

NEW YORK STATE POLICE

MEMORANDUM

TROOP F STATION Middletown

DATE August 16, 2016

TO: Deputy Superintendent Stephen J. Smith, Field Command
Attn: Major, Division Traffic

FROM: Major Joseph A. Tripodo, Troop Commander

**SUBJECT: TROOP CAR ACCIDENT – 04/18/16
TROOPER JASON J. LEWIS**

Reference is made to the attached self-explanatory investigative report regarding the above subject.

I have reviewed this accident and it is my opinion that it was preventable.

However, on August 9, 2016 First Deputy Superintendent Patricia M. Groeber formally censured Trooper Lewis, in addition to deducting three (3) days of annual leave from his leave accruals, in connection with this accident. Therefore, the matter is considered closed at Troop with no further action being taken.

A copy of the First Deputy Superintendent's Censure is attached.

Attach.

NEW YORK STATE POLICE

MEMORANDUM

Troop F Station Middletown

Date June 20, 2016

To: Trooper Jason J. Lewis, SP Middletown - HTF
From: Major Joseph A. Tripodo, Troop F Commander
Subject: **DIVISION VEHICLE ACCIDENT – 04/18/16**

The investigation into this matter has been completed. It has been determined that this Troop Car Accident was preventable on your part.

On August 9, 2016, First Deputy Superintendent issued a letter of censure and imposed a penalty of three (3) vacation days in connection with this accident.

Therefore, the matter is closed with no further action being taken.

CC: Division HQ
Zone 2 Commander
Personnel File

NEW YORK STATE POLICE

MEMORANDUM

TROOP F STATION Middletown

DATE August 16, 2016

TO: Major Joseph A. Tripodo, Troop Commander

FROM: T/Sergeant Scott Mohl, Troop Traffic Supervisor *JCM*

**SUBJECT: TROOP CAR ACCIDENT – 04/18/16
TROOPER JASON J. LEWIS, SP MIDDLETOWN - HTF**

Reference is made to the attached self-explanatory investigative report regarding the above subject.

I have reviewed this accident and it is my opinion that it was preventable.

The primary cause of this accident was following too closely.

Attach.

NEW YORK STATE POLICE**MEMORANDUM**Troop F Station SP MonroeDate June 23, 2016**To: Major Joseph A. Tripodo, Troop Commander, Troop F****From: Lieutenant Hector L. Hernandez** *HLH***Subject: DIVISION VEHICLE ACCIDENT - PIAA - 2F89
TROOPER JASON J. LEWIS - EOD 05/19/02 - SP MIDDLETOWN - HTF**

Reference is made to AMS Message # [REDACTED] SP Middletown, dated April 18, 2016, and the attached Genl. 84 Investigation Report of Sergeant/Station Commander AL I. SHAMAH, SP Middletown, dated May 4, 2016, regarding the above-captioned subject.

I have reviewed the above referenced report of Sergeant/SC SHAMAH and discussed this matter with him. I also conducted my own independent inquiry into the circumstances and actions of Trooper LEWIS on this day, which resulted in him being involved in this collision. I concur with Sergeant/SC SHAMAH's results, finding it to be properly submitted. On April 18, 2016, Trooper JASON J. LEWIS was working a 1-5 shift out of SP Middletown HTF and operating Division vehicle 2F89. At approximately 10:10AM, with emergency lights and siren activated, Trooper LEWIS attempted to stop a motorcycle (V-2) on State Route 17 eastbound in the Town of Goshen. The operator of V-2 failed to comply and then aggressively slowed down in an attempt to enter a marked U-turn. 2F89 was behind V-2 and struck the rear portion of V-2. 2F89 sustained damage to the front bumper. Trooper LEWIS was wearing his seatbelt and was not injured.

Investigation into this matter determined that the direct cause of the accident was the actions of the operator of V-2, who continued to evade being taken into custody and made an illegal U-turn directly in front of 2F89. I recommend that the accident be classified as "non-preventable" on the part of Trooper LEWIS and no further administrative action be taken.

Attachment

NEW YORK STATE POLICE**MEMORANDUM**Troop F Station SP MiddletownDate May 04, 2016**To: Major Joseph A. Tripodo, Troop Commander, Troop F****From: Sergeant/SC Al Shamah AS****Subject: DIVISION VEHICLE ACCIDENT - PIAA - 2F89
TROOPER JASON J. LEWIS – APRIL 18, 2016**

Reference is made to Administrative Message Report # [REDACTED] SP Middletown, dated April 18, 2016, and attached Investigative Report, subject as captioned above, dated May 04, 2016. The operator of the motorcycle, [REDACTED] DOB [REDACTED] attempted to perform an illegal U-turn on State Route 17 in the Town of Goshen in an attempt to flee. Trooper LEWIS entered the U-turn and was unable to decrease the speed of the troop car and subsequently was unable to avoid striking the motorcycle in a side-swipe accident.

Investigation into this matter revealed Trooper LEWIS was in Emergency Operation, and that during the pursuit Trooper LEWIS did everything reasonable to avoid the collision. The operator of the motorcycle in an effort to continue to evade, attempted to make an illegal U-turn prior to the accident. Based on this conclusion, it is recommended that this accident be classified as "Non-Preventable" on Trooper LEWIS'S part.

Case closed by investigation.


NEW YORK STATE POLICE

Enclosure #1

MEMORANDUM

Troop F Station SP MIDDLETOWNDate May 30, 2016

To: Major Joseph A. Tripodo; Troop Commander, Troop F

From: Trooper Jason J. Lewis Subject: DIVISION VEHICLE ACCIDENT – 2F89
TROOPER JASON J. LEWIS – APRIL 18, 2016

Member was ordered by SERGEANT/SC AL SHAMAH to write a memorandum regarding a TROOP CAR ACCIDENT. "I was advised of my rights to representation pursuant to Article 16.2 of the contract by Sgt/SC SHAMAH on April 23, 2016.

On April 18, 2016 at approximately 10:10am, I was working a 1-5 shift operating 2F89 and assigned to post 670. I was sitting stationary on State Route 17 in the Town of Wallkill when I observed a yellow motorcycle traveling eastbound in the passing lane with no visible rear license plate. I safely entered eastbound traffic and observed the motorcycle from a distance accelerate at a high speed reaching 145mph, which was verified by my Stalker Radar. I radioed to any available units east of my location and was answered back by several units. I advised that the motorcycle was approaching the Philipsburg overpass over triple digits and I was told by Tpr's JAMES BRIENZA and JOSEPH VOUSDEN that they were east of my location. Shortly after I observed the motorcycle slow down in the passing lane. I then witnessed the motorcycle enter the u-turn abruptly, at which time the inertia from my troop car with full braking capacity resulted in troop car and motorcycle coming in contact with each other. Contact was made in the u-turn due to the operator of the motorcycle trying to evade all State Police units. The driver of the motorcycle fell off and came to rest on the grass. I exited my troop car and rendered medical attention to the motorcycle driver with the assistance of Tpr's BRIENZA and VOUSDEN. I observed a foot injury and contacted Sp Middletown Communications to dispatch an ambulance and have a Sergeant respond to my location.

NEW YORK STATE POLICE

Enclosure # 2

MEMORANDUM

Troop F Station SP Middletown

Date April 18, 2016

To: Major Joseph A. Tripodo, Troop Commander, Troop F

From: Trooper Joseph C Vousden III *JCV*

Subject: DIVISION VEHICLE ACCIDENT -- 2F89
TROOPER JASON J. LEWIS -- APRIL 18, 2016

Member was advised to write this memorandum by Sergeant S/C AL I. SHAMAH concerning Motorcycle pursuit. Member was advised of his rights pursuant to Article 16.2 of the contract. Member does not waive these rights and provides the following written account.

On April 18, 2016 I was working an assigned B-line in the Town of Goshen on State Route 17 near the exit 122a work zone in marked unit F107. At approximately 10:10 am I heard Trooper JASON J. LEWIS advise on channel 2 that he was attempting to stop a yellow motorcycle traveling eastbound near exit 121 area for traveling in excess of 100 miles an hour. I then set up stationary in the U-turn just east of the Phillipsburg Road overpass along with Trooper JAMES V. BRIENZA who was in marked unit F108. We then visually observed the yellow motorcycle approaching us eastbound at a high rate of speed in the left lane. Myself and Trooper BRIENZA then entered the roadway in an attempt to get up to speed. Due to the high rate of speed of the motorcycle it approached us rapidly and I then observed the motorcycle attempt to make a left turn into the U-turn. I then observed marked unit 2F89 directly behind the motorcycle attempt to stop at which point it struck the motorcycle which cause it to land on its side in the center median. I then exited my vehicle and myself, Trooper LEWIS and Trooper Brienza placed the subject in handcuffs.

NEW YORK STATE POLICE

Enclosure # 3

MEMORANDUMTroop FStation SP MIDDLETOWNDate April 18, 2016

To: Major Joseph A. Tripodo, Troop Commander, Troop F

From: Trooper James V. Brienza *JB*

Subject: DIVISION VEHICLE ACCIDENT – 2F89
TROOPER JASON J. LEWIS – APRIL 18, 2016

Member was ordered by Sergeant/Station Commander AL I. SHAMAH to write this memorandum concerning motorcycle pursuit. Member was advised of his rights pursuant to Article 16.2 of contract. Member does not waive these rights and provides the following written account.

On April 18, 2016 while being assigned a shift from 6:00am to 2:00pm in and around the work zone on State Route 17 in the Town of Goshen in marked State Police unit F108. During that shift at approximately 10:10am I heard a transmission on channel 2 (car to car) from 2F89 operated by Trooper JASON J. LEWIS requesting assistance with a yellow motorcycle traveling eastbound on State Route 17, just west of my location at a high rate of speed. While in the U-turn just east of the Phillipsburg Road overpass I was joined by Trooper JOSEPH C. VOUSDEN operating marking State Police unit F107. When Trooper VOUSDEN and I made visual contact with aforementioned yellow motorcycle and 2F89 traveling under the Phillipsburg overpass, Trooper VOUSDEN and myself entered the roadway from U-turn both heading eastbound to assist Trooper LEWIS. I observed motorcycle attempt to slow down quickly and enter the U-turn we had just exited. I observed 2F89 following the motorcycle and the collision occurred. As a result of the collision the operator of motorcycle was ejected and landed in the center median. Trooper VOUSDEN, Trooper LEWIS, and myself exited vehicles and placed operator into custody.

| | | | | | | | | | | | | | | |
|---|--|---------|--|-------------------------------|---|-------|-----------------------------|------------|--|---|---|---|---------------|--|
| U F | 2 STATION SP MIDDLETOWN-HTF | | 2A T2S F225 | | NEW YORK STATE POLICE INVESTIGATION REPORT | | | | B C I | 3 STATION | | 3A T2S | | |
| | 4 CASE NO | | 1 TROOP | | | | | | | F | | 5 CASE NO | | |
| C O M P L A I N T | C-1 | | 6 COMPLAINANT LAST NAME | | | FIRST | | | MIDDLE | | | 7 DOB | | |
| | 8 ADDRESS | | | | | | | | | | COUNTY | | 9 PHONE | |
| | 10 EMPLOYER | | | | ADDRESS | | | | 10A OCCUPATION | | | | 10B BUS PHONE | |
| | 11 PLACE OF OCCURRENCE - SPECIFIC LOCATION STATE ROUTE 17 EXIT 122A | | | | | | | | 11A COUNTY ORANGE | | | | | |
| | 11B C-T-V T/GOSHEN | | 11C C-T-V CODE F3655 | | 12 DATE OCCURRED 04/18/16 | | TIME OCCURRED 10:10 AM | | 13 DATE REPORTED 04/18/16 | | TIME REPORTED 10:11 AM | | | |
| 14 OWNER IF OTHER THAN COMPLAINANT | | | | ADDRESS | | | | 15 WEATHER | | <input type="checkbox"/> CLEAR <input type="checkbox"/> RAIN <input type="checkbox"/> SLEET | | <input checked="" type="checkbox"/> CLOUDY <input type="checkbox"/> FOG <input type="checkbox"/> SNOW | | |
| C A S E D A T A | 16 CHARACTER OF CASE DIVISION VEHICLE ACCIDENT - PERSONAL INJURY | | | | | | 17 COUNTS 1 | | 18 CASE NO. 6855241 | | 19 C.C. CODE MVE5055 | | | |
| | 30 CODE: STOLEN (S) USED IN CRIME (C) CRIM. MISCH (M) RECOVERED (R) EVIDENCE (E) GENL. 2 (A) TERM. MSG (T) OTHER (O) | | | | | | | | | | 21 MONETARY VALUE | | | |
| | P-1 | | | | | | | | | | ID - SERIAL NUMBER | | | |
| | V-1 <input type="checkbox"/> USED IN CRIME <input checked="" type="checkbox"/> ACC. MV <input type="checkbox"/> ACC. NON - MV <input type="checkbox"/> SUSPECT <input type="checkbox"/> CRIM. MISCH <input checked="" type="checkbox"/> STOLEN <input type="checkbox"/> RECOVERED <input type="checkbox"/> OTHER (O) | | | | | | | | | | | | | |
| V E H | DESCRIPTION - MAKE AUTO/FORD CVPI/ODOMETER 138,885 VAN 100187 | | | | | | YR MFG 2010 | | REG. NO. 2F89 | | STATE NY | | | |
| | COLOR BLUE/GOLD | | BODY - MODEL 4DSD | | VIN - ID NO. 2FABP7BV6AX118598 | | STOLEN MV - KEY IN IGNITION | | <input type="checkbox"/> YES <input type="checkbox"/> NO | | RECOVERED - RUNNING CONDITION | | | |
| W E A P O N | W-1 <input type="checkbox"/> USED IN CRIME <input type="checkbox"/> LAWFUL SURRENDER <input type="checkbox"/> UNLAWFUL POSS. <input type="checkbox"/> STOLEN <input type="checkbox"/> OTHER | | | | | | | | | | | | | |
| | <input type="checkbox"/> REVOLVER <input type="checkbox"/> PISTOL <input type="checkbox"/> RIFLE <input type="checkbox"/> SHOTGUN <input type="checkbox"/> OTHER | | MAKE - TYPE MODEL | | CAL - GA | | NAME OF OWNER OR LICENSEE | | | | | | | |
| | SERIAL NO. | | UNLOADED <input type="checkbox"/> LOADED <input type="checkbox"/> | | ADDRESS | | LICENSE NO. | | DATE ISSUED | | | | | |
| D O C U M E N T | D-1 | | KIND OF DOCUMENT | | | | NAME OF RECEIVER | | | | REASON <input type="checkbox"/> NO ACCT <input type="checkbox"/> ACCT CLSD <input type="checkbox"/> INSUFF FUNDS <input type="checkbox"/> FORGERY | | | |
| | NAME OF MAKER - ID OR ADDRESS GIVEN | | | | | | | | | | IDENTIFIABLE <input type="checkbox"/> YES <input type="checkbox"/> NO | | | |
| | BANK DRAWN ON - ADDRESS | | | | | | DOC NO. | | PHOTO - SUSPECT <input type="checkbox"/> YES <input type="checkbox"/> NO | | | | | |
| D A M | 24 DESCRIBE OR LIST PHYSICAL DAMAGE OR ANY OTHER LOSS V-1 FRONT BUMPER | | | | | | | | | | 2,602.34 | | | |
| | V-2 FRONT FENDER, SCRAPES ON SIDE OF BIKE | | | | | | | | | | | | | |
| D I S P O | INSUR | | PROPERTY INSURED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | NAME OF INSURER V-1: SELF INSURED | | | | AMOUNT OF INSURANCE FULL | | 27 TOTAL VALUE 2,602.34 | | | |
| | NO. | | DATE | | DESCRIPTION | | | | | | | | | |
| V-1 | | 4 18 16 | | TOWED BY T&C TO SP MIDDLETOWN | | | | | | | | RETENTION DESTROY | | |
| V-2 | | 4 18 16 | | TOWED BY T&C TO SP MIDDLETOWN | | | | | | | | | | |
| W I T N E S S | WT-1 | | NAME (LAST, FIRST MIDDLE) - ADDRESS VOUSDEN III, JOSEPH C., TROOPER SP MIDDLETOWN - TIM | | | | | | AGE | | DOB | | | |
| | WT-2 | | BRIENZA, JAMES V., TROOPER SP MIDDLETOWN - TIM | | | | | | | | | | | |
| | | | | | | | | | | 30A | | 5 04 16 | | |
| REPORT DATE | | | | | | | | | | | | | | |

NEW YORK STATE POLICE INVESTIGATION REPORT

CODE: ASSAULT (A)
HOMICIDE (H)
SUICIDE (S)
ATTEMPTED SUICIDE (AS)

NATURAL DEATH (ND)
ACCIDENT VICTIM (AV)
OTHER (O)

| | | | | | | | | |
|---------------|---|-----------------------------|---------------------------|---|---|-----|--|--|
| VICTIM | S-1 | CODE: AV | NAME (LAST, FIRST MIDDLE) | ADDRESS | SEX: M | AGE | DOB | |
| | NATURE OF INJURIES: COMPOUND FRACTURE R LEG | | | | HOSPITAL AND/OR PHYSICIAN: ORANGE REGIONAL MEDICAL CENTER | | | |
| | DATE OF DEATH | CORONER OR MEDICAL EXAMINER | | AUTOPSY: YES <input type="checkbox"/> NO <input type="checkbox"/> | PATHOLOGIST | | KIN NOTIFIED: YES <input type="checkbox"/> NO <input type="checkbox"/> | |
| S-2 | CODE: | NAME (LAST, FIRST MIDDLE) | ADDRESS | SEX | AGE | DOB | | |
| S-3 | CODE: | NAME (LAST, FIRST MIDDLE) | ADDRESS | SEX | AGE | DOB | | |

| | | | | | | | |
|--------------|------------|---------|--|---|--------|-----|-----|
| TITLE | T-1 | CODE: O | NAME (LAST, FIRST MIDDLE): LEWIS, JASON J. | ADDRESS - ALIAS: TROOPER, SP MIDDLETOWN - HTF, EOD 05/24/02 | SEX: M | AGE | DOB |
| | T-2 | CODE: D | | | SEX: M | AGE | DOB |
| | T-3 | | | | | | |
| | T-4 | | | | | | |
| | T-5 | | | | | | |
| | T-6 | | | | | | |
| | T-7 | | | | | | |

| | | | | | | | | | |
|---------------|--------------------------------|------|----|----|------|------|-------|---------|-------------|
| WANTED | TITLE NO. | RACE | HT | WT | HAIR | EYES | CRIME | SECTION | LAW |
| | JUDGE - NAME ADDRESS AND TITLE | | | | | | | COUNTY | DATE ISSUED |

| | | | | | | | | | | | | | | | |
|----------------|------|-----------------|-----|------|------|---------|---------------|---------------|------|---------------|------------------------------|--------------------------------|---|--------------------------------|-------------------------------|
| INQUIRY | DCJS | MESSAGES | NO | FILE | DATE | STATION | CANCEL | NO | DATE | STATUS | <input type="checkbox"/> C/A | <input type="checkbox"/> C/EC | <input checked="" type="checkbox"/> C/INV | <input type="checkbox"/> C/JNF | <input type="checkbox"/> OPEN |
| | NOIC | | AMS | 4 | 18 | 16 | | SP MIDDLETOWN | | | | <input type="checkbox"/> OTHER | | | |

| | | | | |
|------------|---|---------------------------|---|---|
| ID | PHOTOS TAKEN: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> | BY WHOM: SGT/SC AL SHAMAH | DUSTED FOR LATENT PRINTS: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | BY WHOM: |
| OA | NAME AND ADDRESS OF AGENCY NOTIFIED OR REQUESTED: | | RESPONDED: YES <input type="checkbox"/> NO <input type="checkbox"/> | IF YES, NAME OF PERSON IN CHARGE - IF NO NAME OF PERSON NOTIFIED: |
| SLA | NAME(S) OF LICENSEE(S): | | BUSINESS NAME: | LIC NO.: |

| | | | | |
|-------------------|---|---|---|---------------------------------|
| SO L F A C | YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> | WITNESS TO CRIME | YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | PROPERTY TRACEABLE/IDENTIFIABLE |
| | YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> | IDENTIFICATION/DESCRIPTION OF SUSPECT/VEHICLE | YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | DISTINCTIVE/SIGNIFICANT MO |
| | YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | SIGNIFICANT PHYSICAL EVIDENCE | YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | SIGNIFICANT COMMUNITY INTEREST |

| | | |
|-------------------|---|------------------------------------|
| ENCLOSURES | ENCLOSURE #1 GENL 7 TROOPER JASON LEWIS | ENCLOSURE #8 VEHICLE ESTIMATE 2F89 |
| | ENCLOSURE #2 GENL 7 TROOPER JOSEPH VOUSDEN | |
| | ENCLOSURE #3 GENL 7 TROOPER JAMES BRIENZA | |
| | ENCLOSURE #4 GENL 34D AND PHOTOS | |
| | ENCLOSURE #6 AMS MESSAGE | |
| | ENCLOSURE #7 GENL 91 VEHICLE PURSUIT REPORT | |
| | ENCLOSURE #8 MV104A, MV104L | |

| | | | | | | | | | |
|------------|---|---------------|-------------|-----------------|------------------------|--------------|------------|------------|------------|
| SUM | COMPLAINANTS: 0 | PROPERTIES: 0 | VEHICLES: 2 | WEAPONS: 0 | DOCUMENTS: 0 | WITNESSES: 2 | VICTIMS: 0 | TITLES: 2 | WANTEDS: 0 |
| 42 | SIGNATURE AND RANK: <i>[Signature]</i> , Sgt/Sc | | | SHIELD NO: 3606 | 43 SIGNATURE AND RANK: | | | SHIELD NO: | |
| 42A | STATION: SP MIDDLETOWN | | | 42B CASE NO: | 43A STATION: | 43B CASE NO: | | APPROVED: | |

NEW YORK STATE POLICE

CONTINUATION SHEET

| | |
|------------|--------------------------|
| TROOP F | STATION SP MIDDLETOWN |
|------------|--------------------------|

COMPLAINANT - LAST NAME, FIRST, MIDDLE

CASE NO.

Box #22:

V-1: 2F89, VAN 100187, RIN/2F89

V-2: NY Registration [REDACTED] 2009 Yamaha Motorcycle, Color Yellow, VIN: JYARN23Y19A001652

Box #26

V-2 Insurance: 036, Unknown Company

1. On April 18, 2016 at approximately 10:11 am, I was contacted by SP Middletown Communications advising me that there was an incident, located on State Route 17 eastbound near exit 122A in the Town of Goshen in the area of MPM 365. The incident was a Troop Car PIAA involving a motorcycle. I advised Captain BRENDAN CASEY and was assigned to investigate.

2. On April 18, 2016, at approximately 10:15 am, I arrived on scene of the incident. State Route 17 is a four lane highway. The weather was cloudy and the driving surface was dry, in addition the traffic was heavy. Upon my arrival both vehicles remained in position after the conclusion of the pursuit.

3. On April 18, 2016, I interviewed Trooper JASON LEWIS on scene. He advised me that he was working a scheduled 1-5 shift out of SP Middletown-HTF, operating marked Division vehicle 2F89 (V-1). At approximately 10:10 am, he was conducting radar enforcement on State Route 17 when he observed a motorcycle traveling east bound without a rear license plate. Trooper LEWIS attempted to stop the operator, however the operator failed to comply and the pursuit was initiated. Trooper LEWIS broadcasted on car to car (channel 2) to advise any additional units that were east of his position. Two TIM units advised Trooper LEWIS that they were located east of his position and would set up at the next marked U-turn located just west of exit 122A. Nearly at the same time the operator of the motorcycle was approaching the U-turn and both Tim units pulled out onto State Route 17 in an effort to slow the operator. The motorcycle operator then attempted to enter the marked no U-turn and while aggressively slowing down was struck in the right side and rear of the motorcycle by V-1 in a sideswipe collision. Trooper LEWIS was advised to complete a GENL 7 memorandum, which is attached to this report as enclosure #1.

4. On April 18, 2016 I interviewed Troopers JOSEPH VOUSDEN (TIM unit F107) and JAMES V. BRIENZA (TIM unit F108) who witnessed and assisted the pursuit as well as assisting with the arrest of CHARLES FRANKLIN. Trooper VOUSDEN and BRIENZA stated they first heard on channel 2 (car to car) there was a motorcycle coming in their direction described as yellow motorcycle given by Trooper LEWIS. Trooper VOUSDEN was in contact with Trooper JAMES BRIENZA and both units took up a position in the marked U-turn located on State Route 17 facing westbound to monitor the eastbound traffic. Both Troopers VOUSDEN and BRIENZA observed in the distance a yellow motorcycle coming in their direction and both units pulled out of the U-turn in an effort to slow the traffic down. As Trooper VOUSDEN and BRIENZA pulled out of the marked U-turn they noticed the operator of the motorcycle attempt to execute a U-turn by entering into the marked no U-turn area. Trooper LEWIS was unable to slow as fast as the motorcycle and collided with the rear of the motorcycle. The motorcycle then came to rest against a signpost and the operator who was lying next to the motorcycle was placed in handcuffs. Both troopers VOUSDEN and BRIENZA were advised to complete a GENL 7 memorandum and is attached to this report as enclosure #2 and #3 respectively.

5. On April 18, 2106 I photographed the vehicles and scene. A GENL 34D was completed and is attached to this report as enclosure #4.

6. On April 18, 2016 Z/Sgt DAVID SCOTT responded to Orange Regional Medical Center and attempted to interview the operator of V-2 [REDACTED] stated that he is retaining counsel, does not want to give a statement, and does not want to sign a release for his medical records.

7. On April 18, 2016, at SP Middletown, I sent AMS message # [REDACTED]. A copy is attached to this report

RCM

as enclosure #5.

8. On April 22, 2016 I completed a GENL 91 Vehicle Pursuit Report. A Copy is attached to this report as enclosure #6.

9. On May 16, 2016, I completed an MV-104A and MV-104L. A copy is attached to this report as enclosure #7.

10. On June 1, 2016 I received vehicle estimate of damages for 2F89. A copy is attached to this report as enclosure #8.

CLOSED BY INVESTIGATION.

VEHICLE PURSUIT REPORT

DIRECTIONS: **Member:** Complete and submit by end of shift to Supervisor who monitored the pursuit.
Supervisor: Review for completeness and sent through Channels to Zone Headquarters within 3 days of pursuit. Attach File 3, if applicable.

MEMBER INFORMATION

| | | | | | |
|---|------------------|------------------|----------------|------------------------------------|----------------------|
| Member involved - Name, Rank: Jason J Lewis - Trooper | Shield#: 3020 | EOD: 05/19/02 | T/Z/S: F225 | Station/Detail: Middletown- HTF | Vehicle RIN: 2F89 |
| Other Division Members Involved (Include Passengers) - Name, Rank & Vehicle RIN: James Brienza - Trooper F108, Joseph C Voudsen III - Trooper F107 | | | | | |
| Supervisor Notified of Pursuit - Name, Rank & Station: Al Shamah - Sgt/SC, SP Middletown | | | | | |
| Other Agencies Involved in Pursuit: (Include Names/ Car Numbers If Available) N/A | | | | | |

PURSUIT INFORMATION

| | | | | | |
|--|--------------------|---|-------------------------|---|--|
| Date: 04/18/16 | Tour: 1-5 A B C | Time Started: 10:08 am | Time Ended: 10:10 am | Distance Traveled: Approx. 3 Miles | Est. Speed of Pursued Vehicle: 100 - 145MPH |
| Reason for Initiating Pursuit: <input checked="" type="checkbox"/> VTL <input type="checkbox"/> Penal Law <input type="checkbox"/> Other Specify _____ | | Weather Conditions: <input checked="" type="checkbox"/> clear <input type="checkbox"/> raining <input type="checkbox"/> snow <input type="checkbox"/> fog/mist <input type="checkbox"/> other _____ | | Light Condition: <input checked="" type="checkbox"/> daylight <input type="checkbox"/> dawn <input type="checkbox"/> dusk <input type="checkbox"/> darkness | |
| Road Condition: <input checked="" type="checkbox"/> dry <input type="checkbox"/> wet <input type="checkbox"/> snow/ice <input type="checkbox"/> other _____ | | | | | |
| Type of Area: (Choose one or more) <input type="checkbox"/> Residential <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Industrial <input type="checkbox"/> Urban <input type="checkbox"/> Rural <input type="checkbox"/> Other (Specify) _____ | | | | | |
| Location Pursuit Commenced: ST RT 17 E/B T/Walkill | | | | | County: Orange |
| Location Pursuit Ended: ST RT 17 E/B T/Goshen | | | | | County: Orange |
| Emergency Lights Used: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A | | Emergency Siren Used: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A | | Spike Belt Tire Deflator Used: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Specify Type _____ | |
| Was Pursuit Vehicle Video Equipped? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | Was Pursuit Videotaped? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | | |

OPERATOR INFORMATION

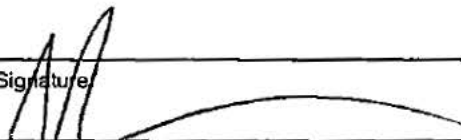
| | | | | |
|--|----------------------|-----------------------|---|------------------------------|
| Vehicle Plate #: [REDACTED] | License State: NY | Vehicle Year: 2009 | Vehicle Make/Model: YAMAHA | # Of Occupants: 1 |
| Driver Age: (Estimate if not Identified) <input type="checkbox"/> <16 <input type="checkbox"/> 16-17 <input type="checkbox"/> 18-25 <input checked="" type="checkbox"/> 26-35 <input type="checkbox"/> 36-45 <input type="checkbox"/> 46-55 <input type="checkbox"/> > 55 | | | Impairment: <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input checked="" type="checkbox"/> Not impaired | |
| Driver's Name, If Known: (Last, First, MI) [REDACTED] | | | | Date of Birth: [REDACTED] |
| Reason Given By Driver For Failing To Stop: "I WAS SCARED" | | | | |

RESULTS

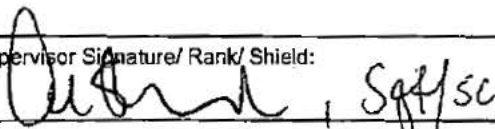
| | | | | |
|--|------------------|---------------|----------------|------------------------------------|
| End of Pursuit: <input type="checkbox"/> Legal Intervention <input type="checkbox"/> Vehicle Stopped <input type="checkbox"/> Vehicle Lost * <input type="checkbox"/> Vehicle Crashed | | | | |
| <input type="checkbox"/> Member Terminated Pursuit <input type="checkbox"/> Supervisor Ended Pursuit * <input type="checkbox"/> Division Vehicle Crashed | | | | |
| Complete these boxes if pursuit resulted in Death, Damage or Injury. | | Number Killed | Number Injured | Estimated Value of Property Damage |
| | Division Vehicle | 0 | 0 | UNK |
| | Pursued Vehicle | 0 | 1 | UNK |
| | Third Party | N/A | N/A | |

Description of Charges Filed:
VTL


Synopsis of Pursuit:
While stationary on ST RT 17 prior to Exit 120 E/B I observed a yellow motorcycle with no rear plate. Upon safely entering heavy traffic I observed from a distance the motorcycle increase his speed & violate numerous V&T Violations. I contacted additional units located further E/B & advised that the motorcycle is coming towards them. Shortly after I observed 2 Troop vehicle's enter 17 E/B from u-turn. I observed the motorcycle slow down so I drove on the median prior to the u-turn at which time the motorcycle abruptly entered the u-turn causing the Troop car & motorcycle to come in contact with each other.

| | | | |
|--|------------------|-----------|---------|
| Member Signature:  | Date: 4/22/16 | File 3 #: | Case #: |
|--|------------------|-----------|---------|

Pursuit Supervisor Comments:
I responded after the pursuit was ended, and did not monitor the pursuit. The investigation shows the violator was operating on ST 17 E/B in both the Town of Walkill and the Town of Goshen. The incident concluded with a PIAA, where the operator of the motorcycle was injured. No injuries noted to the member. Ref AMS# [REDACTED] / SJS# [REDACTED]

| | |
|---|------------------|
| Pursuit Supervisor Signature/ Rank/ Shield:  Sgt/SC 3606 | Date: 4/22/16 |
|---|------------------|

Zone Commander/ Second Line Supervisor Comments:
PURSUIT NOT CALLED IN DUE TO SHORT TIME SPAN WITHIN POLICY

| | |
|---|-----------------|
| Signature/ Rank/ Shield:  CAPT 4117 | Date: 5-4-16 |
|---|-----------------|



Administrative Message Report

Enclosure # 5

Print/Run Date 04/22/2016

| | |
|--------------------------------------|------------------|
| AMS # | [REDACTED] |
| Date\Time Reported\Discovered | 04/18/2016 10:10 |
| Agency ORI | NYSP MIDDLETOWN |
| TZS | F221 |

Message

DIVISION VEHICLE - PIAA, PURSUIT

| | | | |
|---|------------------------------------|-------------------|---------------------|
| Investigated By | Units Responded | Photos YES | Videotape NO |
| MAJOR KOPY, MAJOR TRIPODO, CAPTAIN CASEY, CAPTAIN GALLAGHER, CAPTAIN KEYSER, S/INV. BEYEA, INV. SALOMON, Z/SGT SCOTT, SGT/SC SHAMAH | BCI, CRU, IAB, TROOP COMMANDER, UF | | |

Narrative

At approximately 10:10 AM, Trooper Jason Lewis , HTF SP Middletown in marked unit 2F89 observed a yellow motorcycle traveling eastbound on SR 17 in heavy traffic commit a V&T violation. Trooper Lewis entered into the traffic to effect a V&T stop. The motorcycle operated by [REDACTED] DOB [REDACTED] increased his speed and proceeded to weave in and out of congested traffic. Trooper Lewis contacted additional units located at the next U-turn to advise of approaching danger. Both units operated by Troopers Vousden (F107) and Brienza (F108) enter the roadway from the marked U-Turn at MPM 365.9. Operator of motorcycle attempted to avoid all units and entered the u-turn abruptly. Trooper Lewis also entered the U-turn and was unable avoid striking the motorcycle. Motorcycle then loses control and strikes sign post located on east side of U-turn coming to rest on grass median. Pursuit lasted approximately 1 minute and the motorcycle reached a speed of 145 MPH. Pursuit not monitored due to short duration. Inspector Michael Kopy, Major Joseph Tripodo, Captain Frank Keyser, Captain Brendan Casey, and Captain Pierce Gallagher advised and responded to scene.

| | | | |
|-------------------|------------------|-------------------|-----------------------|
| # Vehicles | # Injured | # Deceased | Apparent Cause |
| 2 | 1 | 0 | PENDING INVESTIGATION |

| | | |
|---------------|--------------------------|---|
| County | C/T/V Name | Location\ Street Name \ Mile Post Marker |
| ORANGE | WALLKILL, TOWN OF - 3666 | SR 17 E/B MPM 365.9 |

| | |
|---------------------------|------------------------|
| Weather Conditions | Road Conditions |
| 1 - CLEAR | 1 - DRY |

Description of Damage
V-1 FRONT LEFT BUMPER, V-2 RIGHT SIDE DAMAGE TO BODY

Criminal Action
NUMEROUS V&T OFFENSES

| | | | |
|------------------------------|----------------|----------------------|-----------------------|
| Sent Date \ Sent Time | Sent By | Authorized By | CAPTAIN BRENDAN CASEY |
| 04/18/2016 15:42 | SHAMAH AL | | |

Notification BCI, FIELD COMMAND, TROOP, ZONE

Driver Information 1

| | | | | | |
|---------------------|-------------|---------------|----------------------|----------------------|--------------------------|
| Driver Name | DOB | Gender | License State | Chemical Test | NO Driver Charged |
| LEWIS, JASON J | [REDACTED] | M | NY | | NO |
| Address | City | State | Zip | | |
| 1220 WASHINGTON AVE | ALBANY | NY | 12226 | | |

Violations

| | | | | |
|----------------|-------------|---------------|---------------|--------------|
| Driver Member? | Member Rank | Date of Entry | Member Shield | Member Shift |
| YES | TROOPER | 05/24/2002 | 3020 | 1 |

Owner Information 1

Name (exactly as printed on registration)

NYSP,

| | | | |
|---------------------|--------|-------|-------|
| Address | City | State | Zip |
| 1220 WASHINGTON AVE | ALBANY | NY | 12226 |

Insurance Company and Code
994 - GOVERNMENT OWNED

Vehicle Information 1

| | | | | |
|-----------------|-------|--------------|------|-------------------|
| License Plate # | State | Vehicle Year | Make | VIN # |
| POLICE | NY | 2010 | FORD | 2FABP7BV6AX118598 |

| | |
|--------|---------|
| Van # | Mileage |
| 100187 | 138885 |

| | | | |
|------------|-----|---------------------------|----|
| School Bus | NO | Front Airbags Deployed | NO |
| Comm. Veh. | NO | Side Airbags Deployed | NO |
| NYSP Veh. | YES | Fire Suppression Deployed | NO |

| | | |
|------------------|----|------------------------------|
| Equipment Damage | NO | Equipment Damage Description |
|------------------|----|------------------------------|

Driver Information 2

| | | | | | |
|-------------|-----|--------|---------------|----------------|-----|
| Driver Name | DOB | Gender | License State | Chemical Test | NO |
| | | M | | Driver Charged | YES |

| | | | |
|---------|------|-------|-----|
| Address | City | State | Zip |
| | | NY | |

Violations
NUMEROUS V&T VIOLATIONS

| | | | | |
|----------------|-------------|---------------|---------------|--------------|
| Driver Member? | Member Rank | Date of Entry | Member Shield | Member Shift |
| NO | | | | |

Owner Information 2

Name (exactly as printed on registration)

| | | | |
|---------|------|-------|-----|
| Address | City | State | Zip |
| | | NY | |

Insurance Company and Code
036 - AMERICAN TRANSIT INS CO

Vehicle Information 2

| | | | | |
|-----------------|-------|--------------|------|-------|
| License Plate # | State | Vehicle Year | Make | VIN # |
| | NY | 2009 | YAMA | |

| | |
|-------|---------|
| Van # | Mileage |
| | |

| | | | |
|------------|----|---------------------------|----|
| School Bus | NO | Front Airbags Deployed | NO |
| Comm. Veh. | NO | Side Airbags Deployed | NO |
| NYSP Veh. | NO | Fire Suppression Deployed | NO |

| | | |
|------------------|----|------------------------------|
| Equipment Damage | NO | Equipment Damage Description |
|------------------|----|------------------------------|

Injured \ Deceased Person Information: 1

Injured \ Deceased **INJURED**

Injured \ Deceased Name **DOB** **Gender** **Race** **Approx Age**
[REDACTED] [REDACTED] M [REDACTED] [REDACTED]

Address **City** **State** **Zip**
[REDACTED] [REDACTED] NY [REDACTED]

Description of Injury
COMPOUND FRACTURE R LEG

Injured Taken To (Medical Facility) **Position in Vehicle**
ORMC

In Custody **Seat Belt** **Ejected** **Relative Notified**
NO NO YES YES

Driver Member? **Member Rank** **Date of Entry** **Member Shield** **ARS #**
NO

New York State Department of Motor Vehicles
POLICE ACCIDENT REPORT

MV-104A (6/04)

Enclosure # 7

Local Codes
[Redacted]

AMENDED REPORT

1 Accident Date: Month 4, Day 18, Year 2016. Day of Week: Monday. Military Time: 10:10. No. of Vehicles: 2. No. Injured: 1. No. Killed: 0. Not Investigated at Scene: [] Left Scene: [] Police Photos: [X] Yes [] No. Accident Reconstructed: [X]

2 VEHICLE 1: Driver License ID Number [Redacted], State of Lic. NY, Driver Name - exactly as printed on license LEWIS, JASON J, Address (Include Number and Street) 1220 WASHINGTON AVE, Apt. No. [Redacted]. VEHICLE 2: Driver License ID Number [Redacted], State of Lic. NY, Driver Name - exactly as printed on license [Redacted], Address (Include Number and Street) [Redacted], Apt. No. [Redacted].

3 City or Town: ALBANY, State NY, Zip Code 12226. Date of Birth: [Redacted], Sex M, Unlicensed [], No. of Occupants 01, Public Property Damaged []. VEHICLE 2: City or Town [Redacted], State NY, Zip Code [Redacted]. Date of Birth: [Redacted], Sex M, Unlicensed [X], No. of Occupants 01, Public Property Damaged [].

4 Name - exactly as printed on registration: NYS POLICE, Sex [Redacted], Date of Birth [Redacted]. VEHICLE 2: Name - exactly as printed on registration [Redacted], Sex F, Date of Birth [Redacted].

5 Address (Include Number and Street): 1220 WASH AVE BLDG 22, Apt. No. [Redacted], Haz. Mat. Code [Redacted], Released []. VEHICLE 2: Address (Include Number and Street) [Redacted], Apt. No. [Redacted], Haz. Mat. Code [Redacted], Released [].

6 City or Town: ALBANY, State NY, Zip Code 12226. Plate Number: POLICE, State of Reg. NY, Vehicle Year & Make: 2010 FORD, Vehicle Type: POLI, Ins. Code: 994. VEHICLE 2: City or Town [Redacted], State NY, Zip Code [Redacted]. Plate Number [Redacted], State of Reg. NY, Vehicle Year & Make: 2009 YAMA, Vehicle Type: MCY, Ins. Code: 036.

7 Ticket/Arrest Number(s): [Redacted]. VEHICLE 2: Ticket/Arrest Number(s) [Redacted].

8 Violation Section(s): [Redacted]. VEHICLE 2: Violation Section(s) 4113, 1252B, 1252C.

9 Check if involved vehicle is: [] more than 95 inches wide; [] more than 34 feet long; [] operated with an overweight permit; [] operated with an overdimension permit. VEHICLE 1 DAMAGE CODES: Box 1 - Point of Impact [Redacted], Box 2 - Most Damage [Redacted]. VEHICLE 2 DAMAGE CODES: Box 1 - Point of Impact [Redacted], Box 2 - Most Damage [Redacted].

10 ACCIDENT DIAGRAM: See the last page of the MV-104A for the accident diagram. Cost of repairs to any one vehicle will be more than \$1000. [X] Yes [] No. VEHICLE DAMAGE CODING: 1-13 SEE DIAGRAM ON RIGHT. 14. UNDERCARRIAGE, 15. TRAILER, 16. OVERTURNED, 17. DEMOLISHED, 18. NO DAMAGE, 19. OTHER.

11 Reference Marker: 1, 7, 8, 3, 1, 0, 1, 1, 0, 7. Coordinates (if available): Latitude/Northing 4585430, Longitude/Easting 553943. Place Where Accident Occurred: County ORANGE, [] City [] Village [X] Town of GOSHEN. Road on which accident occurred: STATE ROUTE 17. at 1) intersecting street [Redacted] or 2) .5 miles of EXIT 122A.

12 Accident Description/Officer's notes: The accident occurred in a police vehicle owned and operated by the New York State Police while responding to an emergency. V-1 marked State Police vehicle, with all emergency lights and siren activated, was attempting to stop V-2 on State Route 17 Eastbound. V-2 fails to comply and enters a marked U-turn. V-1 was behind V-2 and strikes the rear portion of V-2. V-2 comes to rest in grass shoulder. Driver V-2 comes to rest adjacent to V-2.

ALL INVOLVED

| | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 BY | TO 18 | Names of all involved | Date of Death Only |
|---|---|---|----|----|------------|----|----|----|----|-------|-------|-----------------------|--------------------|
| A | 1 | 1 | 4 | 1 | [Redacted] | M | - | - | - | | | LEWIS, JASON J | |
| B | 2 | 1 | 6 | 3 | [Redacted] | M | 11 | 09 | 5 | 9993 | 3503 | [Redacted] | |
| C | | | | | | | | | | | | | |
| D | | | | | | | | | | | | | |
| E | | | | | | | | | | | | | |
| F | | | | | | | | | | | | | |

13 Officer's Rank and Signature: SGT S/C [Signature]. Print Name in Full: AL I SHAMAH. Badge/ID No.: 3606. NCIC No.: 13501. Precinct/Post Troop/Zone: F2. Station/Beat Sector: 21. Reviewing Officer: MOHL, SCOTT. Date/Time Reviewed: 5/18/2016 12:26.

New York State Department of Motor Vehicles
POLICE ACCIDENT REPORT

19
MV-104A (6/04)

Local Codes
[Redacted]

AMENDED REPORT

1
Accident Date: Month 4, Day 18, Year 2016, Day of Week Monday, Military Time 10:10, No. of Vehicles 2, No. Injured 1, No. Killed 0, Not Investigated at Scene , Left Scene , Police Photos Yes No, Accident Reconstructed

2
VEHICLE - Driver License ID Number, State of Lic., VEHICLE - Driver License ID Number, State of Lic., Driver Name - exactly as printed on license, Address (Include Number and Street), Apt. No.

3
City or Town, State, Zip Code, Date of Birth, Sex, Unlicensed, No. of Occupants, Public Property Damaged

4
Name - exactly as printed on registration, Sex, Date of Birth, Address (Include Number and Street), Apt. No., Haz. Mat. Code, Released

5
Plate Number, State of Reg., Vehicle Year & Make, Vehicle Type, Ins. Code

6
Ticket/Arrest Number(s), Violation Section(s)

7
VEHICLE DAMAGE CODING, Check if involved vehicle is: more than 95 inches wide, more than 34 feet long, operated with an overweight permit, operated with an overdimension permit. Includes diagrams for damage coding and accident types.

8
VEHICLE DAMAGE CODING: 1-13 SEE DIAGRAM ON RIGHT. 14. UNDERCARRIAGE, 15. TRAILER, 16. OVERTURNED, 17. DEMOLISHED, 18. NO DAMAGE, 19. OTHER. Cost of repairs to any one vehicle will be more than \$1000. Unknown/Unable to determine Yes No

9
Reference Marker, Coordinates (if available), Latitude/Northing, Longitude/Easting, Place Where Accident Occurred: County ORANGE, Road on which accident occurred, at 1) intersecting street, or 2) feet miles, N S E W of (Milepost, Nearest intersecting Route Number or Street Name)

10
Accident Description/Officer's notes: ADDITIONAL TICKETS FOR DRIVER #2 [Redacted] 1180D, [Redacted] 1212, [Redacted] 4113

ALL INVOLVED

| | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 BY | TO 18 | Names of all involved | Date of Death Only |
|---|---|---|----|----|----|----|----|----|----|-------|-------|-----------------------|--------------------|
| A | | | | | | | | | | | | | |
| B | | | | | | | | | | | | | |
| C | | | | | | | | | | | | | |
| D | | | | | | | | | | | | | |
| E | | | | | | | | | | | | | |
| F | | | | | | | | | | | | | |

Officer's Rank and Signature: SGT S/C, AL I SHAMAH, Badge/ID No. 3606, NCIC No. 13501, Precinct/Post Troop/Zone F2, Station/Beat Sector 21, Reviewing Officer MOHL, SCOTT, Date/Time Reviewed 5/18/2016 12:26

USE COVER SHEET
N

New York State Department of Motor Vehicles
POLICE ACCIDENT REPORT

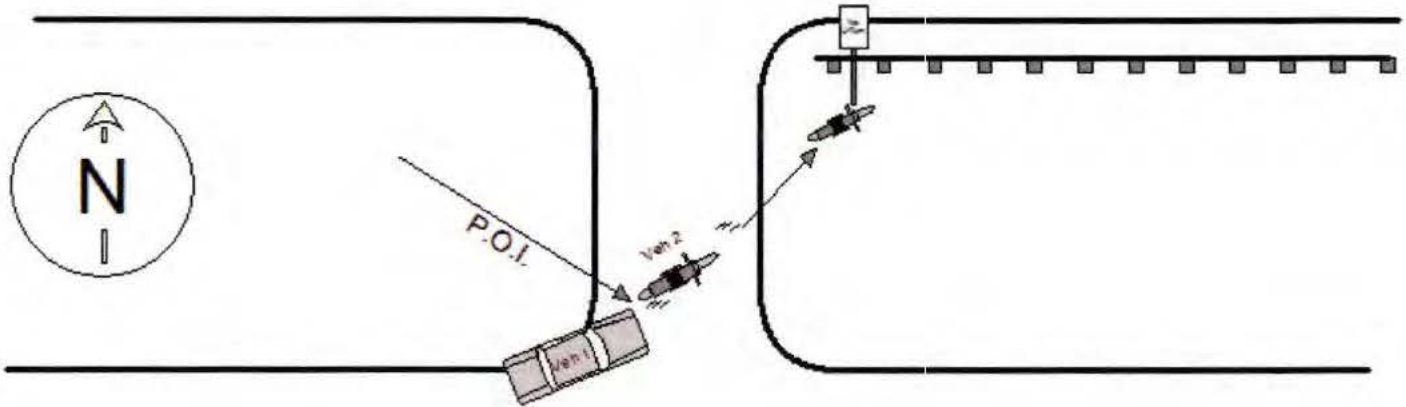
MV-104A (6/04)

| |
|-------------|
| Local Codes |
| [REDACTED] |
| [REDACTED] |

AMENDED REPORT

| Accident Date | | | Day of Week | Military Time | No. of Vehicles | No. Injured | No. Killed | Not Investigated at Scene | Left Scene | Police Photos |
|---------------|-----|------|-------------|---------------|-----------------|-------------|------------|-------------------------------------|-------------------------------------|---|
| Month | Day | Year | | | | | | | | |
| 4 | 18 | 2016 | Monday | 10:10 | 2 | 1 | 0 | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

State Route 17
Westbound



State Route 17
Eastbound

New York State Department of Motor Vehicles
REPORT OF MOTOR VEHICLE ACCIDENT
POLICE LINE OF DUTY ACCIDENT

AMENDED REPORT

Page 1 of 1 Pages

| |
|-------------------------------------|
| Precinct F221 |
| Local Accident Number [REDACTED] |
| [REDACTED] |

IMPORTANT: If you are the officer in charge, complete and sign this form, and attach it to the MV-104A or MV-104AN.

| | | |
|--|---------------------------|--------|
| Accident Date | Accident Time | County |
| 4 / 18 / 2016 <small>Month Day Year</small> | In Military Time 10:10 | ORANGE |

NAMES OF DRIVERS: (Please Print or Type)

| * | Last | First | M.I. | State of Veh. Reg. | Plate Number | Driver License State | Driver License Number |
|--|------------|------------|------------|--------------------|--------------|----------------------|-----------------------|
| VEH 1 <input checked="" type="checkbox"/> | LEWIS | JASON | J | NY | POLICE | NY | [REDACTED] |
| VEH 2 <input type="checkbox"/> | [REDACTED] | [REDACTED] | [REDACTED] | NY | [REDACTED] | NY | [REDACTED] |
| VEH 3 | | | | | | | |
| VEH 4 | | | | | | | |
| VEH 5 | | | | | | | |
| VEH 6 | | | | | | | |

Pursuant to Section 605 of the New York State Vehicle and Traffic Law, the attached Police Accident Report is also the motorist report for vehicle number(s) 1.

* Pursuant to Section 605(a)(4) of the Vehicle and Traffic Law, check **only** the box for each police officer operating a police vehicle (as defined by V & T Section 132-a) **during emergency operation** (as defined by V&T Section 114-b) when the accident occurred.

| | | |
|--------------------------|---|----------------|
| Date 05/18/2016 12:26 | Signature of Owner of Police Vehicle/Police Agency Representative <i>Jason J. Hall</i> | NCIC# 13501 |
|--------------------------|---|----------------|

DIGITAL PHOTO RECORD

INSTRUCTIONS:

- Complete a separate form for each investigation
- Print or type all entries

| | | | | | |
|--|---------------------------|--|---|------------------------|----------------------|
| STATION SP Middletown | CASE NUMBER [REDACTED] | FIU LEAD NUMBER | INCIDENT DATE 04/18/16 | PHOTO DATE 04/18/16 | Enclosure # 4 |
| INVESTIGATING MEMBER Sgt/SC Al Shamah | | | PHOTOGRAPHER'S NAME Sgt/SC Al Shamah | | |
| CASE TYPE Troop Car PIAA | | COMPLAINANT - DEFENDANT - OPERATOR - DECEASED | | | |
| COUNTY Orange | | ADDRESS OR LOCATION ST RT 17 E/B near exit 122A | | | |

| | |
|--|--|
| GENERAL DESCRIPTION OF SCENE / ITEM(S) HWY U-Turn | ACTION REQUESTED <input type="checkbox"/> Burn To CD/DVD <input checked="" type="checkbox"/> Print <u>2</u> _____ <input type="checkbox"/> Retain |
|--|--|

| | | | | |
|-----------------|---|---------------|-----------------------------------|--|
| CAMERA Kodak | IMAGE TYPE OR FILE FORMAT <input checked="" type="checkbox"/> JPEG <input type="checkbox"/> TIF <input type="checkbox"/> Raw | PAGE # 1 OF 1 | DATE SUBMITTED TO FIU 05/01/16 | MANNER SUBMITTED: (Check one) <input checked="" type="checkbox"/> CD/DVD <input type="checkbox"/> E-MAIL <input type="checkbox"/> Other _____ |
|-----------------|---|---------------|-----------------------------------|--|

| IMAGE# | CAMERA PHOTO ID# | DESCRIPTION: | IMAGE# | CAMERA PHOTO ID# | DESCRIPTION: |
|--------|------------------|---------------------------------------|--------|------------------|--------------|
| 1 | 100_2551 | Yellow / Black Yamaha (upright side) | 39 | | |
| 2 | 100_2552 | Yellow / Black Yamaha (upright rear) | 40 | | |
| 3 | 100_2553 | Yellow / Black Yamaha (upright front) | 41 | | |
| 4 | 100_2554 | 2F89 - Rear | 42 | | |
| 5 | 100_2556 | 2F89 - Driver Side | 43 | | |
| 6 | 100_2557 | 2F89 - Front Bumper, Driver side | 44 | | |
| 7 | 100_2558 | 2F89 - Front | 45 | | |
| 8 | 100_2559 | 2F89 - Passenger Side from front | 46 | | |
| 9 | 100_2560 | 2F89 - Passenger Side from rear | 47 | | |
| 10 | 100_2561 | 2F89 - VAN number | 48 | | |
| 11 | 100_2562 | 2F89 - inside door MFD sticker w/VIN | 49 | | |
| 12 | 100_2563 | 2F89 - Dash with mileage | 50 | | |
| 13 | 100_2564 | 2F89 - Close up of front end damage | 51 | | |
| 14 | 100_2565 | Scene from west entrance of u-turn | 52 | | |
| 15 | 100_2566 | Pavement markings located in U-turn | 53 | | |
| 16 | 100_2567 | MPM SR 17 E/B | 54 | | |
| 17 | 100_2568 | MPM SR 17 E/B SAA no Traffic | 55 | | |
| 18 | | | 56 | | |
| 19 | | | 57 | | |
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| 21 | | | 59 | | |
| 22 | | | 60 | | |
| 23 | | | 61 | | |
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T & C AUTO BODY, INC.

770 Rt 17 M, Po Box 2164, MIDDLETOWN, NY
10940

Phone: (845) 343-3443
FAX: (845) 342-4330

Workfile ID:
State ID:

Enclosure # 8
7000221

Preliminary Estimate

Customer: New York State Police 2F89

Job Number:

Written By: Courtney Tava, IA-941110

Insured: New York State Police 2F89 Policy #: Claim #:
Type of Loss: Date of Loss: Days to Repair: 0
Point of Impact:

| | | |
|----------------------------|-----------------------------|---------------------------|
| Owner: | Inspection Location: | Insurance Company: |
| New York State Police 2F89 | T & C AUTO BODY, INC. | |
| 55 Crystal Run Rd | 770 Rt 17 M | |
| Middletown, NY 10941 | Po Box 2164 | |
| (845) 344-5300 Business | MIDDLETOWN, NY 10940 | |
| | Repair Facility | |
| | (845) 343-3443 Business | |

VEHICLE

| | | | |
|---------------------------------|--------------------|------------------------|--------------------|
| Year: 2010 | Body Style: 4D SED | VIN: 2FABP7BV6AX118598 | Mileage In: 138885 |
| Make: FORD | Engine: 8-4.6L-FI | License: 2F89 | Mileage Out: |
| Model: CROWN VICTORIA POLICE | Production Date: | State: NY | Vehicle Out: |
| Color: Blue 7187 Int: | Condition: | Job #: | |

TRANSMISSION

Automatic Transmission
Overdrive

POWER

Power Steering
Power Brakes
Power Windows
Power Locks
Power Mirrors
Power Adjustable Pedals

DECOR

Dual Mirrors
Body Side Moldings
Tinted Glass

Wood Interior Trim

CONVENIENCE

Air Conditioning
Intermittent Wipers
Tilt Wheel
Rear Defogger

RADIO

AM Radio
FM Radio
Stereo
Search/Seek

SAFETY

Drivers Side Air Bag
Passenger Air Bag
Anti-Lock Brakes (4)
4 Wheel Disc Brakes

Front Side Impact Air Bags

SEATS

Bucket Seats

PAINT

Clear Coat Paint

OTHER

Power Trunk/Gate Release

Preliminary Estimate**Customer: New York State Police 2F89****Job Number:**

Vehicle: 2010 FORD CROWN VICTORIA POLICE 4D SED 8-4.6L-FI Blue 7187

| Line | Oper | Description | Part Number | Qty | Extended Price \$ | Labor | Paint |
|------------------|------|--|----------------|-----|-------------------|-------------|------------|
| 1 | | FRONT BUMPER | | | | | |
| 2 | Repl | Bumper cover | 6W7Z17D957APTM | 1 | 372.48 | 2.3 | 2.8 |
| 3 | | Add for Clear Coat | | | | | 1.1 |
| 4 | Repl | LT Absorber | 4W7Z17F799AA | 1 | 82.15 | 0.1 | |
| 5 | Repl | Absorber rivet | W7019135303 | 4 | 10.48 | | |
| 6 | Repl | Impact bar | 4W7Z17757A | 1 | 118.83 | 0.4 | |
| 7 | # | R&I Push Bar | | | | 1.0 | |
| 8 | | FRONT LAMPS | | | | | |
| 9 | Repl | LT Headlamp assy | 4W7Z13008A | 1 | 102.64 | 0.4 | |
| 10 | Repl | LT Side marker lamp w/strobe light | 1W7Z15A201AB | 1 | 286.95 | Incl. | |
| 11 | Repl | Alm headlamps | | 1 | | 0.5 | |
| 12 | | FENDER | | | | | |
| 13 | * | Rpr LT Fender | | | | 4.5 | 2.8 |
| 14 | | Add for Clear Coat | | | | | 1.1 |
| 15 | # | Rpr Remove LT Fend. SP Graphics & adhesive | | | | 0.8 | |
| 16 | # | Repl SP LT Fend.Graphics | | 1 | 145.00 | 0.5 | |
| 17 | | FRONT SUSPENSION | | | | | |
| 18 | Repl | Wheel alignment align front wheels | | 1 | | m 1.3 | |
| 19 | Repl | Wheel alignment check rear alignment | | 1 | | m 0.5 | |
| 20 | # | Repl Flex additive | | 1 | 18.00 | | |
| 21 | # | Hazardous Waste | | 1 | 3.50 | | |
| 22 | # | Car Cover | | 1 | 6.00 | 0.3 | |
| 23 | # | Paint & Materials as per Mitchell RMC | | 1 | 330.36 | | |
| 24 | # | Repl Corrosion Protection | | 1 | 15.95 | 0.3 | |
| 25 | # | Rpr Tint Color | | | | | 0.5 |
| 26 | # | Rpr Color Sand & Buff | | | | 1.0 | |
| SUBTOTALS | | | | | 1,492.34 | 13.9 | 8.3 |

Preliminary Estimate**Customer: New York State Police 2F89****Job Number:**

Vehicle: 2010 FORD CROWN VICTORIA POLICE 4D SED 8-4.6L-FI Blue 7187

ESTIMATE TOTALS

| Category | Basis | Rate | Cost \$ |
|----------------------|--------------|--------------|-----------------|
| Parts | | | 1,492.34 |
| Body Labor | 13.9 hrs @ | \$ 50.00 /hr | 695.00 |
| Paint Labor | 8.3 hrs @ | \$ 50.00 /hr | 415.00 |
| Subtotal | | | 2,602.34 |
| Grand Total | | | 2,602.34 |
| Deductible | | | 0.00 |
| CUSTOMER PAY | | | 0.00 |
| INSURANCE PAY | | | 2,602.34 |

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR COMMERCIAL INSURANCE OR A STATEMENT OF CLAIM FOR ANY COMMERCIAL OR PERSONAL INSURANCE BENEFITS CONTAINING ANY MATERIALLY FALSE INFORMATION, OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO, AND ANY PERSON WHO, IN CONNECTION WITH SUCH APPLICATION OR CLAIM, KNOWINGLY MAKES OR KNOWINGLY ASSISTS, ABETS, SOLICITS OR CONSPIRES WITH ANOTHER TO MAKE A FALSE REPORT OF THE THEFT, DESTRUCTION, DAMAGE OR CONVERSION OF ANY MOTOR VEHICLE TO A LAW ENFORCEMENT AGENCY, THE DEPARTMENT OF MOTOR VEHICLES OR AN INSURANCE COMPANY, COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME, AND SHALL ALSO BE SUBJECT TO A CIVIL PENALTY NOT TO EXCEED FIVE THOUSAND DOLLARS AND THE VALUE OF THE SUBJECT MOTOR VEHICLE OR STATED CLAIM FOR EACH VIOLATION.

You are entitled to the return of all replaced parts, except warranty and exchange parts, but you must ask for them in writing before any work is done. If you authorize work by phone, the shop must keep any replaced parts, and make them available when you pick up the vehicle.

Preliminary Estimate

Customer: New York State Police 2F89**Job Number:**

Vehicle: 2010 FORD CROWN VICTORIA POLICE 4D SED 8-4.6L-FI Blue 7187

Estimate based on MOTOR CRASH ESTIMATING GUIDE and potentially other third party sources of data. Unless otherwise noted, (a) all items are derived from the Guide DR2JA03, CCC Data Date 5/16/2016, and potentially other third party sources of data; and (b) the parts presented are OEM-parts manufactured by the vehicles Original Equipment Manufacturer. OEM parts are available at OE/Vehicle dealerships. OPT OEM (Optional OEM) or ALT OEM (Alternative OEM) parts are OEM parts that may be provided by or through alternate sources other than the OEM vehicle dealerships. OPT OEM or ALT OEM parts may reflect some specific, special, or unique pricing or discount. OPT OEM or ALT OEM parts may include "Blemished" parts provided by OEM's through OEM vehicle dealerships. Asterisk (*) or Double Asterisk (**) indicates that the parts and/or labor data provided by third party sources of data may have been modified or may have come from an alternate data source. Tilde sign (~) items indicate MOTOR Not-Included Labor operations. The symbol (<>) indicates the refinish operation WILL NOT be performed as a separate procedure from the other panels in the estimate. Non-Original Equipment Manufacturer aftermarket parts are described as Non OEM, A/M or NAGS. Used parts are described as LKQ, RCY, or USED. Reconditioned parts are described as Recond. Recored parts are described as Recore. NAGS Part Numbers and Benchmark Prices are provided by National Auto Glass Specifications. Labor operation times listed on the line with the NAGS information are MOTOR suggested labor operation times. NAGS labor operation times are not included. Pound sign (#) items indicate manual entries.

Some 2016 vehicles contain minor changes from the previous year. For those vehicles, prior to receiving updated data from the vehicle manufacturer, labor and parts data from the previous year may be used. The CCC ONE estimator has a list of applicable vehicles. Parts numbers and prices should be confirmed with the local dealership.

The following is a list of additional abbreviations or symbols that may be used to describe work to be done or parts to be repaired or replaced:

SYMBOLS FOLLOWING PART PRICE:

m=MOTOR Mechanical component. s=MOTOR Structural component. T=Miscellaneous Taxed charge category. X=Miscellaneous Non-Taxed charge category.

SYMBOLS FOLLOWING LABOR:

D=Diagnostic labor category. E=Electrical labor category. F=Frame labor category. G=Glass labor category. M=Mechanical labor category. S=Structural labor category. (numbers) 1 through 4=User Defined Labor Categories.

OTHER SYMBOLS AND ABBREVIATIONS:

Adj.=Adjacent. Algn.=Align. ALU=Aluminum. A/M=Aftermarket part. Blnd=Blend. BOR=Boron steel. CAPA=Certified Automotive Parts Association. D&R=Disconnect and Reconnect. HSS=High Strength Steel. HYD=Hydroformed Steel. Incl.=Included. LKQ=Like Kind and Quality. LT=Left. MAG=Magnesium. Non-Adj.=Non Adjacent. NSF=NSF International Certified Part. O/H=Overhaul. Qty=Quantity. Refn=Refinish. Repl=Replace. R&I=Remove and Install. R&R=Remove and Replace. Rpr=Repair. RT=Right. SAS=Sandwiched Steel. Sect=Section. Subl=Sublet. UHS=Ultra High Strength Steel. N=Note(s) associated with the estimate line.

CCC ONE Estimating - A product of CCC Information Services Inc.

The following is a list of abbreviations that may be used in CCC ONE Estimating that are not part of the MOTOR CRASH ESTIMATING GUIDE:

BAR=Bureau of Automotive Repair. EPA=Environmental Protection Agency. NHTSA= National Highway Transportation and Safety Administration. PDR=Paintless Dent Repair. VIN=Vehicle Identification Number.