

DRUNKS AND THIEVES May 2016 Part 3



By John Hoffmann

May 23, 2016

YOU HAVE NINE BAGGIES OF HEROIN AND METH, A SMOKING PIPE ON THE PASSENGER SEAT AND YOU ARE ARE PROBATION! WHAT IS THE LAST THING YOU SHOULD BE DOING? The answer to that question for Terrence Leon Clark, then 36 of South St. Louis, would be to pass a police car on I-270 going 91 mph in a 60 mph zone.

It was Friday night into Saturday morning on December 6, 2014 at 2:11 when Clark passed the patrol car being driven by Town and Country Officer Hamel. Once Hamel got Clark and his red 2014 Chevy Impala stopped they were at I-270 and Dougherty Ferry Road. When Hamel walked up to the car he saw the glass smoking pipe on the front seat and Clark was mumbling when Officer Hamel talked to him and got his license.

Officer Hamel called for backup. When it arrived they got Clark out of the car and Officer Hamel instructed him to spit out what was in his mouth. There was good reason for Clark to be mumbling. Out came nine baggies of dope. Five contained heroin and four had meth. He was arrested.



Terrence Clark

A search of his person after he was arrested revealed more drugs and \$1,353 in cash. He claimed he won some of the money on a Lottery Scratch-Off ticket and from a \$900 paycheck.

Later that morning his probation officer was contacted and a detainer was placed on him and he was transferred to the County Jail.

Here are some of the cases Clark has had:

- 04/22/02 Deliver or Manufacture or Distribute Controlled Sub **Shrewsbury PD**
On 09/10/02 pled guilty and placed on 5-years probation
09/01/05 probation was revoked sentenced to 8 years prison
- 01/09/05 Felony Possession Controlled Sub **St. Louis City PD**
Misd Possession of Marijuana
08/10/05 pled guilty and placed on 3-years probation
05/18/07 Probation revoked sentenced to 5 years prison on felony
- 01/24/05 Seizure of \$650 in US Currency connected to illegal activities **St. Louis PD**
06/06/07 default judgment for State
- 12/08/10 Felony Possession Controlled Sub **St. Louis City PD**
Misd Possession of Marijuana
Possession of Drug Paraphernalia
09/21/12 Pled Guilty sentenced to 10-years jail but placed on 3-years probation on felony and 5-months jail on misdemeanors.
- 09/11/11 Driving on Revoked License **St. Louis City PD**
09/24/12 Pled guilty sentenced to 30-days jail
- 03/22/12 Burglary and Destruction of Property **St. Louis City PD**
09/21/12 Pled guilty sentenced to 5 months jail of Dest of Property placed on 3-years probation for Burglary
12/10/14 Probation Violation Warrant issued with no record of arrest or follow up action
- 03/27/12 Felony Possession of Drugs **Maryland Heights PD**
On 06/19/14 he pled guilty and was placed on a 5-year probation term
On 01/08/15 after the Town and Country arrest his probation was revoked and he was sentenced to 7-years in prison
- 12/06/14 2 counts felony Possession of Cont Sub **Town and Country Police**
02/04/16 pled guilty sentenced to 2-years prison

OUTCOME: Besides the 2-year prison sentence on the drug charges, Clark never showed up in Town and Country Court on the speeding ticket and there is a warrant for his arrest awaiting him when he is released from prison.

LANE WEAVING PRESCRIPTION DRUG TAKING DRUNK DRIVER FORGETS TO PUT CAR IN PARK WHEN STOPPED BY THE POLICE:

Town and Country Officer Fowle was working the overnight shift from Friday night into Saturday morning on September 27 when he noticed a 2000 Mercedes Benz ML320 weaving from the slow lane to the middle lane to the shoulder on WB I-64 past Mason Road.

Officer Fowle stopped the driver, Jake Coslet, 25, of St. Peters, MO on I-64 at about Timberlake Parkway. He immediately noticed that Coslet's breath smelled on intoxicating beverage, his eyes were glassy, watery and bloodshot, his speech was confused and he mumbled when speaking. When he asked Coslet to step from the vehicle two things happened. First Coslet turned on the windshield wipers. Then when he took his foot off the brake the car began to drive away as he had not put it in park.

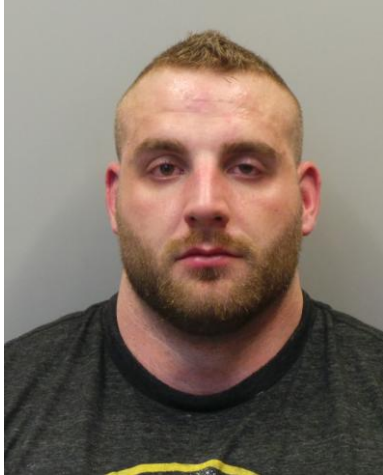
Coslet's balance was unsure and he swayed while he tried to stand still. He failed a battery of field sobriety tests including a field breath test that showed him over the limit. He was arrested. His girlfriend was in the car and she failed the breath test too so she was given a ride back to her apartment and the car was towed.

Once at the police station, Coslet stated that he was taking prescribed medicines for depression and anxiety. He admitted having three beers and three shots. He also made the following admission (see below)

ARE YOU UNDER THE INFLUENCE OF AN ALCOHOLIC BEVERAGE?	
<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO

He took an official breath test that showed his BAC level to be .116%.

He was charged with DWI and Improper lane Use.



Jake Coslet

COSLET has had around a dozen traffic cases that we could find. We found five cases where moving violations were reduced to parking violations with fines between \$125 and \$250. These were cases filed in State courts and not municipal courts. So in other words, Coslet has had more than his share of breaks in traffic court. He would continue to get another one from the Town and Country judge.

OUTCOME: On 01/17/16 Coslet Pled guilty to both charges. He was giving a No-Point No-Fine 2-year probation term for DWI. He was fined \$350 for Improper Lane Use.

CUT THROUGH DRIVER ON MASON RIDGE RUNNING STOP SIGN GETS EXTRA SPECIAL DEAL MAYBE BECAUSE DAD IS A LAWYER: Many people use the residential street Mason Ridge as a shortcut from Mason Road to Clayton Road. The cut through drivers are famous for speeding and not stopping at stop signs. The stop signs had to be installed because of the volume and speed of cut through traffic.

So it was not a big surprise when Officer Palmer observed 19-year-old Christina West of 1022 Cabernet Drive in Town and Country driving a 2008 Ford Escape run the stop sign on Mason Ridge at Mason Woods Drive at 9:44 in the morning on Friday June 5, 2015, He cited her for running the stop sign.

Stop sign tickets are not normally a big deal. But on this one there was a "Jury demand" and the case was sent to the Associate Circuit Court in Clayton, MO. The lawyer representing West was her father Robert M. West.

OUTCOME: Ed Sluys, of Curtis, Heinz, Garrett and O'Keefe represented the City of Town and Country. He reduced the charge to a No-Points and no driving record charge of "Illegal Parking."

Normally the deal is when you get a charged dropped from a Moving Violation to a Parking Violation you pay a higher than normal fine. That was not the case here. West was fined \$48.50. This showed little support to the residents along Mason Ridge who want cut through drivers to obey the law.

The city incurred costs of sending the paperwork to the County Courts in Clayton and then paying a lawyer to represent the city. So the residents were the losers on this one.

Uniform Citation		Violator's Copy	
ORI NO. MO 0957200 TOWN AND COUNTRY POLICE STATE OF MISSOURI DIVISION OF 21st CIRCUIT COURT		140063345	
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	COURT PHONE NO.	
07/09/2015	7:00 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:			
ONABOUT (Date)	AT TIME	HWY CLASS	UPON / AT OR NEAR (LOCATION)
06/05/2015	0944 HRS		NB CST MASON RIDGE RD AT PVT MASON WOOD DR
WITHIN CITY / COUNTY AND STATE AFORESAID,			
NAME (LAST, FIRST, MIDDLE)			
WEST, CHRISTINA, VICTORIA			
STREET ADDRESS			
1022 CABERNET DR			
CITY	STATE	ZIP CODE	
CHESTERFIELD	MO	63017	
DATE OF BIRTH	RACE	SEX	HEIGHT
11/07/1995	W	F	506
DRIVER'S LIC. NO.	CDL:	STATE	
	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	MO	
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	
V E H I C L E	YEAR	MAKE	MODEL
	2008	FORD	ESCAPE
	REGISTERED WEIGHT	L I C	NUMBER
		STATE	YEAR
		MO	2016
DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE. THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS:			
DISOBEYED STOP SIGN			
<i>Sid not make a complete stop at the stop sign.</i>			
<input type="checkbox"/> Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse side.)			
DRIVING	POSTED SPEED LIMIT	DETECTION METHOD	
	MPH	<input type="checkbox"/> STATIONARY RADAR <input type="checkbox"/> WATCH (AIR) <input type="checkbox"/> PACE <input type="checkbox"/> LASER	
		<input type="checkbox"/> MOVING RADAR <input type="checkbox"/> WATCH (GROUND) <input type="checkbox"/> OTHER	
IN VIOLATION OF: STATUTE/ORDINANCE - CHARGE CODE			
<input type="checkbox"/> RSMo.	335.040	90206050	
<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"/> CONSTRUCTION ZONE <input type="checkbox"/> COMPLIANCE			
OFFICER	BADGE	TRP / ZONE	DATE
/s/ P.O. Palmer	00105		06/05/2015
ALL INFORMATION UNDERSIGNED PROSECUTOR CHARGES THE DEFENDANT AND INFORMS THE			

DRUNK DRIVER ALSO HIGH ON MARIJUANA ALSO THROWING MARIJUANA OUT OF THE CAR AS HE IS BEING PULLED OVER PLEADS GUILTY TO DWI:

Here is an unusual case that you can only hope is a sign of things to come. A drunk driver left court with an actual drunk driving conviction.

Jeremy North Jones, 35, of Ballwin was driving west on I-64 at 4:09 on a Friday night into Saturday Morning August 30, 2014. Town and Country Officer Fowle observed him lane weaving then driving partially on the shoulder. Jones drove his 2009 Orange Dodge Challenger onto the SB Highway 141 exit.



Jeremy North Jones

Fowle was now behind Jones with the red and blue lights flashing as Jones slowed and threw something (marijuana) out the right side passenger window. He then pulled over on Hwy 141 south of I-64 and after coming to a stop threw more drugs out of the car.

Fowle contacted Jones and immediately smelled two things. First there was a strong odor of intoxicants on his breath. Secondly he could smell burnt marijuana in the car. Fowle reported that Jones' speech was slurred and confused plus he was mumbling. His eyes were bloodshot, glassy, watery and he was staring. His balance was uncertain.

He failed the field sobriety tests badly and was arrested.

Concerning his attitude, Fowle reported what I experienced in about one out of 10 of the DWI arrests I made as a police officer. Jones was "polite" and then "arrogant."

At the station Jones refused to take a breath test and to be interviewed. At the time he was first stopped he told Officer Fowle that he had a couple of beers at a Cardinals game. .

He was charged with DWI, Fail to Signal and Improper Lane Use.

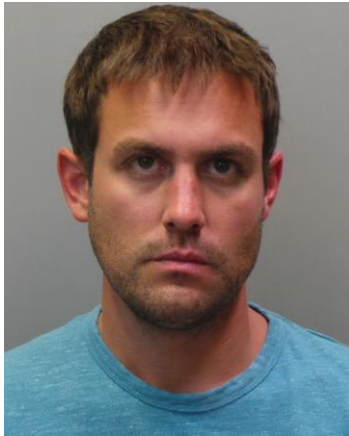
OUTCOME: His lawyer moved the case from Town and Country municipal court to the Associate Circuit Court in Clayton.

Here was the encouraging part. Former Town and Country prosecutor Brian Malone removed himself from the case after he left the city's law firm of Curtis, Heinz, Garrett and O'Keefe. He was replaced by Ed Sluys. This was not Jones' first DWI and Sluys did not offer a No-Fine, No-Points Probation on the DWI. Instead on January 21, 2016 Jones pled guilty before Judge Dueker to the DWI, was fined \$250 and got the points.

Jones also sued the Department of Revenue Drivers' License Section to overturn his suspension for failing to take a breath test. In November of 2015 he lost that appeal. It was the third time Jones had sued DOR, in 2007 for a DWI and in 2002 over a license revocation action.

PRIOR DRUNK DRIVER TOLD OFFICER HE HAD "HOPEFULLY" NOT TOO MUCH TO DRINK." IT WAS TOO MUCH! Daniel Henske, 29, lives in unincorporated St. Louis County between Creve Coeur and Maryland Heights. He closed up the bar he was drinking at in the Lumiere Place Casino on Thursday morning June 25.

Perhaps Henske has not have much luck at the Casinos on June 25, 2015 as he was driving his 19-year-old Infiniti home when Town and Country Officer Fowle spotted him weaving off the road while exiting from I-64 to NB I-270. Fowle got him pulled over in Creve Coeur at 1:42 AM. The time is important later in this arrest.



Daniel Henske

Fowle found the usual drunk driver in Henske. He had a strong smell of alcoholic beverage on his breath, bloodshot eyes, confused speech and unsure balance. He failed field sobriety tests including this one:

ALPHABET TEST J-W: SAID JKLMNOPQURVSTUVWXYZ.

At the police station Henske agreed to take a breath test and the result showed his BAC to be .154% or almost twice the legal limit.

In a post arrest interview when asked where he thought he was, Henske said "Ladue" When asked how much he had to drink he said "Five beers" When asked where he was drinking he said he was at a bar at the Lumiere Place Casino on the St. Louis riverfront. He was then asked what time he stopped drinking. His answer was "At last call, around 1:50."

Keep in mind he was stopped at 1:42 AM meaning he had to drive through a time tunnel from drinking a last beer at the Casino at 1:52 and getting stopped 20 miles away at 1:42.

Henske was charged with DWI, Improper Lane Use and failure to Provide Insurance.

Henske background showed an Alcohol Related Driving arrest in Columbia, MO on 09/01/06. He pled guilty 01/10/07 and was sentenced to 30 days in jail, but was given a 2-year unsupervised probation term.

On 04/19/07 he was arrested for DWI and driving With a Revoked License by the University of Missouri Campus Police. He pled guilty on 10/03/07 and was given a 60-day jail, term but was placed on a 2-year unsupervised probation. Apparently No one in Columbia or in the Boone County Court bothered to report that Henske had violated his 2-year probation and should do 30-days in jail.

He also had a Careless and Impudent citation in Manchester from 2002 that resulted in a \$500 fine, which makes me believe it was a reduced alcohol related offense.

I was surprised that Officer Fowle wrote a regular DWI citation to Henske instead of filing a "Prior Offender DWI" charge in State Court.

OUTCOME: The case was moved from Municipal Court to the Associate Circuit Court in Clayton. Again Ed Sluys was the city prosecutor and he dismissed the Improper Lane Use and No Proof of Insurance charges as on January 21, 2016 Henske pled guilty to DWI with no probation and was fined \$750 and received 12 points on his driving record, which revoked his license for one year.

COUNTY JUDGE FINDS 99 MPH ON I-64 AT MASON ROAD NOT WORTH GIVING A FINE OR POINTS. On Memorial Day night at 10:22 Zachary Lodes, 16, of Ballwin was driving his 2006 Acura eastbound on I-64 at Mason Road at a mere 99 MPH when he was clocked by Town and country Police Officer Becker doing 99 MPH, only a few miles per hour over the 60 MPH limit..

Uniform Citation

Violator's Copy



ORI NO. MO 0957200 TOWN AND COUNTRY POLICE
STATE OF MISSOURI
DIVISION OF 21st CIRCUIT COURT

140063196

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 07/09/2015	COURT TIME <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM 7:00	COURT PHONE NO. (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) 05/25/2015	AT TIME 2222 HRS	HWY CLASS EB IS 64 AF CRD MASON RD	UPON / AT OR NEAR (LOCATION)
WITHIN CITY / COUNTY AND STATE AFORESAID, NAME (LAST, FIRST, MIDDLE) LODES, ZACHARY, MICHAEL			
STREET ADDRESS 265 POINT LANSING CT			
CITY BALLWIN		STATE MO	ZIP CODE 63021
DATE OF BIRTH 03/03/1999	RACE W	SEX M	HEIGHT 508 WEIGHT 145
DRIVER'S LIC. NO. [REDACTED]	CDL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		STATE MO
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	
V E H I C L E	YEAR 2006	MAKE ACURA	MODEL MDX
REGISTERED WEIGHT [REDACTED]	L I C E N S E N U M B E R [REDACTED]	STATE MO	YEAR 2016
DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE. THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS: EXCEEDING SPEED LIMIT 60 MPH ZONE STALKER CAR 2, FRONT ANTENNA, SAME			
<input type="checkbox"/> Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse side.)			
DRIVING 99 MPH	POSTED SPEED LIMIT 60 MPH	DETECTION METHOD <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	



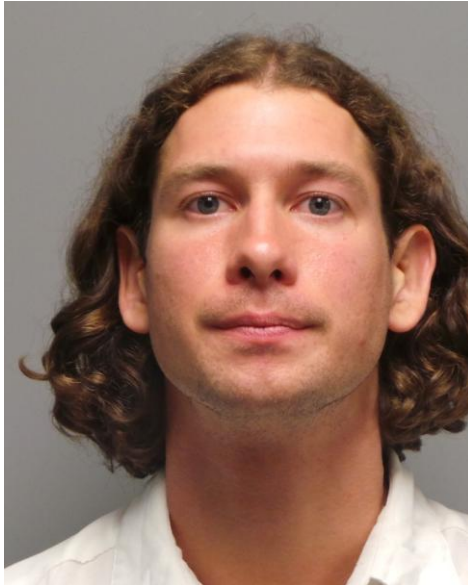
The case was transferred to the St. Louis County courts where on January 21, 2016 Lodes pled guilty before Judge Joseph Dueker. The judge then placed Ludes on a no-points, no fine probation of two years. Lodes did not have to pay a dime for doing 99 mph.

31 YEAR OLD WILDWOOD MAN IS ARRESTED TWICE FOR DWI IN EIGHT MONTHS TO GO WITH THREE OTHER DWI ARRESTS. HE GETS 4-YEARS IN PRISON. Jonathan Kulick of Babler Park Drive in Wildwood was driving his blue Chevy Impala in a reckless manner on Edison Road Wednesday morning July 30, 2014 when Chesterfield Officer Dammrich heard the car's tires spinning and then observed Kulick driving recklessly. Kulick turned onto Long Road and Officer Dammrich stopped him on Long Road at Wildhorse Creek Road.

It was clear that Kulick had been drinking. He at first denied drinking and then admitted drinking with a buddy. After his arrest and while at the police station he again denied drinking. This despite a field breath test that showed he was intoxicated. He refused the official breath test at the police station.

While attempting to do field sobriety tests Kulick stated "I couldn't do that if I was in good form."

It was later determined that Kulick had been arrested for DWI in 2000 in Ellisville and in 2005 in Town and Country.



A felony warrant was obtained for Felony Persistent DWI.

AND THE STORY GOES ON. On March 15, 2015 he was arrested by the Missouri Highway patrol in Franklin County for Driving With a Revoked Driver's License.

While out on a \$7,500 bail for the Chesterfield DWI Kulick was arrested for DWI again. This time on March 22, 2015 by the St. Louis County Police. This time he resisted arrest and fought the police officers. He was charged with Felony DWI and Resisting Arrest.

His mug shot below is after he decided to fight the cops.



OUTCOME: On December 17, 2015 Kulick pled guilty to the charges in St. Louis County Circuit Court. For fighting the County cops in 2015 he was sentenced to 30-days in jail. For the 2014 Chesterfield DWI and the 2015 St. Louis County DWI he received a combined sentence of 4-years in prison.



Kulick after December 2015 sentencing.

Kulick is currently in the Farmington Department of Corrections Prison.

DRINKING AND DRUG TAKING DRIVER SIDESWIPES HIGHWAY WALL: On Friday May 22, 2015 around 11:25 PM a citizen driving west on I-64 from Frontenac dialed 9-1-1 to report a dangerous driver in front of her. She reported that the car in front of her was weaving across several lanes of traffic and at one point sideswiped a concrete wall along the right shoulder.

Town and Country Police Officer Hamel was dispatch as the witness reported that the suspect was exiting onto NB I-270. The dispatcher told her to turn on her emergency flashers so the officer could find her and the suspect.

When Officer Hamel caught up with them, they were well inside Creve Coeur city limits. Here is what Officer Hamel reported seeing when he found the cars:

I located the caller's vehicle and observed a blue Hyundai Sonata, bearing MSL [REDACTED] traveling northbound IS-270 before Ladue Road. The Sonata was weaving from lane 3 to lane 2 and from lane 3 to lane 4. I activated my emergency lights and attempted to stop the Sonata. After approximately 1 minute and 15 seconds, the vehicle finally stopped on the right shoulder of northbound IS-270 before Olive Boulevard. While I was attempting to stop the vehicle, the driver threw what appeared to be a lit cigarette out of the driver's side window.

Once Officer Hamel stopped the car he identified the driver as Andrew S. Brown, 32, of Maryland Heights. Confirming the witness statement that Brown had crashed into a wall with the right side of his car Officer Hamel reported the following:

I approached the passenger side window and observed a white male in the driver's seat. The passenger side view mirror was freshly broken and folded in, as if the vehicle had just been involved in a side-swipe crash. There were no other occupants in the vehicle. After I knocked, the driver rolled the passenger side window



Andrew S Brown

Hamel reported that Brown had a faint odor of alcoholic beverage on his breath, but that he staggered and stumbled when trying to walk, his eyes were glassy and his speech was slurred.

Brown denied having anything to drink to stated he had taken a muscle relaxer. He failed the field sobriety tests, but refused to take a roadside breath test or one at the police station.

He was arrested and prior to his car being towed, an inventory search revealed an empty pill prescription pill bottle in the name of someone else for 350mg Carisoprodol (a muscle relaxant).

It was determined that this was not Brown's first DWI arrest, so he was charged with DWI Misdemeanor Prior Offender in State Court.

OUTCOME: On January 6, 2015 Brown pled guilty to the DWI before St. Louis County Assoc Circuit Judge Joe Duecker. He was sentenced to six months in jail, but then placed on a 2-year probation term.

A HUNGRY THREE TIME DRUNK DRIVER ALMOST HITS MODOT HIGHWAY STREET SWEEPER AND IS ARRESTED FOR HER FOURTH DWI: On Friday night into Saturday morning June 21, 2014 at 1:35 AM Crystal Harp, 42, of Lake St. Louis was on EB I-64 in the I-270 exit lanes. Town and Country Officer Palmer observed Harp enter the lanes to go onto NB I-270 and then suddenly without signaling swerve into the SB I-270 exit lane.

Officer Palmer followed the green 2013 Kia onto I-270. Once Harp almost collided with a MODOT street sweeper cleaning the far right right lane, Officer Palmer decided to pull Harp over.

I asked Harp where she was headed to and she told me she was on her way to pick up her boyfriend. While speaking to Harp, I detected a strong odor of an intoxicating beverage about her breath. I also noticed her eyes were watery and bloodshot and her speech was slurred. I asked Harp how much she had to drink and she said she only had a beer or two.

Harp failed field sobriety test and a roadside breath test. It was determined that she was by court order to drive only a car with alcohol interlock device that would not allow the car to start if the driver was drunk. Her car did not have such a device. She was arrested.

At the police station, Harp during an interview made some statements that made you think she must be really hungry.



Crystal Harp

She stated that she had three beers while bowling and was on the way to pick up her boyfriend. She said she last ate "a day and a half ago." When asked what she ate she replied, "A couple of chocolate chip cookies."

She also stated that she had been taking medication for depression and bi-polar disorder.

A breath test at the police station showed her BAC to be .141%.

It was determined that Harp had three prior DWIs so she was charged with Felony DWI Aggravated Offender, Violation of Interlock and Improper Lane Use.

Background: Here are some of her past offenses that we could find:

03/23/04	Passing Bad Check	Pled Guilty	cash fine	Warren County
04/04/04	passing Bad Check	Pled Guilty	cash fine	Warren County
08/25/07	DWI and Improper Lane Use			Warrenton PD
	PG 05/15/08	fined \$550		
01/04/08	Driving While Revoked			Warrenton PD
	PG 5/15/08	fined \$50		

08/25/08 2 counts Felony Possession of Drugs Wentzville PD
PG 9/29/10 sentenced to jail but placed on probation
probation revoked 6/15/11 sentence to 4 years Prison (early release)

We could not find the other two DWI convictions as the information was redacted from the Town and Country Police Report we obtained and not found in our state court search.

OUTCOME: On the Town and Country Charge Harp pled guilty on 01/22/16 for Felony DWI. She was sentenced to 5-years in Prison, but that was stayed for 120 days shock time in prison followed by five years on probation with a condition that she not drink any alcohol or drink and drive.

DRUNK DRIVER WEAVING AND THEN STOPPING ON SHOULDER WITH SMOKE COMING FROM CAR: On Wednesday night/Thursday morning at 1:35 AM Town and Country Officer Freddie Yaakub had just made a loop on I-270 and was turning around at Manchester Road to go back north. He observed a 2008 blue VW Jetta enter the highway from Manchester and was in front of him driving at 10-15 MPH on I-270. He also observed heavy smoke coming from the car and there were no lighted tail lights.

The driver was weaving from the shoulder back across two lanes, before finally pulling over and stopping on the shoulder. The driver was identified as Keischa Harris, 41, of Creve Coeur, who stated that he just left McCormick and Schmick's restaurant in the West County Center, where she worked.

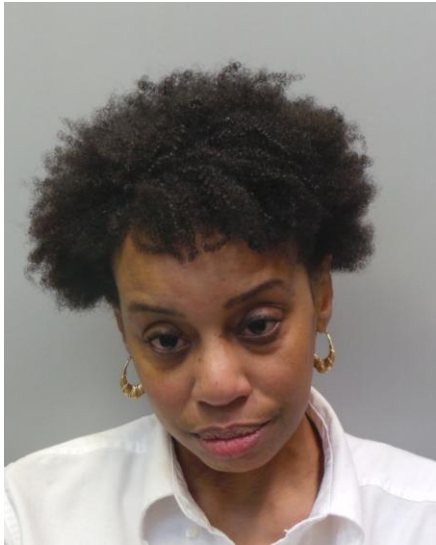
Officer Yaakub reported Harris had a strong odor of booze on her breath, her speech was slurred and her eyes were bloodshot. He then wrote this:

I asked Harris to exit the vehicle and perform field sobriety tests and she complied. As Harris exited the vehicle, she staggered forward and her face struck the frame and glass of the drivers door. I placed my hand up to catch her if she started to fall into the traffic lane. After catching her balance, I escorted her to the rear of her vehicle while I guided her for balance. Harris was too unstable for field sobriety tests as she started to stagger backwards towards the traffic lane. All sobriety tests were stopped at that time for Harris' safety. For further, see page 1 of the AIR form.

Harris refused to take a street side breath test or a breath test at the police station. After she was arrested

She stated that she had one glass of wine at the end of her shift sometime between 9 and 9:30.

After she was arrested her car was towed. She was later released to a sober person on summonses issued to State Court in Clayton, MO.



Keischa Harris

OUTCOME: On 02/17/16 Harris pled guilty before Judge Duecker. She was fined \$20 on the No Taillights Lighted charge. On the DWI charge she was placed on a 2-year SIS probation term and left the courthouse with no points on her driving record.

93 MPH AT 5:27 ON A SUNDAY AFTERNOON IS MERELY ILLEGAL PARKING IN TOWN AND COUNTRY: At 5:27 on Sunday afternoon May 24, 2015 Cody Helm, 21, was driving his 2000 Honda Accord NB on I-270 before Clayton Road at a mere 93 MPH or 33 MPH above the speed limit when he was clocked by Officer McNutt of the Town and Country Police.

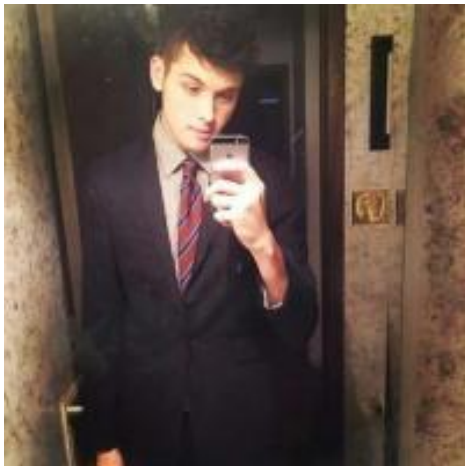


Photo of Cody from a dating website

Uniform Citation

Violator's Copy



ORI NO. MO 0957200 TOWN AND COUNTRY POLICE
STATE OF MISSOURI
DIVISION OF 21st CIRCUIT COURT

140063160

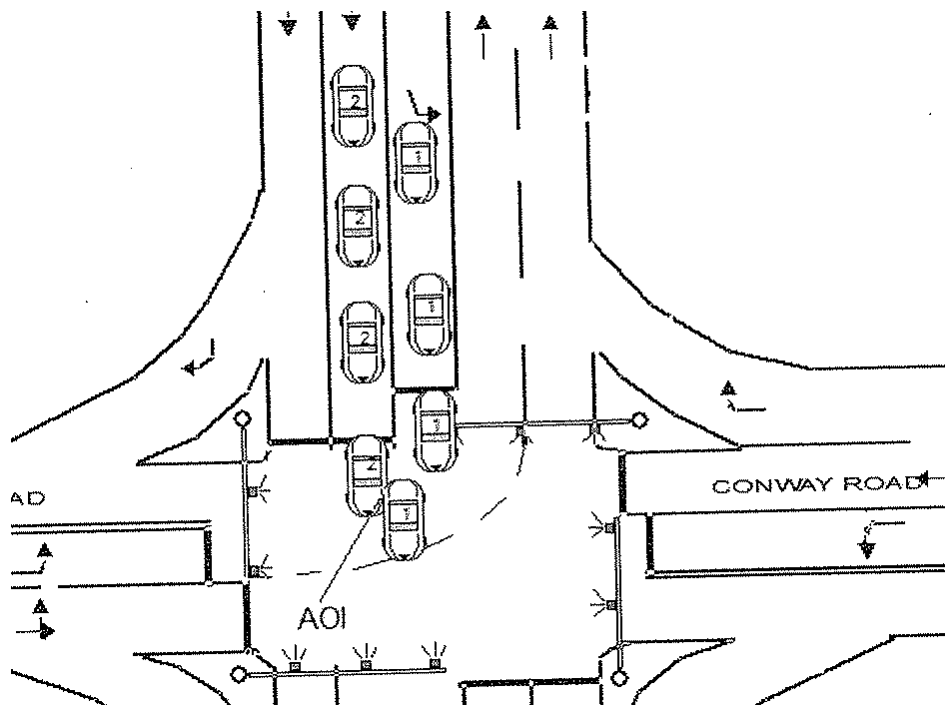
STATE OF MISSOURI		DIVISION	
IN THE CIRCUIT COURT OF TOWN AND COUNTRY MUNICIPAL		COUNTY 1	
COURT ADDRESS (Street, City, Zip) 1011 MUNICIPAL CENTER DRIVE DR, TOWN AND COUNTRY, MO, 63131			
COURT DATE	COURT TIME <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	COURT PHONE NO.	
07/09/2015	7:00	(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)
05/24/2015	1727 HRS		EB IS 270 BE RT HH
WITHIN CITY / COUNTY AND STATE AFORESAID,			
NAME (LAST, FIRST, MIDDLE) HELM, CODY, DANIEL			
STREET ADDRESS ██████████ CORRAL ESTS			
CITY ARNOLD		STATE MO	ZIP CODE 63010
DATE OF BIRTH 04/05/1994	RACE W	SEX M	HEIGHT 600
DRIVER'S LIC. NO. ██████████		CDL: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	STATE MO
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	
V E H I C L E	YEAR 2000	MAKE HONDA	MODEL ACCORD
	REGISTERED WEIGHT	L I C NUMBER ██████████	STYLE SD
		STATE MO	COLOR BLK
		YEAR 2016	
DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE. THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS: EXCEEDING SPEED LIMIT 60 MPH ZONE LANE#4 STALKER RADAR			
<input type="checkbox"/> Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse side.)			
DRIVING 93 MPH	POSTED SPEED LIMIT 60 MPH	DETECTION METHOD <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.			

OUTCOME: former Town and Country prosecutor Brian Malone was still on the job when this case came up. He reduced the 33 MPH over the limit speeding ticket to Illegal Parking with a \$275 fine. Helm was allowed to make installment payments.

RECKLESS DRIVER, TAILGATES, ILLEGALLY PASSES AND HITS A CAR THEN FLEES THE SCENE OF THE ACCIDENT...PLEADS GUILTY TO ILLEGAL

PARKING: If there was a BMW and a Honda Accord involved in a Leaving the Scene of an Accident where reckless driving was involved you and I would bet 9 times out 10 the BMW driver was the one being stupid. In this case from July 2, 2015 we would be wrong.

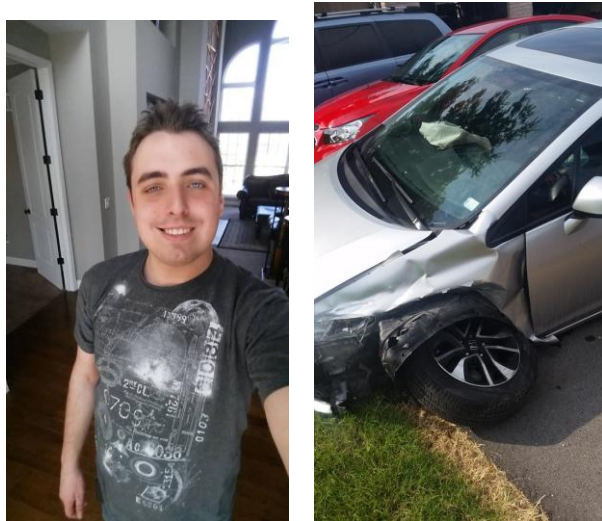
At Thursday morning at 11:20 AM Mark Hammond of Valley Park was driving a 2015 BMW owned by West County BMW north on Hwy 141 from I-64. He reported he was being tailgated by a person in a silver Honda. As they approached the intersection of Hwy 141 and Conway Road the Honda driver got into the left turn lane, but instead of turning left, he tried to pass Hammond by whipping the Accord into the through lane. When he did so the right rear of the Accord collided with the left front of the BMW. The driver of the Accord did not stop, driving away at a high rate of speed.



Hammond got the license number of the car, but for some reason it was not on file in the DOR computer base. However Town and Country Police entered it as a wanted vehicle and license. This meant that the departments with license plates scanners on a patrol car might find it.

That is exactly what happened two months later. On September 7, 2015 a Clayton Police Officer driving a patrol car with a license plate scanner got a hit as he drove by the Accord.

The Clayton officer identified the driver of the Honda and passed along the information to Town and Country Police. The driver was Steven M. Nodiff, Jr. of Ries Road in Ballwin.



Nodiff came to the Town and Country Police station and admitted that he had owned a silver Honda but had totaled it. (According to his facebook page and a photo he posted of the car he damaged the Honda on August 14.) He said he did not remember hitting a car on July 2.

Since he and the car and the license plate all matched the information provided by Hammond, Nodiff was cited for Leaving the Scene of an Accident.

BACKGROUND: Steven Nodiff's dad, Steven M. Nodiff, Sr. is currently on probation for DWI after a June 2013 arrest by the Highway Patrol and a plea on 08/25/15. Dad had two other citations from the Highway Patrol reduced to "Illegal Parking" so the son doesn't fall far from the tree.

OUTCOME: Nodiff's lawyer moved this case to St. Louis County Associate Circuit Court. On March 8, 2016 City Prosecutor Ed Sluys dropped the charges to "Illegal Parking" and Nodiff got off the hook with a \$263 parking violation.

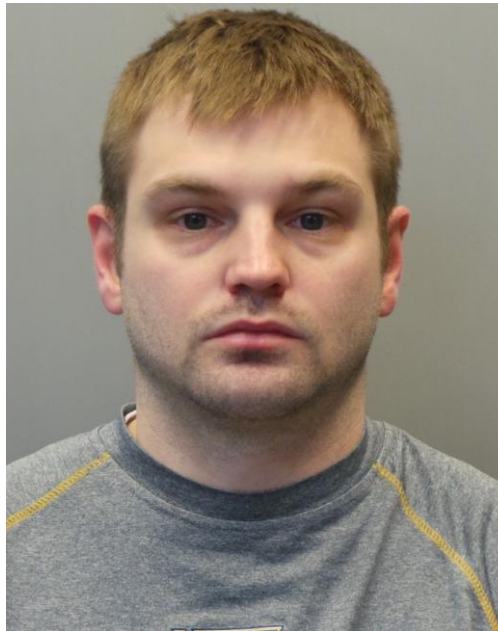
IT SEEMS LIKE PERSON CITED FOR MARIJUANA POSSESSION WOULD HAVE HAD TOUGHER SENTENCE IF HE HAD BEEN CONVICTED OF SPEEDING:

Uniform Citation Violator's Copy

ORI NO. MO 0957200 TOWN AND COUNTRY POLICE
STATE OF MISSOURI
DIVISION OF 21st CIRCUIT COURT

140062088

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	COURT PHONE NO.	
04/23/2015	7:00 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:			
ONABOUT (Date) AT TIME		HWY CLASS UPON / AT OR NEAR (LOCATION)	
03/15/2015 1302 HRS		EB 1S 64 AT CST MARYVILLE CENTRE DR	
WITHIN CITY / COUNTY AND STATE AFORESAID,			
NAME (LAST, FIRST, MIDDLE)			
GREEN, JUSTIN, RAY MICHAEL			
STREET ADDRESS			
CROSSOVER LN			
CITY	STATE	ZIP CODE	
CHESTERFIELD	MO	63005	
DATE OF BIRTH	RACE	SEX	HEIGHT
1987	W	M	509
WEIGHT	CDL:		
165	YES NO MO		
DRIVER'S LIC. NO.			
EMPLOYER			
ADDRESS (Street, City, State, Zip)			
DID UNLAWFULLY OPERATE/DRIVE PARK		C.M.V. WITH HAZ. MAT	
VEHICLE	MAKE	MODEL	STYLE
2011	NISSAN	370 Z	2D
COLOR	REGISTERED WEIGHT	NUMBER	STATE
BLU			MO
YEAR	DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE. THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS:		
2015	POSSESSION OF CONTROLLED SUBSTANCES <i>Clear plastic container with three green buds of what appeared to be marijuana.</i>		
<input checked="" type="checkbox"/> Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse slide.)			
DRIVING	POSTED SPEED LIMIT	DETECTION METHOD	
		<input type="checkbox"/> STATIONARY RADAR <input type="checkbox"/> WATCH (AIR) <input type="checkbox"/> PACE <input type="checkbox"/> LASER	
		<input type="checkbox"/> MOVING RADAR <input type="checkbox"/> WATCH (GROUND) <input type="checkbox"/> OTHER	
IN VIOLATION OF: STATUTE/ORDINANCE - CHARGE CODE			
RSMo.	78700620		
ORD.	210.760		
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"/> CONSTRUCTION ZONE <input type="checkbox"/> COMPLIANCE			
OFFICER		BADGE	TRP / ZONE DATE
/s/ P.O. Palmer		00105	03/15/2015



On March 15, 2015 1:02 pm Justin Green, 28, of Chesterfield was stopped for speeding on I-64 at Maryville Center Drive. In the course of the traffic stop marijuana was found on Green and he was arrested. He was cited for speeding and Possession of Marijuana.

OUTCOME: The case was moved by Green's attorney to the Associate Circuit Court in Clayton. On March 8, 2016 the speeding citation was dismissed by city prosecutor Ed Sluys and Green pled guilty to Possession of Marijuana and was placed on a One-Year Probation term with no fine. However he was required to make a donation to the Community Service School Fund.

If the marijuana charge was dropped and Green had to plead guilty to the speeding charge it would have had more impact on him including a rise in insurance rates. Now the marijuana charge will disappear in 11 months.

BACKGROUND:

- 05/02/15 Green was arrested for DWI and had his license revoked by DOR, but on March 11, 2016 had the revocation overturned after testifying he was asleep in the car, not operating it.
- 03/15/15 Speeding Town and Country PD Dismissed
- 09/19/14 Had a Moving Violation from Highway Patrol reduced to a \$190 Parking Violation paid on 12/16/14
- 07/03/10 Following Too closely Highway Patrol \$200 fine on 3/1/11
- 03/17/10 Had a speeding ticket in Jefferson County reduced to under 10 MPH over \$140 fine paid on 03/03/11
- 04/25/09 Had a moving violation issued by the County Police reduced to a \$200 parking violation on 11/03/09
- 05/23/09 Had a one moving violation from the Highway Patrol reduced to a \$500 parking ticket and another one reduced to a \$50 parking violation
- 04/05/07 Window Tint Violation Highway patrol \$30 fine
- 05/30/05 Had Speeding Ticket from Highway Patrol reduced to Speeding 1-5 MPH Over and paid a \$200 on 09/14/05

If you look at this traffic record over the last 10 years, I don't think Green deserves any more reduced charges. Ed Sluys was not looking out for the welfare of the public when he dismissed that speeding ticket.

DRUNK DRIVER WITH PRIOR DWIs AND A REVOKED DRIVERS LICENSE IS

ARRESTED AGAIN: Chenneen Santiago, 22, of St. Charles already had an impressive driving record before she was stopped by Town and Country Officer McNutt just before midnight on Monday March 30, 2015 driving her 2003 gold Nissan.

Here are some of but not all of her driving record prior to March 30, 2015:

- 08/19/12 Moving Violation reduced to Loud Muffler \$50 fine Highway Patrol
- 08/19/12 Speeding \$150 fine Highway Patrol
- 05/05/13 Moving Violation reduced to loud muffler Highway Patrol
- 05/05/13 Operate Unlicensed Vehicle \$30 fine Highway Patrol
- 07/13/14 Moving Violation reduced to loud muffler \$150 fine Highway Patrol
- 07/13/14 2nd Moving violations reduced to loud muffler \$80 fine

09/24/14	DWI with Prior Conviction	180 days Jail	St. Charles PD
09/24/14	Driving without Valid License	\$150 fine	St. Charles PD
11/02/14	Speeding	\$66 fine	St. Ann PD
11/02/14	Driving With Revoked License	\$166 fine	St. Ann PD

On March 30, 2105 Officer McNutt observed Santiago in the right hand lane on I-64 at about Mason Road tailgating the vehicle in front of her while doing 60 mph. He then observed her weaving from the center lane back to the right lane. Finally he clocked her increasing her speed to 80 MPH in a 50 MPH Construction Zone.

Once he pulled her over near the Chesterfield Parkway exit, she did not pull onto the shoulder but instead stopped in the traffic lane. She had two passengers in her car.

Officer McNutt reported that Santiago appeared to be intoxicated with a strong smell of intoxicants on her breath, slurred speech and bloodshot eyes. She failed all the field sobriety tests and later refused to take a breath test.

She could not produce a driver's license because it was still revoked from her past DWI conviction.



Santiago

At the police station during an interview she was not sure what police station she was at. When asked "Where are you?" she replied, "Wherever you took me." She also was unsure of the time.

When asked if she had anything to drink she stated she had a 36-oz beer at the El Bronco along with four tacos.

She was charged with a Prior DWI Misdemeanor and other moving violations. Charges were filed in the St. Louis County Associate Circuit Court.

Before her case was heard she picked up two more traffic citations:

08/19/15	Speeding 20-25 MPH over Limit	\$220 fine	Truesdale PD
08/19/15	Driving with Revoked Driver's License	\$230 fine	Truesdale PD

OUTCOME: On March 9, 2016 she pled guilty to the following charges from the Town and Country PD arrest almost a year earlier:

Speeding 30 MPH over Speed Limit given a No Fine No Points SIS probation term
Following Too Closely reduced to Stopped in a Prohibited Area parking violation
No Points \$25 fine

Driving While License Revoked \$25 fine

DRIVING WHILE INTOXICATED 6 months jails, but immediately placed on a 2-year probation term

FIXING THE SYSTEM: With a Cole County judge overturning the Municipal Court reform law and the Missouri Supreme Court being extremely slow to issue any directives or orders, it appears more than ever it is up to the local boards of aldermen and city councils to pass ordinances to reform their courts. It also appears as if none of them have the guts to do that.

Town and Country alderperson I have talked to are chickens. Apparently the city attorney, a partner with the law firm of Curtis, Heinz, Garrett and O'Keefe, has told them to wait for something to come down from the Supreme Court. Keep in mind this is the same law firm that staffs many of the county municipal judges with judges and prosecutors who routinely reduce serious traffic violations to no-points "parking violations" and place drunk drivers on probation terms where the violations never makes it onto the drunk's driving record. It is also the same law firm that handles the Ferguson Municipal Court prosecutions and is often featured in investigative articles about what is wrong with the Muni Court system.

I have written and shared a bill to make it illegal for municipal judges and prosecutors to reduce moving violation charges to non-moving violations or worse parking violations.

Councilman Barry Flachsbart in Chesterfield is the first I'm aware of to introduce a bill that would not allow judges and prosecutors to also be defense attorneys other area municipal courts. However, Flachsbart exempts the current judge and prosecutor from

the proposed ordinance and they can continue with their unethical behavior. Plus the bill now has been continued for two months to allow the city judge and prosecutor to to review it and comment it on it. They are apparently slow readers.

We will continue to compile these reports and court outcomes for another series of reports at the end of the year.