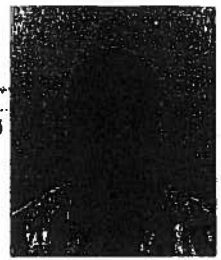




Framingham Police Department Booking Report

08/24/11



Incident # 1105897 OBTN/Booking # 0064796
 Name OBAMA, ONYANGO DOB 06/03/1944
 Address [REDACTED] City FRAMINGHAM ST MA
 Sex M Race B HGT 5'09 WGT 175 Hair BLK Eyes BRO
 SS # File # 103345 POB KENYA Age 67
 Mother Father

ICE
DETAINER

Arrest Location: WAVERLEY ST, CHICKEN BONE Booking Date & Time 08/24/11 19:10
 Arresting Officer: KRISHTAL, VAL Booking STUART, VINCENT E
 Assisting Officers: GONCALVES, JOSE
 Searched By: KRISHTAL, VAL
 Miranda Officer: Physical Condition: GOOD
 Miranda Time: Miranda Location:

Chapter Section

Offense: M/V-OP ENDANG/NEG/RECK/RACE C90 S24
Notes: PULLED INTO ON COMING TRAFFIC WITHOUT STOPPING
Offense: M/V-TRAF/CNTRL/SIG/DEV/RMKS C89 S9
Notes: FAILED TO STOP AT STOP SIGN SOUTH ST / WAVERLY ST
Offense: M/V-OUI-ALCOHOL C90 S24
Notes: OBAMA DID OP - M/V OUI ALCOHOL ON A PUBLIC WAY

BAC. .14
.14
.14

Offense:
Notes:
Offense:
Notes:
Offense:
Notes:

CELL

9



Framingham Police Department Booking Report

CLERK COPY



Incident # 1105897 OBTN/Booking # 0064796
 Name OBAMA, ONYANGO DOB 06/03/1944
 Address [REDACTED] City FRAMINGHAM ST MA
 Sex M Race B HGT 5'09 WGT 175 Hair BLK Eyes BRO
 SS # File # 103345 POB KENYA Age 67
 Mother Father



Arrest Location: WAVERLEY ST, CHICKEN BONE Booking Date & Time 08/24/11 19:10
 Arresting Officer: KRISHTAL, VAL Booking STUART, VINCENT E
 Assisting Officers: GONCALVES, JOSE
 Searched By: KRISHTAL, VAL
 Miranda Officer: Physical Condition: GOOD
 Miranda Time: Miranda Location:

Chapter Section

Offense: M/V-OP ENDANG/NEG/RECK/RACE C90 S24
Notes: PULLED INTO ON COMING TRAFFIC WITHOUT STOPPING
Offense: M/V-TRAF/CNTRL/SIG/DEV/RMKS C89 S9
Notes: FAILED TO STOP AT STOP SIGN SOUTH ST / WAVERLY ST
 C90 S24

MASSACHUSETTS UNIFORM CITATION

RMV COPY (IF CIVIL) OR COURT COPY (IF CRIM.)

DATE CITATION WRITTEN 08/24/11	AGENCY CODE FRM	OFFICER ID-NUMBER 26344	COURT CODE	TYPE OF CITATION MOTOR VEH.	NON-INVENTORY MV SEARCH NO
MOTOR VEHICLE LICENSE NO. OF VIOLATOR 9788	VIOLATOR NAME (Last) ONYANGO	STATE MA	CLASS MAD	OPER. <input type="checkbox"/> OWNER <input checked="" type="checkbox"/>	DATE OF BIRTH 06/03/44
CITY/TOWN FRAMINGHAM	MAKE AND TYPE MITSUBISHI EXPD 92 LHM	HAZARDOUS MATERIAL NO	YEAR 1992	ASSESSMENT	JUDGMENT DATE
VIOLATION D. SPEEDING	CRIM <input type="checkbox"/> CIVIL <input checked="" type="checkbox"/>	CRIM <input type="checkbox"/> CIVIL <input checked="" type="checkbox"/>	ASSESSMENT	JUDGMENT	JUDGMENT DATE
SPPEEDING ASSESSMENTS INCLUDE A \$50 HEAD INJURY SURCHARGE	CRIMINAL APPLICATION	ARREST	WARNING	TOTAL DUE	DOCKET NUMBER
OFFICER CERTIFIES	VIOLATOR/AGENT ACKNOWLEDGES RECEIPT OF CITATION	AGENT'S LICENSE NUMBER & STATE	AGENT'S NAME		

APPLICATION FOR CRIMINAL COMPLAINT

APPLICATION NO. (COURT USE ONLY)

PAGE 1 of 1

Trial Court of Massachusetts District Court Department



I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve:

- ONLY MISDEMEANOR(S), I request a hearing WITHOUT NOTICE because of an imminent threat of
 - BODILY INJURY COMMISSION OF A CRIME FLIGHT WITH NOTICE to accused.
- ONE OR MORE FELONIES, I request a hearing WITHOUT NOTICE WITH NOTICE to accused.
- WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

Framingham District Court
600 Concord Street
P.O. Box 1969
Framingham, MA 01701-1969

ARREST STATUS OF ACCUSED
 HAS HAS NOT been arrested

INFORMATION ABOUT ACCUSED

NAME (FIRST MI LAST) AND ADDRESS		BIRTH DATE	SOCIAL SECURITY NUMBER	
Name <input type="checkbox"/> OBAMA, ONYANGO		06/03/1944		
Address <input type="checkbox"/>		PCF NO.	MARITAL STATUS	
City, State, Zip <input type="checkbox"/> FRAMINGHAM		DRIVERS LICENSE NO.	STATE	
		MA	MA	
		GENDER	HEIGHT	WEIGHT
		M	509	175
		EYES	BRO	
HAIR	BLK	RACE	B	COMPLEXION
				DRK
SCARS/MARKS/TATTOOS		BIRTH STATE OR COUNTRY		DAY PHONE
		KENYA		
EMPLOYER/SCHOOL		MOTHER'S MAIDEN NAME (FIRST MI LAST)		FATHER'S NAME (FIRST MI LAST)
CONTI LIQUOR				

CASE INFORMATION

COMPLAINANT NAME (FIRST MI LAST)	COMPLAINANT TYPE	PD
	<input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER	FRA
ADDRESS	PLACE OF OFFENSE	
Framingham Police Department 1 William Welch Way Framingham, MA 01702	Framingham	
	INCIDENT REPORT NO.	OBTN
	1105897	TFRA00 0064796
	CITATION NO(S)	
	0064796	

OFFENSE CODE	DESCRIPTION	OFFENSE DATE
1 Ch.C90 Sec. S24	M/V OP ENDANG/NEG/RECK/RACE	08/24/11
VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual)		
PULLED INTO ON COMING TRAFFIC WITHOUT STOPPING		
OFFENSE CODE	DESCRIPTION	OFFENSE DATE
2 Ch.C89 Sec. S9	M/V-TRAF/CNTRL/SIG/DEV/RMKS	
VARIABLES		
FAILED TO STOP AT STOP SIGN SOUTH ST / WAVERLY ST		
OFFENSE CODE	DESCRIPTION	OFFENSE DATE
3 Ch.C90 Sec. S24	M/V-OU-ALCOHOL	
VARIABLES		
OBAMA DID OP - M/V OUI ALCOHOL ON A PUBLIC WAY		

REMARKS	COMPLAINANT'S SIGNATURE	DATE FILED
	X	8/25/11

COURT USE ONLY	A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON	DATE OF HEARING	AT	TIME OF HEARING	COURT USE ONLY
----------------	--	-----------------	----	-----------------	----------------

DATE	PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)	CLERK/JUDGE
	NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:	
	NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:	
	HEARING CONTINUED TO:	
	APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE:	
	<input type="checkbox"/> IMMINENT THREAT OF <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> CRIME <input type="checkbox"/> FLIGHT BY ACCUSED	
	<input type="checkbox"/> FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE	
	<input type="checkbox"/> FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION	

DATE	COMPLAINT TO ISSUE	COMPLAINT DENIED	CLERK/JUDGE
8/25/11	<input checked="" type="checkbox"/> PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S) NO(S). <input type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input checked="" type="checkbox"/> 3. BASED ON <input checked="" type="checkbox"/> FACTS SET FORTH IN ATTACHED STATEMENT(S) <input type="checkbox"/> TESTIMONY RECORDED: TAPE NO. _____ START NO. _____ END NO. _____ <input type="checkbox"/> WARRANT <input type="checkbox"/> SUMMONS TO ISSUE ARRAIGNMENT DATE: _____	<input type="checkbox"/> NO PROBABLE CAUSE FOUND <input type="checkbox"/> REQUEST OF COMPLAINANT <input type="checkbox"/> FAILURE TO PROSECUTE <input type="checkbox"/> AGREEMENT OF BOTH PARTIES <input type="checkbox"/> OTHER: _____	
	COMMENT		

Framingham Police Department Telephone Rights Form

Incident # 1105897 OBTN/Booking # 0064796
Name OBAMA, ONYANGO DOB 06/03/1944
Address [REDACTED] City FRAMINGHAM State MA
Sex M Race B HGT 5'09 WGT 175 Hair BLK Eyes BRO
SS # File # 103345 POB KENYA Age 67

Telephone Rights

Section 33A. The police official in charge of the station or other place of detention having a telephone wherein a person is held in custody, shall permit the use of the telephone, at the expense of the arrested person, for the purpose of allowing the arrested person to communicate with his family or friends, or to arrange for release on bail, or to engage the services of an attorney. Any such person shall be informed forthwith upon his arrival at such station or place of detention, of his right to so use the telephone, and such use shall be permitted within one hour thereafter.

Brazilian/Portuguese

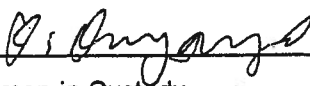
Direito A Um Telefone Leis Gerais Cap. 276, Se???. 33A: O oficial policial encarregado do distrito ou local de deten????o onde haja um telefone, onde a pessoa est?? sob cust??dia, deve permitir o uso do telefone, ??s custas da pessoa detida, e permitir que a pessoa se comunique com sua fam??lia ou amigos, arranje sua soltura sob fian??a ou contrate os servi??os de um advogado. A pessoa deve ser informada, no momento de sua chegada ao distrito ou local de deten????o, de seus direitos de uso do telefone, e esse uso dever?? ser permitido no prazo de uma hora ap??s sua chegada.

Spanish

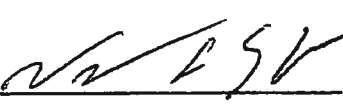
Derecho A Usar El Tel??fono Leyes generales, Cap??tulo 276, Secci??n 33A: El oficial de polic??aencargado de la estaci??n u otro sitio de detenci??n que dispone de un tel??fono deber?? permitir el uso del tel??fono, a costo de la persona arrestada, para permitirle una comunicaci??n con sus familiares o amigos, para arreglar su liberaci??n bajo fianza, o para contratar los servicios de un abogado. Dicha persona debe ser informada de su derecho de usar el tel??fono en el momento de su llegada en dichaestaci??n u sitio de detenci??n, y dicho uso deber?? permitirse dentro de una hora a partir de su llegada

Portuguese/European

Direito A Fazer Um Telefonema Cap.. 276, Sec. 33A do Direito Geral: O agente da pol??cia respons??vel pela esquadra ou por outro lugar com telefone, no qual a pessoa se encontre detida, deve permitir o uso do telefone por conta do detido, para que o mesmo possa comunicar com a sua fam??lia ou amigos, ou providenciar a sua liberta????o sob cau????o, ou contratar os servi??os de um advogado. A pessoa deve ser informada imediatamente ap??s a sua chegada ?? esquadra, ou local de deten????o, do seu direito de utilizar o telefone, e a sua utiliza????o deve ser permitida na hora subsequente ?? sua chegada.


Person in Custody

8-24-11/1958
Date & Time


Booking Officer

Framingham Police Department Suicide Evaluation

Name: OBAMA, ONYANGO

Incident # 1105897

DOB 06/03/1944

Booking # 0064796



Observation of Defendant

- | | | |
|-------------------------------------|--|--|
| <input type="checkbox"/> Sad | <input type="checkbox"/> Wringing Hands | <input type="checkbox"/> Protective |
| <input type="checkbox"/> Tired | <input type="checkbox"/> Poor Eye Contact | <input checked="" type="checkbox"/> Alcohol Offens |
| <input type="checkbox"/> Irritable | <input type="checkbox"/> Unresp to questions | <input checked="" type="checkbox"/> Bac over .12 |
| <input type="checkbox"/> Pacing | <input type="checkbox"/> Hearing Voices | <input type="checkbox"/> Drugs Involved |
| <input type="checkbox"/> Unemployed | <input type="checkbox"/> Complain of Illness | <input type="checkbox"/> Prev Suicide |
| <input type="checkbox"/> No Spouse | <input type="checkbox"/> Age 22 or younger | <input type="checkbox"/> Prev Suicide Attem |

.14 *

Questions asked of Defendant:

Are you dependant on alcohol or drugs?

Have you tried suicide before?

Are you thinking about killing yourself

If yes, how? _____

When & ... _____

Threat / Attempted Suicide

Date & Time

Injuries Received _____

Transfer, Officer in _____

Receiving Agency and Accepting _____

ALCOTEST 7110 MKIII-C - TEST COMPLETED

State of Massachusetts

Seq. Test No.: 01541
Serial No.: ARSA-0008
Firmware Version: MA3.23
Test Date & Time: 08/24/2011 08:38PM
Instrument Location: FRAMINGHAM PD
Driver License No.: [REDACTED]
Last Name: OBAMA
D.O.B.: 06/03/1944
Date of Arrest: 08/24/2011
Arrest Town: FRAMINGHAM
TEST RESULT: 0.14%

ALCOTEST 7110 MKIII-C - OFFICER OBSERVATION REPORT

Public Way: YES OUI Alcohol Arrest: YES Seat Belt: YES
Observed Driving: YES Unsteady On Feet: YES Slurred Speech: YES
Glassy Eyes: YES Bloodshot Eyes: YES Odor: STRONG
Other Grounds: FAIL FST.

Arresting Officer's Signature: _____

Framingham Police Department

STATUATORY RIGHTS AND CONSENT FORM

Incident # 1105897 Booking # 0064796 DOB: 06/03/1944

Name OBAMA, ONYANGO

RIGHT TO A DOCTOR

General Laws C263, Sec 5A: A person held in custody at a police station or other place of detention, charged with operating a motor vehicle while under the influence of intoxicating liquor, shall have the right, at his request and at his expense, to be examined immediately by a physician selected by him. The police official in charge of such station or place of detention, or his designee, shall inform him of such right immediately upon being booked, and shall afford him a reasonable opportunity to exercise it. Such person shall, immediately upon being booked, be given a copy of this section unless such a copy is posted in the police station or other place of detention in a conspicuous place to which such person has access.

RIGHT TO A TELEPHONE

General Laws C276, Sec 33A: The police official in charge of the station or other place having a telephone wherein the person is held in custody, shall permit the use of the telephone at the expense of the arrested person, for allowing the arrested person to communicate with his family or friends, or arrange for release on bail, or engage the services of an attorney. Any such person shall be informed forthwith upon his arrival at such station or place of detention, of his right to use the telephone, and such use shall be permitted within one hour thereafter.

Defendant's Signature

Booking Officer

REQUEST TO SUBMIT TO A CHEMICAL TEST

Pursuant to General Laws Ch90, Sec 24:

1. I am requesting that you submit to a chemical test to determine your blood alcohol concentration.
2. **Drivers age 21 or OVER:** If you refuse this test, your license or right to operate in Massachusetts shall be suspended for at least a period of 180 days or up to life for such refusal. The suspension if you take the test and fail it is 30 days.
Drivers UNDER Age 21: If you refuse this test, your license or right to operate in Massachusetts shall be suspended for at least a period of 3 years or up to life for such refusal. The suspension if you take the test and fail it is 30 days. Drivers under age 21 will also face an additional suspension pursuant to General Laws Chapter 90 Section 24P of 180 days to one year.
3. If your blood alcohol level is .08 or above, you are in violation of Massachusetts Law and may face criminal penalties. Drivers under age 21 have the same legal limit for court purposes, but will face administrative penalties for any blood alcohol concentration of .02 or above.
4. If you decide to take the test and complete it, you will have the right to a comparison blood test within a reasonable period of time at your own expense. The results of this comparison test can be used to restore your license or right to operate at a court hearing within 10 days.
5. It is not your option which type of chemical test to take. Refusal or failure to consent to take the test that I am requesting is a violation of the Implied Consent Law, and will result in your right to operate a motor vehicle being suspended as I have stated to you. Refusing this test, but requesting some other form of test is a refusal under the law.

NOTICE TO PERSONS HOLDING A COMMERCIAL DRIVER'S LICENSE

In addition to the above, Mass General Laws C90F, Sec 11 and 49 CFR Sec 383.51 provide that a person holding a commercial drivers license who fails to submit to a required test of blood, breath, or urine shall be disqualified from driving a commercial motor vehicle for a period of one (1) year or up to life. This disqualification applies whether or not the person was operating a CDL vehicle. If the vehicle was transporting 16 or more passengers, including the driver, or hazardous materials required to be placarded, the CDL disqualification shall be for three (3) years or up to life.

Do you consent to submit to the chemical test that this officer requested to determine your blood alcohol concentration?

CIRCLE ONE: YES NO

Defendants Signature

Booking Officer

Signature of Officer Witnessing Refusal

8-24-11 / 20:15

Date and Time this form was read to defendant

ALCOTEST 7110 MKIII-C - TEST COMPLETED

State of Massachusetts

Seq. Test No.: 01541
Serial No.: ARSA-0008
Firmware Version: MA3.23
Test Date & Time: 08/24/2011 08:38PM
Instrument Location: FRAMINGHAM PD
Driver License No.: [REDACTED]
Last Name: OBAMA
D.O.B.: 06/03/1944
Date of Arrest: 08/24/2011
Arrest Town: FRAMINGHAM
TEST RESULT: 0.14%

ALCOTEST 7110 MKIII-C - OFFICER OBSERVATION REPORT

Public Way: YES OUI Alcohol Arrest: YES Seat Belt: YES
Observed Driving: YES Unsteady On Feet: YES Slurred Speech: YES
Glassy Eyes: YES Bloodshot Eyes: YES Odor: STRONG
Other Grounds: FAIL FST.

Arresting Officer's Signature: _____

ALCOTEST 7110 MKIII-C - TEST COMPLETED

State of Massachusetts

Seq. Test No.: 01541
Serial No.: ARSA-0008
Firmware Version: MA3.23
Test Date & Time: 08/24/2011 08:38PM
Instrument Location: FRAMINGHAM PD
Driver License No.: [REDACTED]
Last Name: [REDACTED]
D.O.B.: 06/03/1944
Date of Arrest: 08/24/2011
Arrest Town: FRAMINGHAM
TEST RESULT: 0.14%

ALCOTEST 7110 MKIII-C - OFFICER OBSERVATION REPORT

Public Way: YES OUI Alcohol Arrest: YES Seat Belt: YES
Observed Driving: YES Unsteady On Feet: YES Slurred Speech: YES
Glassy Eyes: YES Bloodshot Eyes: YES Odor: STRONG
Other Grounds: FAIL FST.

Arresting Officer's Signature: _____

Department of State Police - Office of Alcohol Testing

Implied Consent Report Form, Alcotest 7110 MKIII-C

FRAMINGHAM PD

Model / Lot Number	Serial Number	Certification Valid From	Certification Valid To
Instrument: <u>Alcotest 7110 MKIII-C</u>	<u>ARSA-0008</u>	<u>03/30/2011</u>	<u>03/30/2012</u>
Simulator: <u>CU34</u>	<u>DDDFS3-0017</u>	<u>03/30/2011</u>	<u>03/30/2012</u>
Solution: <u>008064</u>	<u>0.155 %BAC</u>		<u>09/28/2011</u>

Test Date: 08/24/2011

Case/Incident #: 1105897

First Observed: 08/24/2011 08:14PM

Subject

Last Name: OBAMA
 First Name, MI: O, O.
 D.O.B.: 06/03/1944

D.L. State & Zip.: MA 01702-6901
 Driver License No. [REDACTED]
 Social Security No. [REDACTED]

Breath Test Information

Function	Result %BAC	Time HH:MM	Volume Liters (L)	Duration Seconds (s)	Temperature Simulator (°C)
Air Blank Test	0.00%	08:29PM			
Subject Test 1	0.14%	08:29PM	1.9L	13.4s	
Air Blank Test	0.00%	08:30PM			
Calibration Test	0.14%	08:31PM			34.0°C
Air Blank Test	0.00%	08:31PM			
Subject Test 2	0.14%	08:32PM	2.2L	8.6s	
Air Blank Test	0.00%	08:33PM			

In accordance with Ch. 90 s. 24 the concentration of alcohol in the subject's breath is **0.14%** expressed in grams of ethanol per 100 milliliters of blood. The subject has a right to obtain a comparison blood test by a person or physician at their request and at their expense. Results of the blood test can be used to restore a subject's license at a court hearing.

Breath Test Operator

Last Name: KRISHTAL
 First Name, MI: VAL, J.
 Cert. Valid From: 05/12/2011

Operator ID Number: 1083
 Certification Valid To: 05/12/2014

Signature: _____

Signature Date: 08/24/2011

I, the undersigned, hereby acknowledge the receipt of this test.

 Signature of Person who provided the breath sample.

Subject refused to sign.

NOTICE OF SUSPENSION FOR A CHEMICAL TEST FAILURE

BAC .08 or Greater (.02 or Greater for Operator Under 21)

OPERATOR INFORMATION

LICENSE NO: [REDACTED] LICENSE STATE & ZIP: MA 01702-6901
OPERATOR: [REDACTED]
ADDRESS: [REDACTED]
DATE OF BIRTH: 06/03/1944 GENDER: MALE/FEMALE: MALE

NOTICE OF SUSPENSION

This is your formal notice of the intent to suspend your license or right to operate under M.G.L. Ch. 90, Sec. 24 (1)(f)(2). This suspension is for 30 days. Operators under 21 years of age will incur an additional 180 day to one year suspension under M.G.L. Ch. 90 s. 24P. The suspension will occur **immediately**. No hardship licenses are authorized by law during this period of suspension, unless you are eligible for a first offenders disposition and your case has been resolved under M.G.L. c. 90 s. 24D.

**ADDITIONAL NOTICE TO INDIVIDUALS OPERATING A VEHICLE
REQUIRING A COMMERCIAL DRIVERS LICENSE**

In addition to the above suspension, if you are operating a vehicle requiring a CDL license and your blood alcohol content is .04 or above, you will be disqualified from operating for a period of not less than one year, or up to life. There is no hardship license available for this period of time.

OPERATOR'S RIGHT TO A HEARING

M.G.L. Ch. 90, Sec. 24 (1)(g) reads, in part: "Any person whose license, permit, or right to operate has been suspended under subparagraph (2) of paragraph (f) on the basis of chemical analysis of his breath may within ten days of such suspension request a hearing and upon such request shall be entitled to a hearing before the court in which the underlying charges are pending, or if the individual is under the age of 21 and there are no pending charges, in the district court having jurisdiction where the arrest occurred, which hearing shall be limited to the following issue: whether a blood test was administered pursuant to paragraph (e) within a reasonable period of time after such chemical analysis of his breath, shows that the percentage, by weight, of alcohol in such person's blood was less than eight one-hundredths or, relative to such person under the age of twenty-one was less than two one-hundredths."

The officer below hereby certifies that they have served the operator with this notice and has submitted an electronic notification of this transaction to the Registry of Motor Vehicles.

Officer's Name: VAL J. KRISHTAL
Issuing Police Department: FRAMINGHAM PD

Date: 08/24/2011
Phone: 508-872-1212

Date/Time Rptd: 08/24/11 19:19	Framingham Police Department Framingham, MA OFFENSE / INCIDENT REPORT	Incident No: 1105897 /
Location: 358 WAVERLEY ST, CHICKEN BONE SALOON	Cov Area: A Middlesex, MA	Date/Time of Occurrence: 08/24/11 19:05 08/24/11 19:33

Investigating Officer: 263 KRISHTAL, VAL	Date: 08/24/11	Supervisor:	Date:
Case Status:	Approval Status:		PAGE 1

Date of Report: 08/24/11 19:19	Framingham Police Department Framingham, MA OFFENSE / INCIDENT REPORT CONTINUATION	Incident No: 1105897 /
-----------------------------------	--	---------------------------

Officer Narrative: KRISHTAL, VAL

1105897

On August 24, 2011 at about 19:05, I was in an unmarked Framingham Police cruiser, 965. I was driving east on Waverly St., approaching intersection with South St. (public way in Framingham.) At this time, my approximate speed was about 30 MPH. As I got closer to South St., I observed a white Mitsubishi SUV, MA Reg. [REDACTED] rolling up to the Stop sign on South St. The front end of the vehicle dipped as it came to the corner of Waverly St. and South. The vehicle then made a quick right turn to proceed east. As this was happening, I was no more than 30' from the rear of this vehicle, and it required me quickly apply my breaks to avoid striking it. This also caused the car behind me to do the same in order to avoid a collision.

I immediately activated my blue lights and siren and pulled this vehicle over just past the Chicken Bone Saloon. I approached the driver and spoke with him. The male driver spoke English well, albeit with a moderate accent. I detected what I believed to be some slurring as he spoke. The male would not allow me to speak and continued to interrupt me. I attempted to explain to him that he was being stopped because of his failure to yield to traffic, and not coming to a full and complete stop at the stop sign. The male subject continued arguing the point with me. He felt that his "Stop" was adequate enough, though he did acknowledge that he should have yielded to me as I was in a main lane of travel that he was attempting to enter. I explained to him that I narrowly avoided striking his vehicle, and he told me that he did not hear my tires screeching, so I was not being accurate. While he spoke with me, he kept leaning away from me. Upon initial contact, I was standing some distance from the window, and my positioning was to the driver's side back door. Because the driver was leaning away from me, his obviously red and glassy eyes, and what I believed to be a slurred speech pattern, I suspected that alcohol may have been involved. I got closer to the driver window, and now I could clearly detect a strong odor of an alcoholic beverage coming from the inside compartment. I told the driver to exit the car and had him walk to the rear of it. As he walked, it was clear that he was moderately unsteady on his feet. I requested another cruiser to the scene,

Investigating Officer: 263 KRISHTAL, VAL	Date: 08/24/11	Supervisor:	Date:
---	-------------------	-------------	-------

Date of Report: 08/24/11 19:19	Framingham Police Department Framingham, MA OFFENSE / INCIDENT REPORT CONTINUATION	Incident No: 1105897 /
-----------------------------------	--	---------------------------

and continued my conversation with the driver, now identified via his MA License as Onyango Obama, 6/3/1944. I asked Obama how much he had to drink tonight. His original answer was that he had nothing to drink. I told him that I could smell a strong odor consistent with consumption of alcohol coming from his breath. Obama then stated that he had one beer. I further told Obama, that thought it may have been more than one judging by the way he was behaving, and he then admitted to having two beers. I waited for the arrival of a marked unit and when officer Goncalves arrived, I proceeded with the field sobriety testing.

Obama told me that he was in good health without any leg knee or back problems. I explained the One Legged Stand to Obama. Though he stated that he understood, he kept attempting to start the test too early and talking over me as I instructed him. Every time I got a sentence out, Obama would say "You are correct." He also attempted to start the test approximately 7 times without being told to do so.

Obama finally allowed me to finish my instruction and attempted to perform the test. Obama was not able to maintain his balance and had to put his foot down by the time he reached the count of 7. In my opinion, Obama had failed this test.

I then showed Obama how to perform the Nine Step Walk and Turn test. This time, he allowed me to finish the demonstration before attempting to perform the test. Obama was barely able to keep himself from falling. His arms went out to shoulder level several times as he tried to maintain his balance. At no time did he actually touch his heel to toes as instructed. Obama had failed this test as well.

The last test was the HGN (Horizontal gaze Nystagmus.) I explained to Obama that he had to keep his head still, while he followed my finger with his eyes only. Obama had a hard time concentrating on my finger and instead kept turning his head and making eye contact with me. It took about minute, but I was finally able to get him to look at my finger, long enough to administer the HGN test. I observed that the onset of Nystagmus, was present prior to 45 degrees in both eyes. The outcome of the three tests, Indicated to me

Investigating Officer: 263 KRISHTAL, VAL	Date: 08/24/11	Supervisor:	Date:
---	-------------------	-------------	-------

Date of Report: 08/24/11 19:19	Framingham Police Department Framingham, MA OFFENSE / INCIDENT REPORT CONTINUATION	Incident No: 1105897 /
-----------------------------------	--	---------------------------

that Mr. Obama was operating a MV while under the influence of alcohol.

I placed Obama under arrest and had Officer Goncalves transport him in to booking. I summoned Henry's tow service via dispatch.

Obama was booked without an incident. When asked if he wanted to make telephone call to arrange for bail, Obama stated, "I think I will call the White House." Obama was advised of his Statutory Right of Consent and was provided a copy there of. Obama stated that he wanted to take the BT test, and signed the consent form at 20:14. I finished processing Obama's prints during the 15 minutes prior to the BT. The test commenced at about 20:29 and concluded at 20:30. The results of the test were, .14, .14, .14

I provided Obama with his notice of suspension and a his citation #R0696913. Obama was charged with OUI Alcohol, Operating M.V. to endanger, and Failing to Yield the right of way.

Obama was held without bail due to an ICE detainer. I was advised by Dispatcher Gazerro, that the Detainer is slated for Deportation and Removal, not a Hearing in reference to Deportation.

Vehicle was impounded for 12 hours per Melanie's Law.

Respectfully,

Val J. Krishtal.

Investigating Officer: 263 KRISHTAL, VAL	Date: 08/24/11	Supervisor:	Date:
---	-------------------	-------------	-------

Date of Report: 08/24/11 19:19	Framingham Police Department Framingham, MA OFFENSE / INCIDENT REPORT CONTINUATION	Incident No: 1105897 /
-----------------------------------	--	---------------------------

Name: OBAMA, ONYANGO	Role: SUSPECT
Address:	

Employer Name: CONTI LIQUOR	Employer Address:	Phone: (work)
-----------------------------	-------------------	---------------

Date of Birth 06/03/1944	Inc Age 67	Sup Age N/A	Height 5'09	Weight 175	Race B	Sex M	Resident
File No: 103345	FBI No:	SID No:	Hair: BLK	Eyes: BRO	Cmplx	Build: MED	

Scars/Marks/Tattoos:

Investigating Officer: 263 KRISHTAL, VAL	Date: 08/24/11	Supervisor:	Date:
---	-------------------	-------------	-------

MASSACHUSETTS UNIFORM CITATION



TYPE OF CITATION

R0696913

DATE CITATION WRITTEN 02/11/17	AGENCY CODE PRP	OFFICER ID NUMBER 26340	COURT CODE	MOTOR VEH. OPER. <input type="checkbox"/> OWNER
MOTOR VEHICLE LICENSE NO. OF VIOLATOR 9788 7348 MAD	STATE MA	CLASS AD	CDL LICENSE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	RACE B
VIOLATOR NAME (Last) DRAMA	CITY/TOWN ANYANGO	DATE OF BIRTH 07/06/1974	SEX M	NON-INVENTORY MV SEARCH <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

VEHICLE MAKE TOYOTA	VEHICLE MODEL 4DR	VEHICLE COLOR GRAY	VEHICLE REGISTRATION <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
-------------------------------	-----------------------------	------------------------------	---

VIOLATION	CHAP/SEC/SUB	CRIM <input type="checkbox"/> CRIM <input type="checkbox"/> CIVIL	DESCRIPTION OF OFFENSE	ASSESSMENT	JUDGMENT	JUDGMENT DATE	COMMENT
A.	89B	<input checked="" type="checkbox"/> CRIM	Failure to Yield	\$			
B.	90/24D	<input checked="" type="checkbox"/> CRIM	Over 0.1% ALCOHOL	\$			
C.	90/4	<input checked="" type="checkbox"/> CRIM	Operator to Engage	\$			
D. SPEEDING	<input type="checkbox"/> 90/17 <input type="checkbox"/> 90/18	CIVIL	MPH IN MPH ZONE <input type="checkbox"/> POSTED <input checked="" type="checkbox"/> CLOCKED <input type="checkbox"/> NOT POSTED <input type="checkbox"/> RADAR <input type="checkbox"/> LIDAR <input type="checkbox"/> ESTIMATED	\$			

SPEEDING ASSESSMENTS INCLUDE A \$50 HEAD INJURY SURCHARGE

TOTAL DUE \$

DOCKET NUMBER

OFFICER CHECK ONE ONLY

ALL CIVIL INFRACTIONS (See instruction A on back)

CRIMINAL APPLICATION (See instruction B on back)

ARREST

WARNING (no action required by violator)

OFFICER CERTIFIES IN HAND TO VIOL. MAILED TO VIOL. IN HAND TO VIOLATOR'S AGENT

VIOLATOR/AGENT ACKNOWLEDGES RECEIPT OF CITATION

COURT ADDRESS

"PRESS HARD - You are making 5 copies."

Department of State Police - Office of Alcohol Testing

Implied Consent Report Form, Alcotest 7110 MKIII-C

FRAMINGHAM PD

Model / Lot Number	Serial Number	Certification Valid From	Certification Valid To
Instrument: <u>Alcotest 7110 MKIII-C</u>	<u>ARSA-0008</u>	<u>03/30/2011</u>	<u>03/30/2012</u>
Simulator: <u>CU34</u>	<u>DDFSFS3-0017</u>	<u>03/30/2011</u>	<u>03/30/2012</u>
Solution: <u>008064</u>	<u>0.155 %BAC</u>		<u>09/28/2011</u>

Test Date: 08/24/2011

Case/Incident #: 1105897

First Observed: 08/24/2011 08:14PM

Subject

Last Name: OBAMA
First Name, MI: O, O.
D.O.B.: 06/03/1944

D.L. State & Zip.: MA 01702-6901
Driver License No.: [REDACTED]
Social Security No.: _____

Breath Test Information

Function	Result %BAC	Time HH:MM	Volume Liters (L)	Duration Seconds (s)	Temperature Simulator (°C)
Air Blank Test	0.00%	08:29PM			
Subject Test 1	0.14%	08:29PM	1.9L	13.4s	
Air Blank Test	0.00%	08:30PM			
Calibration Test	0.14%	08:31PM			34.0°C
Air Blank Test	0.00%	08:31PM			
Subject Test 2	0.14%	08:32PM	2.2L	8.6s	
Air Blank Test	0.00%	08:33PM			

In accordance with Ch. 90 s. 24 the concentration of alcohol in the subject's breath is **0.14%** expressed in grams of ethanol per 100 milliliters of blood. The subject has a right to obtain a comparison blood test by a person or physician at their request and at their expense. Results of the blood test can be used to restore a subject's license at a court hearing.

Breath Test Operator

Last Name: KRISHTAL
First Name, MI: VAL, J.
Cert. Valid From: 05/12/2011

Operator ID Number: 1083
Certification Valid To: 05/12/2014

Signature: _____

Signature Date: 08/24/2011

I, the undersigned, hereby acknowledge the receipt of this test.

Signature of Person who provided the breath sample.

Subject refused to sign.

File No. 013736846

Date: 08/24/2011

DR# 00144052

Booking # 1105897

To: (Name and Title of Institution) Framingham Police Department 1 William Welch Way Framingham, MA 01702 Or Any Subsequent Law Enforcement Agency	From: (ICE Office Address) Immigration & Customs Enforcement 10 New England Executive Park Burlington, MA 01803 7813597500
---	---

Name of alien: ONYANGO,OBAMA OKECH

Date of birth: 10031945

Nationality: KENYA

Sex: M

You are advised the action noted below has been taken by U.S. Department of Homeland Security concerning the above named inmate of your institution:

- Investigation has been initiated to determine whether this person is subject to removal from the United States.
- A Notice to Appear or other charging document initiating removal proceedings, a copy of which is attached, was served on _____.
- A Warrant of Arrest in removal proceedings, a copy of which is attached, was served on _____.
- Deportation or removal from the United States has been ordered.

It is requested that you:

Please accept this notice as a detainer. This is for notification purposes only and does not limit your discretion in any decision affecting the offender's classification, work and quarters assignments, or other treatment which he or she would otherwise receive.

Under Federal regulation 8 CFR § 287.7, DHS requests that you maintain custody of this individual for a period not to exceed 48 hours (excluding Saturdays, Sundays, and Federal holidays) to provide adequate time for DHS to assume custody of the alien. Please notify this Office at least 30 days prior to this inmate's release by calling _____ during business hours or _____ after hours in an emergency.

Please complete and sign the bottom block of the duplicate of this form and return it to this office. A self-addressed stamped envelope is enclosed for your convenience. Please return a signed copy via facsimile to _____

Return fax to the attention of your local field office.

Notify this office of the time of release at least 30 days prior to the release or as far in advance as possible.

Notify this office in the event of the inmate's death or transfer to another institution.

Please cancel the detainer previously placed by this Service on _____

Dennis D Walker

(Signature of ICE official - on file)

Immigration Enforcement Agent

(Title of ICE official)

Receipt acknowledged: 00144052

Date of latest conviction _____ Latest conviction charge: _____

Estimated release date: _____

Signature and title of official: _____

Framingham Police Booking Report Page 2

Incident # 1105897

OBTN/Booking # 0064796

Name OBAMA, ONYANGO

DOB 06/03/1944



Remarks:

I hereby acknowledge that the following property / money was taken from me and that I have been advised that I have the right to use the telephone within 1 hour of arrival:

Cash: 231.00 Property: CHAIN;KEYS;BELT;KEYS WITH KNIFE

O. Onyango

V. E. Stuart

Name

Booking Officer STUART, VINCENT E

I hereby acknowledge that the money/property listed above was returned to me.
Property taken at booking which is not claimed after 30 days from today may be disposed of at public auction. Please promptly reclaim your property

Signature from Defendant that their property was returned

Officer Releasing Prisoner

Release Date & Time	Bail Commissioner	
Released to:	Cell # <i>9</i>	<i>Sheehan</i> WMS/Q1/BOP/Q5

NOTICE OF SUSPENSION FOR A CHEMICAL TEST FAILURE

BAC .08 or Greater (.02 or Greater for Operator Under 21)

OPERATOR INFORMATION

LICENSE NO: [REDACTED] LICENSE STATE & ZIP: MA 01702-6901
OPERATOR: O O. OBAMA
ADDRESS: [REDACTED]
DATE OF BIRTH: [REDACTED] GENDER/SEX: MALE

NOTICE OF SUSPENSION

This is your formal notice of the intent to suspend your license or right to operate under M.G.L. Ch. 90, Sec. 24 (1)(f)(2). This suspension is for 30 days. Operators under 21 years of age will incur an additional 180 day to one year suspension under M.G.L. Ch. 90 s. 24P. The suspension will occur **immediately**. No hardship licenses are authorized by law during this period of suspension, unless you are eligible for a first offenders disposition and your case has been resolved under M.G.L. c. 90 s. 24D.

ADDITIONAL NOTICE TO INDIVIDUALS OPERATING A VEHICLE REQUIRING A COMMERCIAL DRIVERS LICENSE

In addition to the above suspension, if you are operating a vehicle requiring a CDL license and your blood alcohol content is .04 or above, you will be disqualified from operating for a period of not less than one year, or up to life. There is no hardship license available for this period of time.

OPERATOR'S RIGHT TO A HEARING

M.G.L. Ch. 90, Sec. 24 (1)(g) reads, in part: "Any person whose license, permit, or right to operate has been suspended under subparagraph (2) of paragraph (f) on the basis of chemical analysis of his breath may within ten days of such suspension request a hearing and upon such request shall be entitled to a hearing before the court in which the underlying charges are pending, or if the individual is under the age of 21 and there are no pending charges, in the district court having jurisdiction where the arrest occurred, which hearing shall be limited to the following issue: whether a blood test was administered pursuant to paragraph (e) within a reasonable period of time after such chemical analysis of his breath, shows that the percentage, by weight, of alcohol in such person's blood was less than eight one-hundredths or, relative to such person under the age of twenty-one was less than two one-hundredths."

The officer below hereby certifies that they have served the operator with this notice and has submitted an electronic notification of this transaction to the Registry of Motor Vehicles.

Officer's Name: VAL J. KRISHTAL
Issuing Police Department: FRAMINGHAM PD

Date: 08/24/2011
Phone: 508-872-1212

File No. 013736846

Date: 08/24/2011

DR# 00144052

Booking # 1105897

To: (Name and Title of Institution)
Framingham Police Department
1 William Welch Way

Framingham, MA 01702
Or Any Subsequent Law Enforcement Agency

From: (ICE Office Address)
Immigration & Customs Enforcement
10 New England Executive Park

Burlington, MA 01803
7813597500

Name of alien: ONYANGO,OBAMA OKECH

Date of birth: 10031945

Nationality: KENYA

Sex: M

You are advised the action noted below has been taken by U.S. Department of Homeland Security concerning the above named inmate of your institution:

- Investigation has been initiated to determine whether this person is subject to removal from the United States.
- A Notice to Appear or other charging document initiating removal proceedings, a copy of which is attached, was served on _____.
- A Warrant of Arrest in removal proceedings, a copy of which is attached, was served on _____.
- Deportation or removal from the United States has been ordered.

It is requested that you:

Please accept this notice as a detainer. This is for notification purposes only and does not limit your discretion in any decision affecting the offender's classification, work and quarters assignments, or other treatment which he or she would otherwise receive.

Under Federal regulation 8 CFR § 287.7, DHS requests that you maintain custody of this individual for a period not to exceed 48 hours (excluding Saturdays, Sundays, and Federal holidays) to provide adequate time for DHS to assume custody of the alien. Please notify this Office at least 30 days prior to this inmate's release by calling _____ during business hours or _____ after hours in an emergency.

Please complete and sign the bottom block of the duplicate of this form and return it to this office. A self-addressed stamped envelope is enclosed for your convenience. Please return a signed copy via facsimile to _____.

Return fax to the attention of your local field office.

Notify this office of the time of release at least 30 days prior to the release or as far in advance as possible.

Notify this office in the event of the inmate's death or transfer to another institution.

Please cancel the detainer previously placed by this Service on _____.

Dennis D Walker

(Signature of ICE official - on file)

Immigration Enforcement Agent

(Title of ICE official)

Receipt acknowledged: 00144052

Date of latest conviction: _____ Latest conviction charge: _____

Estimated release date: _____

Signature and title of official: _____

Informational Release- Arrest of Onyango Obama

On August 24, 2011 at approximately 19:05hrs. Framingham Police Officer Val Krishtal operating an unmarked police cruiser stopped a white Mitsubishi SUV, Ma registration [REDACTED] for failure to yield to oncoming traffic at the intersection of South St. and Waverly St.

The operator was identified as Onyango Obama (6-3-44). Officer Krishtal believed Mr. Obama had red and glassy eyes with slurred speech and a strong odor of alcohol and appeared unsteady on his feet.

Mr. Obama stated to Officer Krishtal that he consumed two beers.

Officer Krishtal conducted several field sobriety tests at the scene and determined that Mr. Obama failed the tests and was arrested for Operating under the influence of alcohol, failure to yield and operating motor vehicle to endanger.

Mr. Obama was held without bail on an Immigration and Customs Enforcement Detainer.

