonies. The Chesterfield Police did not apply for a felony Stealing warrant despite Hackney having four priors.

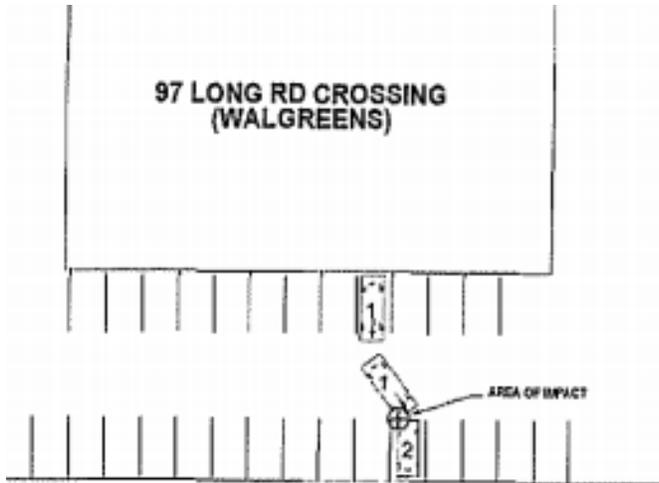
OUTCOME: On 02/21/17 Hackney pled guilty to Stealing in Chesterfield Municipal Court and was fined \$450 and costs. We believe she did not have an attorney because there was no charge reduction. Also as of June 19, 2017 no one from Chesterfield had notified either Richmond Heights or St. Louis County of the arrest and conviction. The Richmond Heights probation expired in May of 2017. The St. Louis County probation is active through 2021 and involves a felony Stealing from Chesterfield. Why Chesterfield had not attempted to revoke this probation term is a mystery to me. (originally posted in the August 6, 2017 Ex-Aldermen Newsletter #289)

REVOKED DRIVER ON PROBATION FOR FELONY DWI FLEES SCENE OF ACCIDENT AND GETS THE ENGELMEYER-BRUNK SPECIAL TREATMENT: On Tuesday May 24, 2016 at 8:47 PM Carl J. Schmidt, 57, of Ellisville was at the Walgreen's Store at Chesterfield Road and Long Road. At that time he had a Revoked Driver's License due to felony DWI convictions.

Schmidt was backing out of a space and hit another parked car (2015 BMW) that was well behind his. The owner of the BMW witnessed the crash and as Schmidt tried to drive away she ran after the Ford Explorer and was banging on the driver's side window until he stopped. He gave an insurance card and phone number. She told him the police had been called and for him to wait he said he did not have time to wait. There was a good reason he did not want to wait for the police. This from the police crash report:

I ARRIVED ON SCENE AND SPOKE WITH OWNER OF V2 WHO RELATED THAT SHE SAW V1 BACK INTO HER VEHICLE AND START TO DRIVE AWAY. SHE RAN TO THE DRIVER SIDE WINDOW OF V1 AND STARTED TO KNOCK ON THE WINDOW WHEN D1 STOPPED. SHE TOLD HIM WHAT HAPPENED AND TOLD HIM THAT THE POLICE WERE ON THEIR WAY. HE STATED THAT HE DID NOT HAVE TIME, GAVE HER HIS INSURANCE CARD WHICH WAS IN HIS DECEASED FATHERS NAME, HOME ADDRESS AND A NON WORKING PHONE NUMBER. SHE ASKED FOR HIS DRIVERS LICENSE AND HE REFUSED THEN DROVE AWAY.

I MADE CONTACT WITH D1 WHO RELATED THAT HE WAS SCARED AND THAT WAS WHY HE LEFT THE SCENE. HE STATED THAT HE DID NOT SEE V2 BEHIND HIM WHEN HE BACKED OUT. A COMPUTER CHECK REVEALED THAT HE WAS DRIVING WITH A REVOKED DRIVERS LICENSE. SEE REPORT NUMBER 16-2640 FOR FURTHER.



He was stopped on Chesterfield Airport Road and arrested.

I certainly can understand who a 57-year-old man could be “scared” of a West County woman who drives a new BMW, but I think Schmidt would be hard pressed to use that as a defense.



Carl Schmidt

Here is only part of his record that we could find. He also had a number of civil actions against him.

07/20/97	Felony Assault	St. Louis CO PD
	Pled Guilty 07/06/98 Sent to 5-years prison but then placed on a 5-year SES Probation term	
01/30/98	Excessive BAC level on Breath Test	DOR
02/23/00	Moving Violation amended to Illegal Parking	MO Highway Patrol
02/27/02	Speeding Fined	MO Highway Patrol
04/11/11	Refused Breath Test in connection with a DWI arrest	DOR
12/28/11	Felony DWI Persistent Offender	Ballwin PD
	05/17/13 Pled Guilty 10-days shock jail 5-year SES probation	

OUTCOME: Here was a 57-year-old chronic drunk driver who had a REVOKED driver's license and was on probation for Felony Drunk Driving. Maybe he would not be a good candidate for any special deals. You probably wouldn't think that because you have read enough about how the Chesterfield Municipal Court works. Schmidt got deals.

On 03/01/17 Engelmeyer amended the 12-point Driving While Revoked charge to a 2-point No Operator's License charge. There was a guilty plea and a \$225 fine. The 12-point Leaving the Scene of an Accident charge was amended to ZERO-points Illegal Parking with a fine of \$225. Schmidt did get the book thrown at him for Improper Backing, a 2-point violation. He Pled Guilty and was fined \$225.

Should someone on probation for Felony DWI, with a revoked driver's license and knowingly flees the scene of an accident, makes incriminating statements to two police officers with video evidence get big breaks? I don't think so. Of course Engelmeyer and Brunk raked in \$750 for the City of Chesterfield, but was justice actually done? (originally appeared in Aug 13, 2017 edition of Ex Alderman Newsletter 290.)

ROAD RAGE ON I-64 HAS A NURSE INTENTIONALLY SLAM HER CAR INTO THE SIDE OF ANOTHER OCCUPIED BY THREE CHILDREN: It was Wednesday November 16, 2017 at about 12:45 in the afternoon. The victim got onto Westbound I-64 from Olive. She was driving a 2005 Toyota Sequoia SUV and had three children in the car with her.

After getting on the highway the car in front of her was going slow so she changed lanes into the center lane to pass the slower car. The driver approaching in the middle lane apparently thought she had been cut off.

That driver was Loren Elizabeth Parks, 29, who is a nurse at St. Joseph's Hospital in St. Charles. Parks was driving a 2015 Jeep Cherokee. Parks was clearly pissed about the lane change. She passed the Toyota, slowed, honked and gave the victim and the kids the "FINGER." She then pulled in front of the Toyota and slammed on her brakes causing the victim to brake sharply to avoid running into the rear of the Jeep. Parks was not done, however, the victim's son was now recording the event on a phone. Parks slammed on her brakes again.

The victim then changed lanes to the left passing lane and was passing Parks when Parks swerved her Jeep into the side of the SUV occupied by the victim and three children.



Loren Elizabeth Parks



Chesterfield Officers Layton and Hernandez investigated the incident. Parks made a verbal statement to Officer Hernandez admitting she "flipped off the victim" then got in front of her car and slammed on her brakes, and then as the victim moved to the left

lane, she intentionally swerved into the side of the Toyota with her Jeep. However, Parks refused to provide a written statement.

This is from Officer Layton's report:

After obtaining the statements and viewing the video, I wrote Parks a summons for property damage. When I gave her the summons, explained it, and asked her to sign it, she told me she didn't understand why she was getting it. I explained to her that she was being issued a summons for Property Damage based on her statement to PO Hernandez that she was angry and intentionally swerved into K█████' vehicle. She started crying and said she hadn't meant to hit K█████. She said she intentionally swerved into the lane but did not know that K█████ was there.

The victim later provided the officers with the written estimate of damage from Pappas Toyota that was for \$2,333.

Here is the evidence the Chesterfield Police obtained:

1. The name of the victim and witness, including her son who video'ed the event.
2. A copy of a video of the crime.
3. A written statement by the victim
4. A suspect admitting to two police officers that she committed the crime.
5. Physical evidence of damage to the Toyota SUV and damage to the Jeep that was photographed by the police.
6. A written cost of the damage intentionally caused by Parks.

OUTCOME: Chesterfield Prosecutor Tim Engelmeyer disregards the safety of a motorist and three children. Engelmeyer who as far as we can tell does not try cases involving defense attorneys, disregarded the fact that Parks actions not only intentionally caused \$2,333 dollars of damage but also put the lives of a motorist and three children in danger, amended the criminal charge from Destruction of Property to "Littering." Frankly we think that Parks should have been charged with "Felony Assault with a Deadly Weapon." (Vehicles can be considered deadly weapons when used intentionally to cause damage and possible injury.) Besides the assault charge, Endangering the Welfare of a Child is another charge plus traffic charges of Assault Third Degree with a Motor Vehicle and Careless and Impudent Driving. However, Engelmeyer decided that "Littering was the correct charge and Judge Brunk had no problem with it.

Chesterfield Judge Rick Brunk joined in this clear case of gross injustice to the victim and children in the Toyota and the general public. On April 18, 2017 Parks pled guilty

to "Littering" and now has no record of committing a crime or a driving violation. She was fined \$225.

I wonder if the Healing Arts Board of Missouri would take action against a RN license holder who has no regard for the safety of others including children and willing to commit and intentional act that could cause serious injury. (This article originally appeared in Newsletter #284 post on July 3, 2017.)

SHOPLIFTER DOESN'T UNDERSTAND WHY SHE WAS ARRESTED: On December 15, 2015 at about 6:40pm Abigail Head, 22, of Ellisville was in Claire's Boutique in Chesterfield Mall. Prior to reaching Claire's she had been in Victoria's Secret and Toy Tyme.

She was observed shoplifting earrings by the manager of Claire's. At about the same time Chesterfield Police Officer Krumm a member of the retail squad that covers the mall and the stores in Chesterfield Valley was on foot patrol at the mall.

The manager of Claire's saw Officer McBride and contacted him saying the woman had just shoplifted some earrings and she had been stopped after leaving the store. She pointed out Head, who was crying.

Officer Krumm contacted her. This is from his police report:

Head repeatedly asked if she could just pay for it. I explained she had that opportunity and we were now passed that point. Head then said "I have the money, I don't know why I stole it." I asked Head if she had her driver's license with her. Head said she did not have it as it was seized w

I then asked Head for her pedigree information. Head provided the information between sobs and repeatedly begged me not to arrest her and then said she "Would pay anything to not get arrested."

(The redacted section of the police report refers to Head DWI arrest and license seizure by the Ellisville Police.)

Head was arrested and then began to resist being handcuffed, by tightly grasping her hands together in front of her and struggling Officer Krumm's attempt to handcuff her hands behind her back. Despite her resisting Officer Krumm was able to handcuff her. This from the police report:

Head kept trying to pull her arm away from me and I held it in place. Head then turned her full body around and I told her to turn back around but she did not comply. While trying to pull away Head was crying and kept saying "I can't be arrested" and "Please don't arrest me". I then placed the first handcuff on her right wrist and stepped behind her pulling her arm behind her back and grabbed her left hand. Head tried to pull this hand away from me but I held it in place and secured the handcuffs to her left wrist. Head then began crying profusely but ceased resisting. I was able to check the handcuffs for proper fit and double-lock them at this time.

Once Head was handcuffed, officers checked her bags. They found a stuffed dog from Toy Tyme valued at \$5.99, a pair of red panties with white dots from Victoria's Secret valued at \$14.50 and the 3-pack of silver hoop earrings from Claire's valued at \$19.50. Her total haul was \$39.99.

Head told officers a friend who was not at the mall with her dared her to shoplift saying it would give her a rush.



Abigail Head

Head was first taken to the mall's security office where a trespass order banning her from returning to the mall for a year was issued. Officer Krumm then began walking Head to his police car when she proved to be a slow learner. This from the police report:

I then escorted head to my patrol car, placed her in the rear passenger seat, and secured her with a seatbelt. While being placed in the car Head asked "Am I going to jail?" I told Head she was going to jail for stealing and resisting arrest. Head started crying again.

Once at the police station a video recorded statement was conducted where after being advised of her rights per the Miranda Ruling Head confessed again. She then gave a written statement. This again from the police report:

"I am so incredibly sorry for stealing tonight. I never want to do it again, nor have I done it before. I was looking for a rush to distract me from stresses in my life and had heard stealing was one. It definitely wasn't. Now I'm just more upset than before. Again, I am sorry for what I did. I feel humiliated and depressed about all of this."

Head was released on citations for Stealing and Resisting Arrest. Due to the latest of the hour the police then gave her a ride back to her car on the parking lot of Chesterfield Mall.

OUTCOME: On March 21, 2017 Chesterfield prosecuting attorney Tim Engelmeyer dismissed the Resisting Arrest charge and amended the Stealing charge to "Littering." Head was fined \$326.50 and ordered to pay \$26.50 in court costs.
(originally appeared in Ex-Alderman Newsletter 292 on August 27, 2017)