

DRUNKS AND THIEVES 2019 Part 8 December 27, 2019

22-YEAR-OLD FROM LAKE ST. LOUIS PASSED HALF THE DRUNK TESTS, BUT HIS DRIVING, CONFUSED CONDITION AND BREATH TESTS SAID SOMETHING ELSE Town and Country Police Officer Dan Duddleston was westbound I-64 at Mason Road at 1:35 AM when he observed a vehicle from the rears approaching him at what appeared to be a speed greater than the 60MPH speed limit.

Duddleston turned on the rear radar unit and it showed the approaching car to be doing 76 MPH. After the red 2007 Kia passed his police car it dramatically slowed down to a speed at about 40MPH and the driver began swerving.

Officer Duddleston stopped the car on I-64 near Maryville.



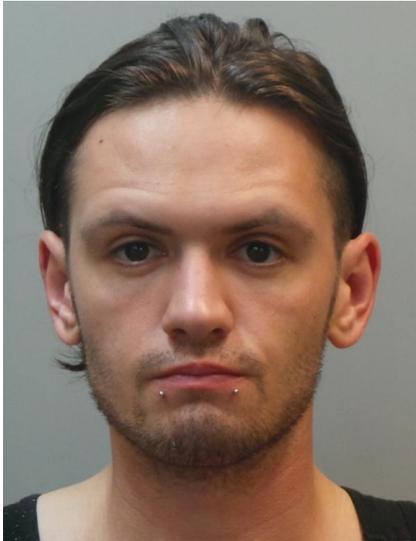
There he contacted Devin Nelson, 22, of Lake St. Louis formerly of Cadazo Drive in Chesterfield. The contact indicators were mixed of Nelson being a drunk driver. He only had a faint odor of booze breath, but strong other indicators of intoxication. This is from the police report.

OFFICER'S OBSERVATION MADE PRIOR TO ARREST OR CUSTODY (Check appropriate box(es) and add any pertinent remarks.)	
BREATH	ODOR OF ALCOHOLIC BEVERAGE: <input checked="" type="checkbox"/> FAINT <input type="checkbox"/> MODERATE <input type="checkbox"/> STRONG <input type="checkbox"/> NONE ODOR OF MARIJUANA OR CHEMICAL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
EYES PUPILS	<input type="checkbox"/> WATERY <input checked="" type="checkbox"/> BLOODSHOT <input checked="" type="checkbox"/> GLASSY <input checked="" type="checkbox"/> STARING <input type="checkbox"/> ARTIFICIAL EYE <input type="checkbox"/> CONSTRICTED <input type="checkbox"/> SLOW REACTION TO LIGHT <input 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 checked="" type="checkbox"/> SLURRED <input type="checkbox"/> CONFUSED <input type="checkbox"/> INCOHERENT <input type="checkbox"/> STUTTERING <input checked="" type="checkbox"/> MUMBLING <input checked="" type="checkbox"/> OTHER: LOW
CLOTHING AND FOOTWEAR	DESCRIBE: JACKET, SLACKS, TENNIS SHOES SOILED BY: NA
UNUSUAL ACTIONS	<input type="checkbox"/> PROFANITY <input type="checkbox"/> HICCUPS <input type="checkbox"/> BELCHING <input type="checkbox"/> VOMITING <input type="checkbox"/> FIGHTING <input checked="" type="checkbox"/> OTHER: DAZED
ATTITUDE	DESCRIBE: WAS EXTREMELY SEDATED AND SEEMED OUT OF TOUCH WITH REALITY

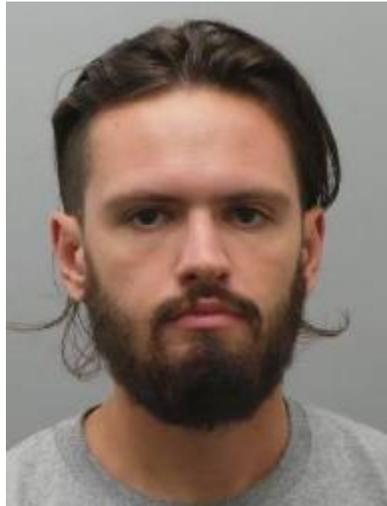
The last line saying Nelson appeared to be “Out of Touch with reality” is something you don’t see often on police report.

Nelson passed the two verbal tests of counting backwards and reciting a partial alphabet from one letter to another. However he failed the physical tests and a field breath test and he was arrested for DWI.

At the police station Nelson said he had some beer and then 4-LoCo Beers (High Energy Beers) and 5 ounces of alcohol. Nelson stated that he thought he was under the influence of alcohol. Having refused a breath test after a Highway Patrol DWI arrest in 2017, this time Nelson agreed to take a breath test. The test show he was barely intoxicated registering 0.08% BAC.



Nelson June 2018



September 2018



October 2018

Nelson’s Record:

08/18/19	Sexual Misconduct	pending	Maryland Hts PD
06/20/18	Possession of Marijuana	pending	Kirkwood PD
06/11/18	Stealing	1/29/19 Pled Guilty 1-year SIS probation	Chesterfield PD
06/06/18	DWI	7/11/19 Pled Guilty 2-year SES probation	Town & Country PD
04/10/17	Possession of Marijuana	Guilty \$350 fine	Bel Ridge PD
	Fail to Obey Police Order	Guilty \$350 fine	
02/14/17	DWI and Possession of Marijuana	12/05/17 Pled Guilty in St. Charles given a 2-year SIS Mo-Record No-Points probation which had not been revoked after Town & Country arrest and conviction. However a	MO HWY Patrol

Probation violation notice was filed by the court on
12/11/19

05/11/15 Illegal U-Turn Cash fine

St. Louis CO PD

OUTCOME: On 07/11/19 Nelson pled guilty in Town and Country Municipal Court. He was fined \$626 and placed on a 2-year SES probation in lieu of jail time.

AND MORE; DEVIN NELSON STEALS \$1,200 FROM MOM'S BANK ACCOUNT: Six days after his DWI arrest in Town and Country Nelson's mother went to the Chesterfield Police station to report that her son had stolen over \$1,200 from her by using her debit card.

Sandra Nelson of the 14500 block of Cadazo Drive in Chesterfield reported to police that her son (in May) asked for gas money and she gave him her debit card for \$20 worth of gas, which he then used it to remove \$900 from her account.

Now she reported that on June she tried to use her debit card at a convenience store and it was rejected. She later checked the activity on her card and discovered that three times on June 11 it we used to remove \$1,210 from her account.

She stated that she keeps her debit card in her purse. She said she had attempted to contact her son but he would not return her calls. She said he also had not returned to the apartment where he was living with his mother.

An arrest order was issued and the Creve Coeur Police arrested Devin as a fugitive from Chesterfield PD on June 21. After being booked at the Chesterfield PD Devin refused to make a statement.

Outcome: The original felony charge was reduced to a misdemeanor Stealing. On January 25, 2019 Nelson pled guilty and was given a 1-year SIS (no record, no fine, no jail) probation term.

CARDINAL FAN ADDING VODKA AFTER BALLPARK BEERS ARRESTED FOR DWI: Town and Country Police Corporal Freddie Yaakub (now Sgt. Yaakub) was on the shoulder of westbound I-64 west of I-270 on September 1, 2018 at 1:34 AM when he saw a white car approaching at an excessive speed. He clocked the Chrysler at 81 MPH in the 60MPH zone. After passing the police car the driver of the Chrysler still didn't slow down.

Using flashing lights and siren the traffic stop was made at I-64 near Mason, but not before the driver of the Chrysler struck the guard rail pulling onto the shoulder.



Freddie Yaakub

Cpl. Yaakub contacted the driver, Alexander Luebbers 23, of Birch Forest Drive in Wildwood. Luebbers said he was going home from the Cardinal Baseball game. (The Cardinals won a slugfest against the Reds 12-5. The game that started at 7:15 was 3-hours and 22-minutes long, meaning it was over at 10:37 PM or three hours earlier.

This is from Cpl. Yaakub's report concerning the condition he originally found Luebbers in.

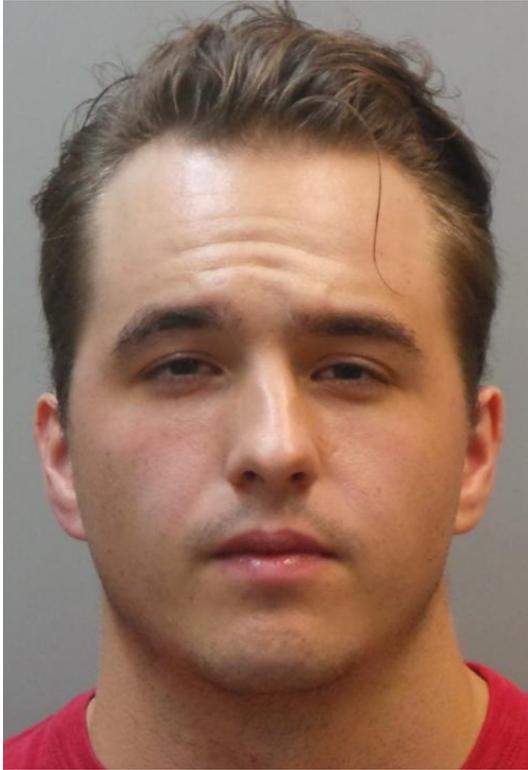
OFFICER'S OBSERVATION MADE PRIOR TO ARREST OR CUSTODY (Check appropriate box(es) and add any pertinent remarks.)	
BREATH	ODOR OF ALCOHOLIC BEVERAGE: <input type="checkbox"/> FAINT <input type="checkbox"/> MODERATE <input checked="" type="checkbox"/> STRONG <input type="checkbox"/> NONE ODOR OF MARIJUANA OR CHEMICAL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
EYES PUPILS	<input 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 type="checkbox"/> DILATED
BALANCE AND WALKING	<input type="checkbox"/> UNCERTAIN <input checked="" type="checkbox"/> SWAYING <input checked="" type="checkbox"/> STAGGERING <input type="checkbox"/> STUMBLING <input type="checkbox"/> FALLING <input type="checkbox"/> OTHER:
SPEECH	<input checked="" type="checkbox"/> SLURRED <input type="checkbox"/> CONFUSED <input type="checkbox"/> INCOHERENT <input type="checkbox"/> STUTTERING <input type="checkbox"/> MUMBLING <input type="checkbox"/> OTHER:
CLOTHING AND FOOTWEAR	DESCRIBE: CARDINALS TSHIRT/JEANS/BOOTS SOILED BY: NA

Cpl. Yaakub asked Luebbers how much alcohol he had to drink that evening. Despite his breath reeking of booze and the interior of the car smelling like recent alcohol consumption, Luebbers denied having anything to drink. When asked a second time he said it might have been "two beers."

Luebbers failed the field sobriety tests and a field breath test. He was arrested.

At the police station he was interviewed and his alcohol intake rate increased. Instead of the "2 beers" at the ballpark it switched to "beer and vodka-Sprites." He admitted that he thought he was intoxicated.

The official breath test showed Luebbers' BAC content to be .151% or almost double the legal limit.



Luebbers



Luebbers' eyes

OUTCOME: Some might give Luebbers bonus points for not having a prior DWI or drug record, but not me. He was 2-times over the legal limit, admitted that he knew he was intoxicated and lied about how much he had been drinking. On 11/15/18 Luebbers pled guilty to DWI and Speeding before Judge Niehoff in the Town and Country Municipal Court. She placed him on a No-Fine, No- permanent record, No-points 2-year SIS probation term and fined him \$350 for speeding.

33-YEAR-OLD FLORISSANT WOMAN DENIED HAVING ANYTHING TO DRINK BUT REFUSED TO TAKE A BREATH TEST TWICE TO PROVE IT: On Wednesday night into Thursday morning August 20, 2018 at about 1:38AM Town and Country Police Officer Jordan Fowler was on WB I-64 near Ballas Road when he observed the driver of Hyundai Sonata weaving from lane to lane. The driver weaved into the I-270 exit lane and then came back into the WB I-64 curb lane and then back into the NB I-270 exit lane crossing the SB exit lane.

Officer Fowler stopped the car on I-270 where he contacted Alicia Nacke, 33, of Florissant.



Nacke appeared to be intoxicated, but denied having anything to drink. This is from Officer Fowle's report:

OFFICER'S OBSERVATION MADE PRIOR TO ARREST OR CUSTODY (Check appropriate box[es] 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 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: WHITE TANK TOP/JEANS/FLAT DRESS SHOES SOILED BY: N/A

Nacke passed two verbal sobriety tests but failed the others. She was offered to take a field breath test to prove her statement that she had nothing to drink, but refused to take the test.

She was arrested and at the police station she agreed to be interviewed. Again she stated she had not been drinking. When asked where she had come from she said the Sub Zero Vodka Bar on North Euclid in the Central West End.

From the Police Report:

WHAT WERE YOU DOING DURING THE LAST THREE HOURS PRIOR TO CONTACT WITH LAW ENFORCEMENT?

UMM... I WAS MEETING SOMEONE AT SUB ZERO, WHILE THEY WERE HANGING OUT WITH FRIENDS.

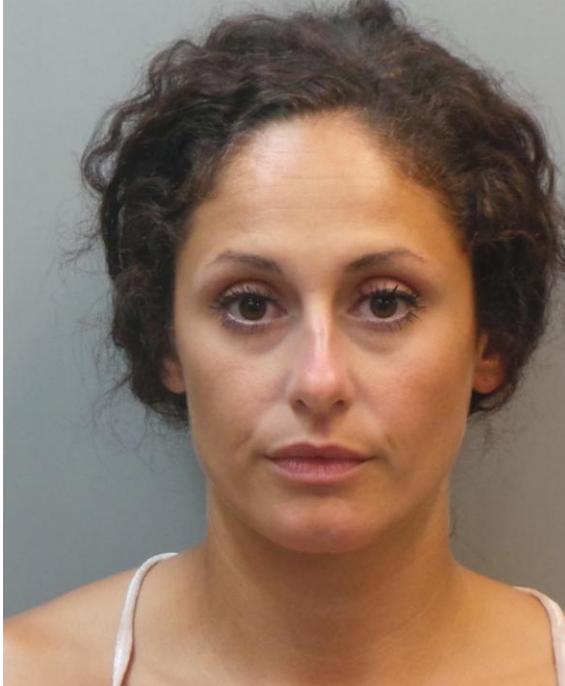
HAVE YOU BEEN DRINKING? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
--

Sub Zero:



Nacke was again asked to take a breath test to prove she had not been drinking. She asked to call a lawyer. She contacted someone and then advised she would not take the test.

She was release to a sober person on citations for DWI and Improper Lane Use.



Alicia Nacke



Nacke's eyes

OUTCOME: On 12/06/18 despite claiming to have had nothing to drink, Nacke pled guilty in Town and Country Municipal Court to DWI and Improper Lane Use. Judge Andrea Niehoff gave Nacke a two-year No-Points, No-Fine and No-Permanent record SIS probation. She was fined \$225 for Improper Lane Use.



Judge and Friend to Drunk Drivers with Lawyers Andrea Niehoff.

FORMER POLICE OFFICER, TRUCK DRIVER FOLLOWS DRUNK DRIVER IN THE MIDDLE OF THE NIGHT UNTIL A POLICE OFFICER CAN ARRIVE AND MAKE ARREST: It was Thursday night into Friday morning August 28, 2018 when at about 3:30AM Jared Heath working as a truck driver and driving a large box truck saw a very drunk driver. Heath began following the drunk driver (driving a Chevrolet SUV) on I-64

after seeing the driver stop in a traffic lane, exit the car and walked around it as if looking for damage. Heath followed the car to Clayton Road near Hwy 141 and called the police. From there the Chevy SUV went east on I-64 to Mason and then South on Mason to Wheatfield Farm Road. At Wheatfield Farm the driver of Chevy made a U-Turn, stopped in the NB lane of Mason Road and again got out of the SUV and walked around it as if looking for damage. There was crash damage to the right front of the car.



Jared Heath, truck driver and former police officer who stayed behind the drunk driver until police could arrive.

By this time Town and Country Sgt. Jeff McNutt arrived and found Jonathan Ryan Lloyd, 26, of Bridgeton behind the wheel of the running car.

From the police report, here is the condition Sgt. McNutt found Lloyd to be in:

OFFICER'S OBSERVATION MADE PRIOR TO ARREST OR CUSTODY (Check appropriate box(es) 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	<input type="checkbox"/> WATERY	<input checked="" type="checkbox"/> BLOODSHOT	<input checked="" type="checkbox"/> GLASSY	<input type="checkbox"/> STARING	<input type="checkbox"/> ARTIFICIAL EYE	
PUPILS	<input type="checkbox"/> CONSTRICTED	<input type="checkbox"/> SLOW REACTION TO LIGHT		<input type="checkbox"/> DILATED		
BALANCE AND WALKING	<input 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 checked="" type="checkbox"/> SLURRED	<input type="checkbox"/> CONFUSED	<input type="checkbox"/> INCOHERENT	<input type="checkbox"/> STUTTERING	<input checked="" type="checkbox"/> MUMBLING	<input type="checkbox"/> OTHER:

Lloyd told Sgt. McNutt that he thought he was in Chesterfield and he had left Bridgeton.

Lloyd was given a verbal field sobriety test which he failed.

From the police report.

OTHER: (ANY OTHER TEST[S] GIVEN NOT LISTED ABOVE) e.g., ALPHABET, COUNTING, ROMBERG, FINGER-TO-NOSE.

ALPHABET TEST (J-W) J,F,K,L...Z COUNTING TEST (57,42) 57...50,40,48,47,40 THEN 57...47.
PBT .257%

He also took an unofficial field breath test that showed he was more than 3-times over the legal limit of 0.08%. The test showed his BAC level at .257%.

Lloyd was arrested and his car was towed. At the police station he stated that he had only had two beers and one shot of vodka and that he did not consider himself drunk.

Lloyd refused to take the official breath test at the police station.



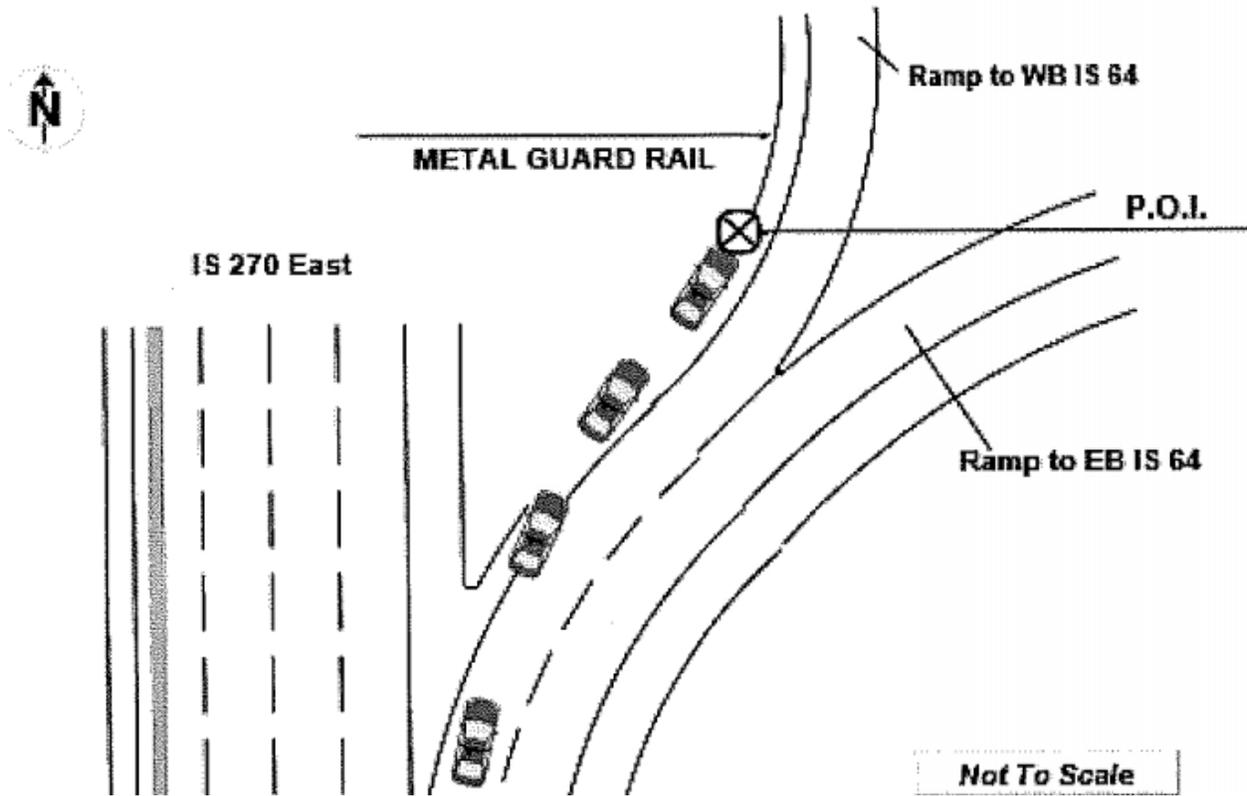
Jonathan Lloyd



Lloyd's eyes

OUTCOME: On 12/06/18 Lloyd appeared before Town and Country municipal judge Andrea Niehoff and pled guilty to DWI. He was then placed on a No-Fine, No-Points, No-Permanent Record SIS probation term.

73-YEAR-OLD CHESTERFIELD DRUNK DRIVER CRASHES INTO GUARD RAIL ENDS UP WITH NO POINTS AND NO FINE Ronald E. Rhoades, 73, of Joyceridge Drive in Chesterfield was headed on Monday night/Tuesday morning. It was about 12:30 AM when he was on NB I-270 exiting onto WB I-64 when he crashed into the end of a guardrail. The crash severely damaged his Lexus making it unrivaled.



Town and Country Police Officer Curtis McPherson arrived at the scene and found Rhoades standing next to the driver's door of the disabled car. Rhoades told Officer McPherson that he was the driver and there were no passengers.

It was immediately clear to Officer McPherson that Rhoades had been drinking. However the 73-year-old was not a big believable in "Thou Shall Not Lie." When asked if he had anything to drink he replied, "No."

This is from the police report:

OFFICER'S OBSERVATION MADE PRIOR TO ARREST OR CUSTODY (Check appropriate box[es] and add any pertinent remarks.)	
BREATH	ODOR OF ALCOHOLIC BEVERAGE: <input type="checkbox"/> FAINT <input checked="" type="checkbox"/> MODERATE <input type="checkbox"/> STRONG <input type="checkbox"/> NONE ODOR OF MARIJUANA OR CHEMICAL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
EYES	<input checked="" type="checkbox"/> WATERY <input type="checkbox"/> BLOODSHOT <input checked="" type="checkbox"/> GLASSY <input type="checkbox"/> STARING <input type="checkbox"/> ARTIFICIAL EYE
PUPILS	<input type="checkbox"/> CONSTRICTED <input type="checkbox"/> SLOW REACTION TO LIGHT <input type="checkbox"/> DILATED
BALANCE AND WALKING	<input 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 checked="" type="checkbox"/> SLURRED <input type="checkbox"/> CONFUSED <input type="checkbox"/> INCOHERENT <input type="checkbox"/> STUTTERING <input type="checkbox"/> MUMBLING <input type="checkbox"/> OTHER:

He failed a verbal field sobriety test. Again, from the police report:

OTHER: (ANY OTHER TEST(S) GIVEN NOT LISTED ABOVE) e.g., ALPHABET, COUNTING, ROMBERG, FINGER-TO-NOSE.

ALPHABET TEST. ASKED TO RECITE J THRU W. RECITED J,H,I,J,K,J,H,I,J,H,I,A,I,K

Rhoades was arrested after a field breath test showed he was drunk.



T&C Officer McPherson

Once at the police station Rhoades changed his story about not having anything to drink and claimed drinking 4-beers. He also stated that he felt he was intoxicated. He then refused to take the official breath test at the police station.



Ronald Rhoades

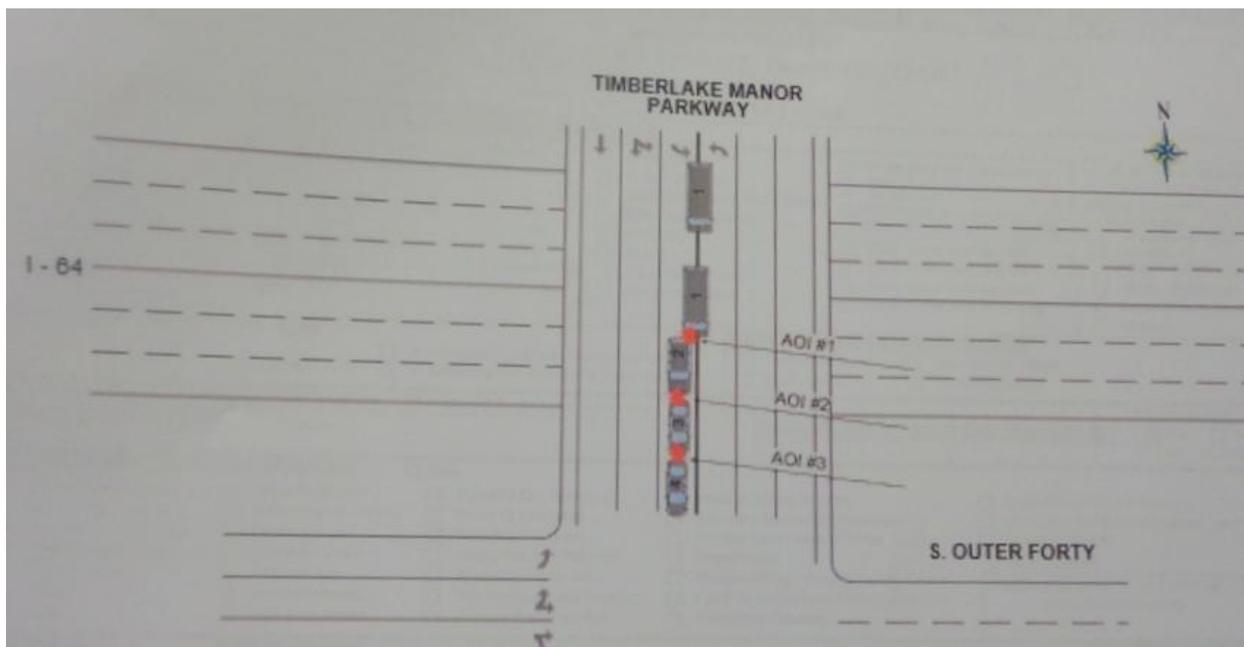


Rhoades' eyes

OUTCOME: On 12/20/18 Rhoades appeared before Town and Country Municipal Court judge Andrea Niehoff. He pled guilty to DWI. Judge Niehoff rewarded Rhoades for driving drunk, crashing his car, lying to the police, admitted being drunk and then refusing to take a breath test and maybe gave him a Christmas present too. She sentenced him to a 2-year SIS probation with No-Fine, No-Points and No Permanent Record.

SAFELITE REPAIR-SAFELITE REPLACE, SO GOES THE SAFELITE AUTO GLASS JINGLE UNLESS THE TECH IS 3-TIMES OVER THE LEGAL LIMIT AT 8:30 IN THE MORNING: On Thursday 09/27/18 Chesterfield Police Officer Bryan Branson was dispatched to multiply vehicle accident on the Timberlake Manor Drive over I-64. It was 8:32 AM in the morning. Normally morning accidents are due to inattentive driver looking at their cell phone or having just spilled a cup coffee in their lap. But that was not the case on this day.

Officer Branson found that three cars were stopped at the red light waiting to turn left and go EB on Outer Forty. Then a Ford Safelite Auto Glass repair van approached the stop cars. The Van was partially on the wrong side of the road when it hit the first car in front of him. The car was hit hard enough that it slammed into the Toyota Highlander in car in front of him causing it to slam into the Subaru at the second position at the stoplight. The Subaru then went into the Mazda that was the first car at the light.



All the drivers expect the Safelite driver reported injuries. The driver of the Toyota Highlander, Kristin Matisziw of Chesterfield, was transported to the hospital by a Fire District ambulance.

The driver of Safelite truck said, "I was turning on the road and I just didn't stop quick enough."

After making the brief statement Officer Branson immediately noticed that the Safelite driver, Jacob Phelan, 28, had slurred speech. Not only was it slurred Phelan's speech was confused. Mumbling and at times incoherent. On top of all of this Phelan's breath reeked of booze, he was staggering and his eyes were bloodshot..

When asked if he had anything to drink Phelan replied, "Of course not. I'm working for Safelite." The having nothing to drink would shortly be shown to be a lie.

This is from Officer Branson's report concerning the condition he found Phelan in.

OFFICER'S OBSERVATION MADE PRIOR TO ARREST OR CUSTODY (Check appropriate box(es) and add any pertinent information)					
BREATH	ODOR OF ALCOHOLIC BEVERAGE: <input type="checkbox"/> FAINT <input type="checkbox"/> MODERATE <input checked="" type="checkbox"/> STRONG <input type="checkbox"/> NONE				
EYES	ODOR OF MARIJUANA OR CHEMICAL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				
PUPILS	<input checked="" type="checkbox"/> WATERY	<input checked="" type="checkbox"/> BLOODSHOT	<input type="checkbox"/> GLASSY	<input type="checkbox"/> STARING	<input type="checkbox"/> ARTIFICIAL EYE
BALANCE AND WALKING	<input type="checkbox"/> CONSTRICTED	<input type="checkbox"/> SLOW REACTION TO LIGHT	<input type="checkbox"/> DILATED		
SPEECH	<input checked="" type="checkbox"/> UNCERTAIN	<input checked="" type="checkbox"/> SWAYING	<input checked="" type="checkbox"/> STAGGERING	<input type="checkbox"/> STUMBLING	<input type="checkbox"/> FALLING <input type="checkbox"/> OTHER
CLOTHING AND FOOTWEAR	DESCRIBE: Safelite Uniform - red polo, black shorts			SOILED BY: NA	
UNUSUAL ACTIONS	<input type="checkbox"/> PROFANITY	<input type="checkbox"/> HICCUPS	<input type="checkbox"/> BELCHING	<input type="checkbox"/> VOMITING	<input type="checkbox"/> FIGHTING <input type="checkbox"/> OTHER
ATTITUDE	DESCRIBE: Antagonistic / Apologetic				

Phelan added that of course he had not been drinking as he had too much to lose working for Safelite. According to Officer Branson, at the time Phelan was using the side of the Safelite van to keep from falling.

Phelan then failed all field sobriety tests given and he was arrested to DWI.

At the police station he refused to be interviewed but agreed to take a breath test. The breath test showed his blood alcohol level,. One-hour 20-minutes after the crash to be

at .234%. In other words this means Phelan was 3-times over the legal limit at the time of the crash.



Jacob Phelan



Phelan's eyes

OUTCOME: Let's check the facts. At 8:30 in the morning Phelan was 3-times over the legal limit. He crashes into cars stopped for a red light and injures three people. He lied to the police that he had nothing to drink.

On February 26, 2019 Phelan pled guilty to DWI in Chesterfield Municipal in a deal with Prosecutor Tim "I won't convict you if you hire a lawyer" Engelmeyer and Judge Rick Brunk. His was placed on a 2-year SIS probation with no points, no record and no fine. He did plead guilty to Failure to Exercise the Highest Degree of Care While Operating a M/V. He was fined \$350 plus cost on the 2-point violation.

This really gets me and is another reason that Judge Brunk and PA Engelmeyer should be immediately replaced. This guy was 3-times over the limit at 8:30 in the morning when school buses are on the move and college students are going to class at Maryville University up the road in Town and Country and health care workers are arriving at buildings near the intersection.

Officer Branon recorded the field sobriety tests, had an admission of fault from Phelan, had an extremely high BAC level in a crash caused by Phelan that injured three people, but Brunk and Engelmeyer had no problem giving this guy a "no record probation. What does it take to convict someone and give them points and a public record of DWI?



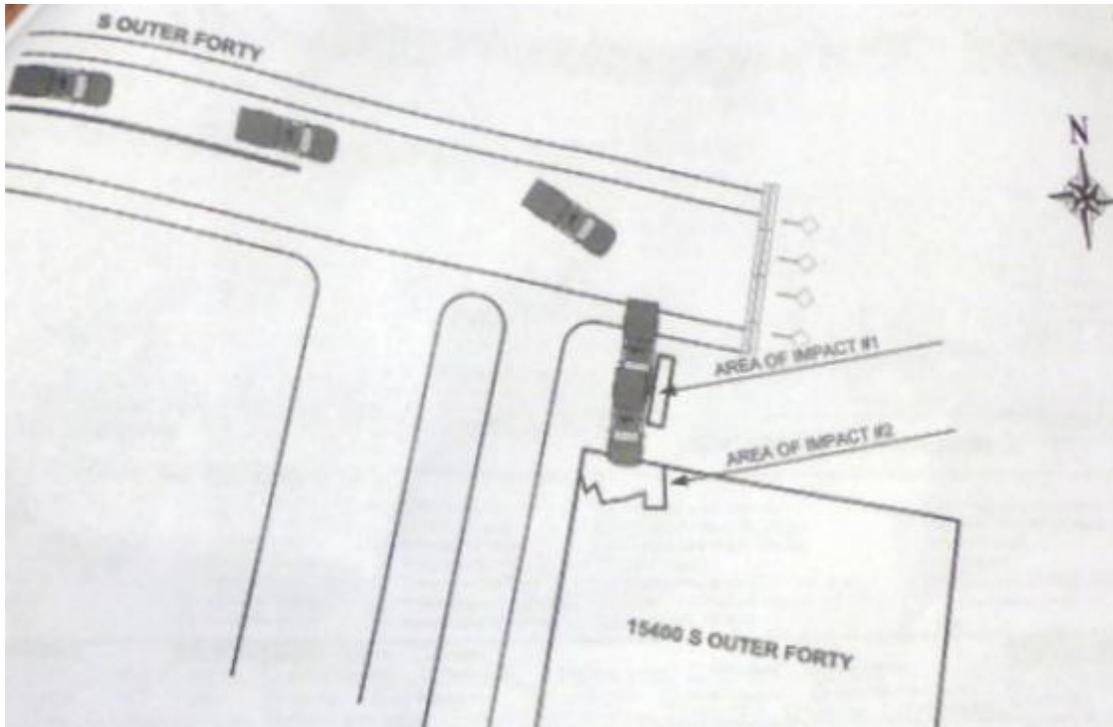
Brunk and Engelmeyer who believe “Defense Lawyers” get deals and the public’s safety is barely on their radar.

DRUNK DRIVER HITS BUILDING AT 11:54 IN THE MORNING, REFUSES TO TAKE A BREATH TEST AND ENDS UP WITH NO POINTS ON HIS DRIVING RECORD. We originally reported on this in our November 11, 2018 Newsletter #355.

The section of South Outer Forty Road at 15400 ends and there is a driveway to an office complex.



At six minutes before noon on Halloween 2018, Nathan Palmer was drunk and driving his 2014 Dodge Ram pickup truck on the South Outer forty Road. When he came to the dead end of the road he had driven too far and swerved to the right, ran off the road, striking a sign and then hitting the building, causing structural damage, damage to windows and window frames.



Chesterfield Police officer Greg Rupp was dispatch to the scene.



Officer Rupp

Rupp found the driver of the totaled Dodge Ram at the scene. Nathan Palmer, 38, of Lake St. Louis said he was coming down the wrong way and might have “slipped” and added he was also “playing with his phone.”

Officer Rupp immediately noted signs of intoxication. Palmer’s breath reeked of the smell of booze, this speech was confused and slurred, his eyes were blood shot and he could not stand still.

Palmer denied having anything to drink and said he had been on his job “training people.”

This is from Officer Rupp’s police report:

NATHAN MICHAEL PALMER

CITY, STATE, ZIP CODE: LAKE ST LOUIS, MO 63367

RACE: W SEX: M HEIGHT: 6'01" WEIGHT: 220 EYES: BROWN HAIR: BALD

STATE: MO CDL HOLDER? YES NO

LICENSE CONFISCATED? YES NO YEAR: 2014 MAKE: Dodge MODEL: Ram 1500

OFFICER'S OBSERVATION MADE PRIOR TO ARREST OR CUSTODY (Check appropriate box(es) 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
EYES	ODOR OF MARIJUANA OR CHEMICAL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
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
BALANCE AND WALKING	<input type="checkbox"/> CONSTRICTED <input type="checkbox"/> SLOW REACTION TO LIGHT <input type="checkbox"/> DILATED
SPEECH	<input type="checkbox"/> UNCERTAIN <input checked="" type="checkbox"/> SWAYING <input type="checkbox"/> STAGGERING <input type="checkbox"/> STUMBLING <input type="checkbox"/> FALLING <input type="checkbox"/> OTHER:
CLOTHING AND FOOTWEAR	<input checked="" type="checkbox"/> SLURRED <input checked="" type="checkbox"/> CONFUSED <input type="checkbox"/> INCOHERENT <input type="checkbox"/> STUTTERING <input type="checkbox"/> MUMBLING <input type="checkbox"/> OTHER:
NUSUAL ACTIONS	DESCRIBE: Black Hoodie, Gray sweatpants SOILED BY: N/A
ATTITUDE	<input type="checkbox"/> PROFANITY <input type="checkbox"/> HICCUPS <input type="checkbox"/> BELCHING <input type="checkbox"/> VOMITING <input type="checkbox"/> FIGHTING <input type="checkbox"/> OTHER:
	DESCRIBE: Depressed, Confused

Palmer failed field sobriety tests and was arrested for DWI.



Palmer



Palmer's eyes

At the police station Palmer refused to take a breath test. He was cited for DWI, Texting While Driving and Fail to Yield.

OUTCOME:

On July 23, 2019 Palmer pled guilty to DWI and received a SIS No-record, no-fine, no-points probation term. The two other charges that would have resulted in Points on his Driving Records were both reduced to non-moving charges and he was fined a total of \$343. He walked out of the Chesterfield Court with nothing on his public driving record.

He was so drunk he drove into a monument sign and then hit a building. This means a driver's license check by his insurance company will not show the DWI or other two moving violations. Thanks to prosecutor Tim Engelmeyer and Judge Rick Brunk his insurance rates won't go up and good drivers will be underwriting his rates.