

JOSEPH D'AMICO
SUPERINTENDENT



MAJOR PATRICK J. REGAN
TROOP COMMANDER

STATE OF NEW YORK
NEW YORK STATE POLICE
TROOP "F" HEADQUARTERS
55 CRYSTAL RUN ROAD
MIDDLETOWN, NY 10941
(845) 344-5300

July 24, 2015

Trooper Daniel J. Salerno
New York State Police
Monroe, New York

LETTER OF CENSURE

Dear Trooper Salerno:

On December 5, 2014 you were operating your assigned Division vehicle when you were involved in a troop car accident. This accident has been reviewed at Troop Headquarters and it was determined to have been preventable on your part. On July 23, 2015 you appeared before me, executed a waiver, and requested that I adjudicate the disciplinary action.

The accident occurred as you were responding, with emergency lights and siren activated, to a rollover MVA on State Route 17M in the Village of Harriman. You slowed as you approached a red traffic signal at the intersection with Harriman Heights Road and Church Street. As you attempted to cross the intersection, you struck the passenger side of another vehicle. Your Division vehicle was totaled. Although there were no injuries as a result of this accident, as a professional driver, you are expected to drive more carefully.

It is my decision that you receive a letter of censure for your actions. Additionally, I have determined that you will be scheduled for additional instruction with the Troop F Safety Officer or Traffic Supervisor. I trust that you will drive more cautiously in the future.

Sincerely

Patrick J. Regan
Major
Troop Commander

NEW YORK STATE POLICE

MEMORANDUM

TROOP F STATION Middletown

DATE January 8, 2015

TO: Deputy Superintendent Patricia M. Groeber, Field Command
Attn: Major, Division Traffic

FROM: Major Patrick J. Regan, Troop Commander

**SUBJECT: TROOP CAR ACCIDENT – 12/05/14
TROOPER DANIEL SALERNO**

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.

Member has consented to adjudication by the Troop Commander under the provisions of Article 3, Disciplinary Action, Rules of the New York State Police. Results of the adjudication will be forwarded to you upon completion of same.

Attach.

NEW YORK STATE POLICE

MEMORANDUM

TROOP F STATION Middletown

DATE January 8, 2015

TO: Major Patrick J. Regan, Troop Commander
FROM: T/Sergeant Scott Mohl, Troop Traffic Supervisor *SCM*
SUBJECT: **TROOP CAR ACCIDENT – 12/05/14**
TROOPER DANIEL SALERNO, SP MONROE

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 failure to yield entering an intersection.

Attach.

NEW YORK STATE POLICE

MEMORANDUMTroop F Station SP MonroeDate December 31, 2014

To: Major Patrick J. Regan, Troop Commander, Troop F

From: Captain Brendan R. Casey, Zone Commander, Zone 2 

Subject: DIVISION VEHICLE PDAA – 2F4 – DECEMBER 5, 2014
TROOPER DANIEL J. SALERNO – SP MONROE – EOD 11/26/12

Reference is made to the Administrative Message Report AMS # AMSM2113S35BR, SP Monroe, dated December 5, 2014, and the attached Genl. 84 Investigation Report of Sergeant MARK A. PRESTIGIACOMO, SP Monroe, dated December 22, 2014, regarding the above-captioned matter.


A review of this two-car property damage accident revealed that on December 5, 2014, Trooper DANIEL J. SALERNO, was working a 1 shift and operating Division vehicle 2F4. At approximately 3:10pm, with lights and siren activated, Trooper SALERNO was responding to a rollover MVA on State Route 17M in the Village of Harriman. Trooper SALERNO slowed 2F4 as he approached a red traffic signal at the intersection with Harriman Heights Road and Church Street. As he attempted to cross the intersection, he struck passenger side of another vehicle (V-2). 2F4 was totaled and no one was injured as result of the collision.

Investigation determined that although Trooper SALERNO was in emergency operation with lights and siren activated, the culpability for this accident lies upon his actions. Trooper SALERNO failed to enter the intersection with due care. It is recommended that this property damage accident be classified as “preventable” on the part of Trooper SALERNO and appropriate administrative action be taken.

Attachment

NEW YORK STATE POLICE**MEMORANDUM**Troop F Station SP MonroeDate December 22, 2014

To: Major Patrick J. Regan, Troop Commander, Troop F

From: Sergeant Mark A. Prestigiacommo 

Subject: DIVISION VEHICLE - PDAA - TROOPER DANIEL J. SALERNO - 2F4 -
DECEMBER 5, 2014

Reference is made to Administrative Message # AMSM2113S35BR, SP Monroe, dated 12/05/14, and the attached investigative report, subject captioned above, dated 12/22/14.

This investigation revealed that on December 5th, 2014 at approximately 3:10 p.m., Trooper DANIEL J. SALERNO, SP Monroe EOD 11/26/12, was operating marked Division Vehicle 2F4 and was responding to a rollover MVA, on State Route 17M in the Village of Harriman. Trooper SALERNO was in emergency operation, with lights and sirens activated, and was traveling westbound on State Route 17M approaching a red traffic signal at the intersection of Harriman Heights Road/Church Street. Trooper SALERNO slowed 2F4 as he approached the intersection and briefly entered the eastbound lane to pass around an uninvolved vehicle stopped at the traffic light. Trooper SALERNO then re-entered the westbound lane as he entered into the intersection. V-2, a 2014 Ford Fusion operated by [REDACTED] was traveling northbound on Harriman Heights Road crossing over State Route 17M to Church Street subsequently collided with 2F4. The investigation, including an account provided by an independent witness, determined that V-2 was traveling at a high rate of speed as it entered into the intersection and failed to yield to 2F4 while in emergency operation. It was also determined that Trooper SALERNO was in emergency operation, with lights and siren activated, and that he failed to slow down as necessary and take precautionary measures prior to proceeding into the intersection. Although V-2 failed to yield to an emergency vehicle, it was Trooper SALERNO'S responsibility to approach, enter, and cross the intersection prepared to avoid an accident that might occur through the actions of other drivers.

I respectfully recommend that this investigation be classified as "Preventable," as Trooper SALERNO, failed to enter the intersection with due care.

NEW YORK STATE POLICE**MEMORANDUM**Troop F Station MonroeDate 12/05/2014**To: Major Patrick J. Regan, Troop Commander, Troop F****From: Trooper Daniel J. Salerno** *DSS***Subject: DIVISION VEHICLE PDAA**

I was advised of my contractual right to representation pursuant to Article 16 of the contract by Sergeant MARK A. PRESTIGIACOMO on December 05, 2014 and provide the following written account.

On December 05, 2014 I was assigned to a scheduled 1 Shift out of SP Monroe and I was driving Division vehicle 2F4. At approximately 3:10 PM I was responding to an Orange County 911 poll for a rollover MVA on ST-17M in the Village of Harriman. I was operating 2F4 in emergency operation, with the emergency lights and sirens activated, traveling westbound on ST-17M, approaching a red traffic signal, at the intersection of Harriman Heights Rd/Church St. As I approached the intersection, I slowed to approximately 20-25 mph and moved into the eastbound lane of travel to avoid a vehicle that was stopped at the traffic light. I observed the intersection to be clear and began to proceed through. At that point, a 2014 Ford Fusion bearing NY registration [REDACTED] traveling northbound across ST-17M, crossing from Harriman Heights Rd. to Church St., crossed directly in front of me colliding with 2F4. As a result of the collision, I lost control of 2F4 and exited the roadway coming to rest in the shopping plaza parking lot at the northwest corner of ST-17M and Church ST. I did not sustain any injuries as a result of the auto accident. The driver of [REDACTED] also reported no injuries. Sergeant MARK A. PRESTIGIACOMO was advised and responded to the scene.

U F	2 STATION SP MONROE		2A T2S F211	NEW YORK STATE POLICE INVESTIGATION REPORT				B C I	3 STATION	3A T2S		
	4 CASE NO. 6002485		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						9 PHONE					
	10 EMPLOYER ADDRESS				10A OCCUPATION		10B BUS. PHONE					
	11 PLACE OF OCCURRENCE - SPECIFIC LOCATION STATE ROUTE 17M AND HARRIMAN HGTS. RD./CHURCH ST.						11A COUNTY ORANGE					
	11B C-T-V V/HARRIMAN		11C C-T-V CODE F3630		12 DATE OCCURRED 12/05/14		TIME OCCURRED 3:10 PM		13 DATE REPORTED 12/05/14			
14 OWNER IF OTHER THAN COMPLAINANT ADDRESS						15 WEATHER		16 TIME REPORTED 3:10 PM				
						<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 - PROPERTY DAMAGE						17 COUNTS 1		18 CASE NO. 6002485			
									19 C.C. CODE MVE5058			
P R O P E R T Y	20 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		CODE QTY DESCRIPTION		ID - SERIAL NUMBER							
V E H	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 type="checkbox"/> STOLEN <input type="checkbox"/> RECOVERED <input type="checkbox"/> OTHER (O)							
	DESCRIPTION - MAKE CHEVY/TAHOE/ODOMETER 66320/VAN 007300						YR MFG 2007		REG. NO. 2F4		STATE NY	
	COLOR BLU/GLD		BODY - MODEL SUBN		VIN - ID NO. 1GNEC03027R390315		STOLEN MV - KEY IN IGNITION		<input type="checkbox"/> YES <input type="checkbox"/> NO			
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			
	FINISH <input type="checkbox"/> OTHER <input type="checkbox"/> BLUE <input type="checkbox"/> SILVER <input type="checkbox"/>		TOT. CAPACITY		COUNTY OF ISSUE		RDS FIRED					
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	DESCRIBE OR LIST PHYSICAL DAMAGE OR ANY OTHER LOSS											
	V-1 DAMAGE TO FRONT BUMPER, FRONT RIGHT AND LEFT QUARTER PANELS, AIRBAGS DEPLOYED. ESTIMATE V-1											
V-2 DAMAGE TO PASSENGER SIDE FRONT AND REAR DOORS AND QUARTER PANELS, AIRBAGS DEPLOYED.												
I N S U R	INSUR		PROPERTY INSURED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		NAME OF INSURER V-1 SELF INSURED/STATE OF NEW YORK				AMOUNT OF INSURANCE FULL		27 TOTAL VALUE	
D I S P O	NO		DATE		DESCRIPTION						20 RETENTION DESTROY 14036226 30 RON	
	V-1		12 05 14		V-1 TOWED TO SP MONROE. TO BE TOWED TO TROOP F AMI FOR REPAIRS.							
V-2		12 05 14		V-2 TOWED TO LOYAL TOWING.								
W I T N E S S	WT-1		NAME (LAST FIRST MIDDLE) - ADDRESS				AGE		DOB			
							53					
											12 22 14	
											REPORT DATE	

NEW YORK STATE POLICE INVESTIGATION REPORT

NATURAL DEATH
ACCIDENT VICTIM (NO)
(AV)

OTHER (O)

VICTIM	S-1	CODE	NAME (LAST, FIRST MIDDLE)	ADDRESS	SEX	AGE	DOB	
	NATURE OF INJURIES				HOSPITAL AND/OR PHYSICIAN			
	DATE OF DEATH	CORONER OR MEDICAL EXAMINER			AUTOPSY YES <input type="checkbox"/> NO <input type="checkbox"/>	PATHOLOGIST		IRIN NOTIFIED YES <input type="checkbox"/> NO <input type="checkbox"/>
	S-2	CODE	NAME (LAST, FIRST MIDDLE)	ADDRESS	SEX	AGE	DOB	
	NATURE OF INJURIES				HOSPITAL AND/OR PHYSICIAN			
	DATE OF DEATH	CORONER OR MEDICAL EXAMINER			AUTOPSY YES <input type="checkbox"/> NO <input type="checkbox"/>	PATHOLOGIST		IRIN NOTIFIED YES <input type="checkbox"/> NO <input type="checkbox"/>
	S-3	CODE	NAME (LAST, FIRST MIDDLE)	ADDRESS	SEX	AGE	DOB	
NATURE OF INJURIES				HOSPITAL AND/OR PHYSICIAN				
DATE OF DEATH	CORONER OR MEDICAL EXAMINER			AUTOPSY YES <input type="checkbox"/> NO <input type="checkbox"/>	PATHOLOGIST		IRIN NOTIFIED YES <input type="checkbox"/> NO <input type="checkbox"/>	

TITLE	CODE:	UNKNOWN SUBJECT (U) CRIM/SUM (C)	PERPETRATOR (P) ACCOMPLICE (A)	DEFENDANT (D) SUSPECT (S)	WANTED-WARRANT (W) JUVENILE (J)	OTHER (O)	DRIVERS
	T-1	CODE	NAME (LAST, FIRST MIDDLE)	ADDRESS - ALIAS	SEX	AGE	DOB
	T-2	CODE	[REDACTED]	[REDACTED]	M		[REDACTED]
	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	EXTRADITE YES <input type="checkbox"/> NO <input type="checkbox"/>
	TITLE NO.	RACE	HT	WT	HAIR	EYES	CRIME	SECTION	LAW	
	JUDGE - NAME ADDRESS AND TITLE							COUNTY	DATE ISSUED	EXTRADITE YES <input type="checkbox"/> NO <input type="checkbox"/>

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/UNF	<input type="checkbox"/> OPEN
	<input checked="" type="checkbox"/> YES		AMS		12 05 14	SP MONROE AMSM2113S35BR					<input type="checkbox"/> OTHER				
	<input type="checkbox"/> NO										TOT BCI <input type="checkbox"/> NO <input type="checkbox"/> YES DATE				
	NCIC										LEAD REQUEST <input type="checkbox"/> YES	CONTRIBUTION SHEET NO. 3			

PHOTOS TAKEN	BY WHOM	DUSTED FOR LATENT PRINTS	BY WHOM
YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	SGT. M. A. PRESTIGIACOMO	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	

NAME AND ADDRESS OF AGENCY NOTIFIED OR REQUESTED	RESPONDED	IF YES, NAME OF PERSON IN CHARGE - IF NO NAME OF PERSON NOTIFIED
	YES <input type="checkbox"/> NO <input type="checkbox"/>	

NAME(S) OF LICENSEE(S)	BUSINESS NAME	LIC NO.

THE PRESENCE OR ABSENCE OF ANY INDIVIDUAL FACTOR IS INDICATED BY A 'YES' OR 'NO'			
YES <input type="checkbox"/> NO <input type="checkbox"/>	WITNESS TO CRIME	YES <input type="checkbox"/> NO <input type="checkbox"/>	PROPERTY TRACEABLE/IDENTIFIABLE
YES <input type="checkbox"/> NO <input type="checkbox"/>	IDENTIFICATION/DESCRIPTION OF SUSPECT/VEHICLE	YES <input type="checkbox"/> NO <input type="checkbox"/>	DISTINCTIVE/SIGNIFICANT MO
YES <input type="checkbox"/> NO <input type="checkbox"/>	SIGNIFICANT PHYSICAL EVIDENCE	YES <input type="checkbox"/> NO <input type="checkbox"/>	SIGNIFICANT COMMUNITY INTEREST

1. GENL-7 TPR. DANIEL J. SALERNO	8. REPAIR ESTIMATE V-1
2. GENL-4 [REDACTED]	9. SJS# 6002485
3. GENL-81 AND PCR FOR WAYNE F. GIVEN	10. SJS# 6002390
4. GENL-4 [REDACTED]	
5. GENL-34D AND PHOTOS	
6. MV104A / MV104L	
7. AMSM2113S35BR	

SUM	COMPLAINANTS	PROPERTIES	VEHICLES	WEAPONS	DOCUMENTS	WITNESSES	VICTIMS	TITLES	WANTEDS
	0	0	2	0	0	1	0	2	0
SIGNATURE AND RANK	SHIELD NO.	43 SIGNATURE AND RANK	SHIELD NO.						
SGT. M.A. Prestigiacomo									
42A STATION	42B CASE NO.	43A STATION	43B CASE NO.						
SP MONROE	6002485								
72S	F211	72S							

NEW YORK STATE POLICE

CONTINUATION SHEET

TROOP F	STATION SP MONROE
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COMPLAINANT - LAST NAME, FIRST, MIDDLE

CASE NO.
6002485

Box 22: Continued: V-1- RIN 2F04

V-2 - Acc. MV - Description - Make: Automobile - Ford/Eusion/Year 2014/Reg# [REDACTED] /State - NY/Color - Gray/Body-Model 4DSD/VIN# [REDACTED]

Box 26: Continued: V-2/Property Insured - Yes/Name of Insurer - Geico Gen Ins Co/ Ins. Code 639

1. On 12/05/14 at approximately 3:10 p.m., I was advised by SP Monroe desk that Trooper DANIEL J. SALERNO, SP Monroe EOD 11/26/12, who was operating Division vehicle 2F4, was involved in a two car Property Damage Accident on State Route 17M by the intersection of Harriman Heights Road and Church Street in the Village of Harriman. No injuries were reported. Assistant Zone Commander, Lieutenant CHRISTOPHER T. ZABA was advised. Sergeant MARK A. PRESTIGIACOMO assigned to investigate.

2. On 12/05/14 at approximately 3:20 p.m., Sergeant/SC KENNETH A. WARD and I arrived on scene which is described as follows: Marked Division vehicle 2F4 (V-1), a 2007 Chevrolet Tahoe, was in the middle of the of the Harriman Plaza (Harriman Post Office) parking lot nearest the east end facing in a northwesterly direction. NY Passenger [REDACTED] (V-2), a 2014 Ford Fusion color gray, was facing in a southerly direction off the roadway in landscaping on the southeast corner of Harriman Plaza. The front of V-2 was partially on the southbound shoulder of Church Street adjoining the landscaping. V-1 had sustained heavy front end damage along the front bumper, front right and left quarter panels, and hood. The front and side curtain airbags had deployed in V-1. V-2 sustained heavy damage along the front and rear passenger side door, as well as damage to the front and rear passenger side quarter panels. The passenger side curtain airbags deployed in V-2.

3. The roadway, markings, and points of interest are described as follows: The collision occurred on State Route 17M at a four way intersection with Harriman Heights Road and Church Street. State Route 17M is a two lane road running in a westerly and easterly direction with a no passing double yellow solid marking and a marked shoulder. Harriman Heights Road runs in a northerly and southerly direction and is south of State Route 17M. Church Street is directly across from Harriman Heights Road on the north side of State Route 17M and also runs in a northerly and southerly direction. Both roadways also consist of a no passing double yellow solid marking and a marked shoulder. In the middle of the intersection is a set of traffic signals controlling movement on State Route 17M, as well as both Harriman Heights Road and Church Street. On the northwest corner of the intersection is Harriman Plaza which consists of the Harriman Post Office, and K&G Wines and Liquors, and other vacant businesses. On the northeast corner of the intersection is The Berkshire Bank. On the southeast corner is Cars Autobody and on the southwest corner is a Citgo Gas Station (A&B Auto). There was a small amount of debris near the point of impact found in the middle of the westbound lane of State Route 17M near Church Street. The roadway was dry and the weather was cloudy with no precipitation. No skid marks were located.

4. On 12/05/14, I visually inspected V-1. V-1 was not video equipped. There appeared to be no visible damage to the vehicle's radar, radio equipment, or Tracs computer; however, the battery cables had been cut and I was unable to confirm weather said equipment was actually in working order. The shotgun assigned to V-1 was removed and inspected and found to be undamaged. It was secured in the SP Monroe gun locker pending the vehicle repair.

5. On 12/05/14, I interviewed Trooper DANIEL J. SALERNO, operator of V-1, who stated that at approximately 3:10 p.m. was responding to a rollover motor vehicle accident on State Route 17M in the Village of Harriman dispatched by Orange County 911 (SJS#6002390). Trooper SALERNO stated that he was in emergency operation with emergency lights and sirens activated. Trooper SALERNO stated that he was traveling westbound on State Route 17M approaching a red traffic signal at the intersection of Harriman Heights Road/Church Street. Trooper SALERNO stated that he slowed to what he estimated to be 20-25 mph and entered the eastbound lane to move around a vehicle stopped ahead at the traffic light in the westbound lane. Trooper SALERNO stated that he believed the intersection was clear and re-entered the westbound lane and began to proceed through at which time V-2 entered the intersection northbound from Harriman Height Road colliding with 2F4. As a result of the collision, Trooper

RCM

SALERNO stated that he lost control of V-1, exited the roadway over curbing and landscaping on the northwest corner of State Route 17M and Church Street, and had come to rest in the parking lot of Harriman Plaza. Trooper SALERNO stated that he did not sustain any injuries in the collision and declined any medical attention. Trooper SALERNO was directed to provide a Genl-7 Memorandum regarding the incident which is included as ENCLOSURE #1 in this report.

6. On 12/05/14, I interviewed [REDACTED] operator of V-2, who stated that he was driving home from work in Harriman and was en route to his residence in Lake Peekskill, NY. [REDACTED] stated that he was driving northbound on Harriman Heights Road approaching the intersection with State Route 17M. [REDACTED] stated that he had a steady green light as he approached the intersection. [REDACTED] stated that he heard sirens as he neared the intersection and then observed two police vehicles go through the intersection. [REDACTED] assumed those were the vehicles that the sirens were coming from and believed the intersection was clear to proceed through. [REDACTED] stated that he continued through the intersection crossing over to Church Street at which time he observed V-1 out of the corner of his eye. [REDACTED] stated that he did not have enough time to react subsequently colliding with V-1 in the intersection of State Route 17M and Church Street. [REDACTED] stated that he did not sustain any injuries during the collision. [REDACTED] was evaluated by Monroe Volunteer Ambulance at the scene and declined any further medical attention. [REDACTED] signed a Patient Care Report declining same. [REDACTED] account was reduced to writing in a Genl-4 Supporting Deposition which is included as ENCLOSURE #2 in this report. [REDACTED] also signed a Genl-81 NYSP Authorization for Use and Disclosure of Protected Health Information which is also attached, along with a copy of his Patient Care Report as ENCLOSURE #3.

7. On 12/05/14, Sergeant/SC WARD interviewed witness, [REDACTED] who stated that he was inside the Citgo Gas Station waiting for work to be done on his vehicle. [REDACTED] stated that he heard sirens outside and looked out the window. He first observed a fire truck traveling down State Route 17M. Then he observed a State Police vehicle approaching the intersection of Harriman Heights Road with lights and sirens activated. [REDACTED] stated that he observed the Trooper slow down as he approached the intersection. [REDACTED] stated that he observed V-2 traveling at a high rate of speed down Harriman Heights Road and never slowed as it entered the intersection and drove in front of the path of V-1. [REDACTED] stated that V-2 "entered the intersection so fast that the Trooper never had a chance to stop." [REDACTED] stated that he was unable to see the traffic light and was unable to tell who had the red or green. [REDACTED] account was reduced to writing in a Genl-4 Supporting Deposition which is included as ENCLOSURE #4 in this report.

8. On 12/05/14, I photographed V-1, V-2, and the scene as described above. A Genl-34D Digital Photo Record with 26 associated images are included as ENCLOSURE #5 in this report.

9. On 12/05/14, I completed a MV-104A Police Accident Report/MV-104L Police Line of Duty Accident with assigned report number SP2F123S2VZR. [REDACTED] was subsequently provided with an accident information exchange form. A copy of the MV-104A/MV-104L is included as ENCLOSURE #6 in this report.

10. On 12/05/14, V-1 was towed by Luke's Towing to SP Monroe. V-2 was towed by and to Loyal Towing.

11. On 12/05/14, Administrative Message Report AMSM2113S35BR was sent from SP Monroe reporting Division Vehicle, two car, Property Damage Accident and was sent to Division Headquarters. This report is included as ENCLOSURE #7 in this report.

12. On 12/10/14, I canvassed the area of the accident scene for any local businesses with surveillance footage of the collision. The following businesses were checked with negative results: Citgo Gas Station (A&B Auto), Enterprise Rent-A-Car, Harriman Post Office, K&G Wine and Liquor, The Berkshire Bank, Marina Restaurant, and Gold's Gym. I spoke with an employee at Cars Auto Body who stated that his employer would possibly have surveillance footage from a camera which points in the direction of the intersection and that he would advise him to contact me.

13. On 12/21/14, I met with GREGORY S. EPSARO [REDACTED] owner of Cars Autobody, located at 85 State Route 17M in the Village of Harriman (845)782-2505. EPSARO assisted me in reviewing his video surveillance footage from his business. One of the cameras pointed in the direction of the intersection of State Route 17M and Harriman Heights Road/Church Street. The surveillance system was about 15 years old and very poor quality; however, we were able to view the collision. The video showed V-1 traveling westbound on State Route 17M in the eastbound lane around a vehicle stopped at the traffic light in the westbound lane. V-1 then re-entered the westbound lane subsequently colliding with V-2 in the intersection closest to Church Street. It could also be seen that V-1 had emergency lights activated. The video also showed a passenger vehicle which appeared to be a Mini Cooper traveling eastbound on

State Route 17M pulled onto the shoulder allowing V-1 to pass through. The Mini Cooper had made a right hand turn onto State Route 17M from Harriman Heights Road. V-2 could be observed traveling from Harriman Heights Road and crossing over State Route 17M to Church Street in front of the path of V-1. Approximately 30 seconds prior to the collision a fire truck could be seen pulling onto State Route 17M westbound from Church Street with emergency lights activated. There were no other police vehicles observed passing through the intersection on the video around the time of collision as stated by [REDACTED]. The video only showed a partial view of the intersection, with poor quality, and skipping. I was unable to estimate the speeds of V-1 and V-2 as they entered the intersection. The video also did not show the traffic signal, but it appeared from the movement of the vehicles at the intersection that Trooper SALERNO did have a red traffic signal upon his approach and had not stopped before entering the intersection. The video did not have audio, so I was unable to substantiate if Trooper SALERNO had the siren activated. EPSARO stated that due to being an antiquated system he was unable to burn a copy of the video to a disc or send it through an e-mail. EPSARO attempted to contact the company that installed the system with negative results. EPSARO stated that the video footage is retained in the system for approximately three months before being purged.

14. On 12/22/14, I received a copy of the estimate for repairs from Troop F AMI. A copy of this estimate is included in this report as ENCLOSURE #8.

15. On 12/22/14, I included copies of SJS# 6002485 and SJS# 6002390 as ENCLOSURES #9 and #10 respectively in this report.

Case closed by investigation.

RCII

NEW YORK STATE POLICE

THE PEOPLE OF THE STATE OF NEW YORK

-- vs. --

N/A

Defendant(s)

INCIDENT LOCATION:

STATE OF NEW YORK LOCAL CRIMINAL COURT

COUNTY OF ORANGE

VILLAGE of HARRIMAN

LOCATION OF DEPOSITION:

STATE OF NEW YORK

COUNTY OF ORANGE

VILLAGE of HARRIMAN

On 12/05/2014 at 04:26 PM I, [REDACTED]

State The Following:

Around 3:10 PM today the 5th of December, I was driving home from work in Harriman. I live in [REDACTED] I was driving down Harriman Heights Road approaching Route 17M. I had a steady green light as I came down the hill approaching 17M. I heard sirens as I was getting closer to 17M and then saw two police cars go through the intersection of 17M and Harriman Heights Road with their lights on. They were far away as I approached the intersection, so I didn't even need to slow down or yield to them. I figured those were the only vehicles that had sirens on and they had already cleared the intersection, so I continued through the intersection to cross over to Church Street. That's when I got hit by the Troop car. I didn't even see him until last second out of the corner of my eye, but by that time it was too late to stop. He was going around another car that was stopped in the intersection. I believe he had his lights on, but like I said it was too late for me to even react. I was not injured. I was checked out by the EMT's and refused any further medical attention.

[REDACTED SIGNATURE]

Notice

(Penal Law §210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable by [REDACTED]

Affirmed under penalty of perjury

this 05TH day of DECEMBER, 2014

(SIGNATURE OF DEPONENT)

- OR -

* Subscribed and Sworn to before me

this _____ day of _____

(WITNESS)

[Signature]
(NAME OF PERSON TAKING DEPOSITION)

Time Ended
12/05/2014 04:40 PM

* This form need be sworn to only when specifically required by the court

STATE OF NEW YORK

COUNTY OF Orange

Town of Wallkill

COURT

THE PEOPLE OF THE STATE OF NEW YORK

- vs. -

SUPPORTING DEPOSITION

(Defendant(s))

STATE OF NEW YORK

COUNTY OF Orange

ss.

Town of Wallkill

On	DATE <u>12/5/14</u>	at	TIME STARTED <u>3:20</u> <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m.	I, <u>[REDACTED]</u>	CITY	STATE <u>NY</u>
	DATE OF BIRTH		NO. & STREET			

state the following: Today at about 3:10 pm, I was standing inside the City waiting for our work to be done. I heard some sirens outside and looked out the window. I first saw a fire truck driving down Route 17M. After the fire truck cleared, I saw a State Police vehicle driving on Route 17M approaching the intersection of Harriman Heights Rd. The trooper had his lights and siren activated and he slowed as he approached the intersection. At the same time, there was a car traveling on Harriman Heights Rd approaching the intersection and he was definitely was going fast. He didn't. The car never slowed down at the intersection and drove in front of the trooper. The car entered the intersection so fast that the trooper never had a chance to stop. The State police car hit the car and both ended up on the side of the road. I couldn't see the traffic light so I can't tell who had the red or green.

NOTICE
(Penal Law §210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A

Affirmed under penalty of perjury

this 5 day of December, 2014

- OR -

Subscribed and Sworn to before me

this _____ day of _____, 19 _____

(SIGNATURE OF DEPOSITOR)
[REDACTED]

(WITNESS)
Sgt/SC K Ward
(NAME OF PERSON TAKING DEPOSITION)
TIME ENDED 3:30 a.m. p.m.

*This form need be sworn to only when specifically required by the court.

1. Agency F2 TROOP F - ZONE 2		2. Div/Precinct F211		3. ORI New York State INCIDENT REPORT NY1350200		5. Case No.		6. Incident No. 6002485	
7,8,9. Date Reported (Day, Date, Time) FRIDAY 12/05/2014 15:10			10,11,12. Occurred On/From (Day, Date, Time) FRIDAY 12/05/2014 15:10			13,14,15. Occurred To (Day, Date, Time)			
16. Incident Type ACCIDENT-PROPERTY DAMAGE					17. Business Name				
19. Incident Address (Street Name, Bldg. No., Apt. No.) STATE ROUTE 17M									
20. City/State/Zip HARRIMAN NEW YORK 10926									
21. Location Code (TSLED) HARRIMAN VILLAGE 3630			23. No. of Victims 0		24. No. of Suspects 0		26. Victim also Complainant?		
Location Type STREET									

ASSOCIATED PERSONS

25. TYPE	Name (Last, First, Middle, Title)	DOB	Street Name Bldg., Apt.No., City, State, Zip	Res Phone Bus Phone
DRIVER 1	SALERNO, DANIEL, J	[REDACTED]	1220 WASHINGTON AVENUE ALBANY NY 12226	[REDACTED]
DRIVER 2	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

VEHICLE

59. Vehicle Status TOWED		60. License Plate No. POLICE		61. State NY	62. Exp. Yr.	64. Value
63. Plate Type		65. Year 2007	66. Make 67. Model CHEVROLET TAHOE			
68. Style STATION WAGON			69. VIN		70. Color(s) BLUE	
71a. Towed By LUKE'S			71b. Towed To SP MONROE			
72. Vehicle Notes						
59. Vehicle Status TOWED		60. License Plate No. [REDACTED]		61. State NY	62. Exp. Yr.	64. Value
63. Plate Type PASSENGER AUTOMOBILE (REGULAR PLATES)		65. Year 2014	66. Make 67. Model FORD FUSION			
68. Style SEDAN, 4 DOOR			69. VIN		70. Color(s) GRAY	
71a. Towed By LOYAL			71b. Towed To LOYAL			
72. Vehicle Notes						

NARRATIVE

Date of Action	Date Written	Officer Name & Rank
12/05/2014	12/05/2014	PRESTIGIACOMO, MARK (SGT)
Narrative		
Investigated two car PDAA involving 2F4 operated by Trooper Daniel J. Salerno. Lt. Zaba advised. Refer to administrative report for full investigation.		

ADMINISTRATIVE

74. Inquiries DMV WW	75. NYSPIN Message No.	76. Complainant Signature		
77. Reporting Officer Signature (Include Rank) SGT MARK PRESTIGIACOMO		78. ID No. 5022	79. Supervisor Signature (Include Rank) SGT MARK PRESTIGIACOMO	80. ID No. 5022
81. Status CLOSED - NO MEDIA		82. Status Date 12/05/2014	83. Notified/TOT SP2F123S2VZR	
				Solvability Total 0

1. Agency F2 TROOP F - ZONE 2	2. Div/Precinct F211	New York State INCIDENT REPORT	3. ORI NY1350200	5. Case No.	6. Incident No. 6002390
7,8,9. Date Reported (Day, Date, Time) FRIDAY 12/05/2014 15:00		10,11,12. Occurred On/From (Day, Date, Time) FRIDAY 12/05/2014 15:00		13,14,15. Occurred To (Day, Date, Time)	
16. Incident Type AID-ASSIST OTHER AGENCY			17. Business Name		
19. Incident Address (Street Name, Bldg. No., Apt. No.) ST-17M					
20. City/State/Zip HARRIMAN NEW YORK 10926					
21. Location Code (TSLED) HARRIMAN VILLAGE 3630		23. No. of Victims 0	24. No. of Suspects 0	26. Victim also Complainant?	
Location Type STREET					

NARRATIVE

Date of Action	Date Written	Officer Name & Rank
12/05/2014	12/05/2014	SALERNO, DANIEL (TPR)
Narrative		
I was responding to an Orange County 911 poll for a report of a one car roll over motor vehicle accident on St-17M in the Village of Harriman. While en route to the call, I was involved in a two car PDAA at the intersection of St-17M and Harriman Heights Rd. Sgt. Prestigiacomo advised. CLOSED.		

ADMINISTRATIVE

74. Inquiries	75. NYSPIN Message No.	76. Complainant Signature	
77. Reporting Officer Signature (Include Rank) TPR DANIEL SALERNO	78. ID No. 1890	79. Supervisor Signature (Include Rank) SGT MARK PRESTIGIACOMO	80. ID No. 5022
81. Status CLOSED - NO MEDIA	82. Status Date 12/05/2014	83. Notified/TOT	
			Solvability Total 0



Administrative Message Report

ENC.# 7

Print/Run Date 12/05/2014

AMS # AM SM2113S35BR

Date/Time Reported/Discovered
12/05/2014 15:10

Agency ORI
NYS SP MONROE

TZS
F211

Message

DIVISION VEHICLE - PDAA

Investigated By

SGT/SC KENNETH WARD, SGT. MARK PRESTIGIACOMO

Units Responded

UF

Photos YES

Videotape NO

Narrative

On 12/05/14 at approximately 3:10 p.m., Trooper DANIEL J. SALERNO (EOD 11/26/12), working a scheduled 1 shift out of SP Monroe, was responding in Division vehicle 2F4 to a rollover MVA on ST-17M in the V/Harriman. Trooper SALERNO was westbound on ST-17M approaching a red traffic signal at the intersection of Harriman Heights Rd./Church St. with emergency lights and sirens activated. Trooper SALERNO slowed to approximately 20 to 25 mph as he entered the intersection. V-2, a 2014 Ford Fusion bearing NY registration [REDACTED] operated by [REDACTED] was traveling northbound across ST-17M crossing from Harriman Heights Rd. over to Church St. [REDACTED] failed to yield the right of way to 2F4 subsequently colliding with 2F4. 2F4 and V-2 both exited the roadway coming to rest in a shopping plaza parking lot at the northwest corner of ST-17M and Church St. No injuries reported by either party. [REDACTED] was evaluated by T/Monroe Ambulance and refused any further medical attention. Lieutenant Christopher T. Zaba advised by Sgt. Mark A. Prestigiacom.

# Vehicles	# Injured	# Deceased	Apparent Cause
2	0	0	PENDING INVESTIGATION

County	C/T/V Name	Location\ Street Name \ Mile Post Marker
ORANGE	HARRIMAN, VILLAGE OF - 3630	STATE ROUTE 17M AND HARRIMAN HGTS RD/CHURCH ST

Weather Conditions	Road Conditions
2 - CLOUDY	1 - DRY

Description of Damage
V-1 FRONT END DAMAGE / V-2 PASSENGER SIDE DAMAGE

Criminal Action

Sent Date \ Sent Time	Sent By
12/05/2014 18:58	PRESTIGIACOMO MARK

Authorized By
LIEUTENANT CHRISTOPHER T. ZABA

Notification ZONE

Driver Information 1

Driver Name	DOB	Gender	License State	Chemical Test
SALERNO, DANIEL J	[REDACTED]	M		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	11/26/2012	1890	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	2007	CHEV	1GNEC03027R390315

Van #	Mileage
007300	UNKNOWN

School Bus	NO	Front Airbags Deployed	YES
Comm. Veh.	NO	Side Airbags Deployed	YES
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	NO

Address	City	State	Zip

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

Insurance Company and Code

639 - GEICO GEN INS CO

Vehicle Information 2

License Plate #	State	Vehicle Year	Make	VIN #
	NY	2014	FORD	

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

ENC. #2

New York State Department of Motor Vehicles
POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes
6002485
SP2F123S2VZR

AMENDED REPORT

1	Accident Date Month: 12, Day: 5, Year: 2014	Day of Week Friday	Military Time 15:10	No. of Vehicles 2	No. Injured 0	No. Killed 0	Not Investigated at Scene <input type="checkbox"/>	Left Scene <input type="checkbox"/>	Police Photos <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
---	--	-----------------------	------------------------	----------------------	------------------	-----------------	---	--	--

2	VEHICLE 1 - Driver License ID Number [REDACTED] Driver Name - exactly as printed on license: SALERNO, DANIEL J Address (Include Number and Street): 1220 WASHINGTON AVENUE City or Town: ALBANY, State: NY, Zip Code: 12226	State of Lic. NY	VEHICLE 2 - Driver License ID Number [REDACTED] Driver Name - exactly as printed on license [REDACTED] Address (Include Number and Street) [REDACTED] City or Town [REDACTED], State NY, Zip Code [REDACTED]	State of Lic. NY
---	--	------------------	---	------------------

3	Date of Birth: [REDACTED], Sex: M, Unlicensed: <input type="checkbox"/> , No. of Occupants: 01, Public Property Damaged: <input type="checkbox"/>	Date of Birth: [REDACTED], Sex: M, Unlicensed: <input type="checkbox"/> , No. of Occupants: 01, Public Property Damaged: <input type="checkbox"/>
---	---	---

4	Name: NYS POLICE, Address: 1220 WASH AVE BLDG 22, City: ALBANY, State: NY, Zip: 12226	Name: [REDACTED], Address: [REDACTED], City: [REDACTED], State: [REDACTED], Zip: [REDACTED]
---	---	---

5	Plate Number: POLICE, State of Reg: NY, Vehicle Year & Make: 2007 CHEV, Vehicle Type: POLI, Ins. Code: 994	Plate Number: [REDACTED], State of Reg: NY, Vehicle Year & Make: 2014 FORD, Vehicle Type: 4DSD, Ins. Code: 639
---	--	--

6	Violation Section(s): 1	Violation Section(s): 1
---	-------------------------	-------------------------

7	Check if involved vehicle is: <input type="checkbox"/> more than 95 inches wide; <input type="checkbox"/> more than 34 feet long; <input type="checkbox"/> operated with an overweight permit; <input type="checkbox"/> operated with an overdimension permit.	Check if involved vehicle is: <input type="checkbox"/> more than 95 inches wide; <input type="checkbox"/> more than 34 feet long; <input type="checkbox"/> operated with an overweight permit; <input type="checkbox"/> operated with an overdimension permit.	Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.
---	--	--	--

8	VEHICLE 1 DAMAGE CODES Box 1 - Point of Impact: 1, 2 Box 2 - Most Damage: 2, 2 Enter up to three more damage codes: 1, 3, 4, 5	VEHICLE 2 DAMAGE CODES Box 1 - Point of Impact: 1, 2 Box 2 - Most Damage: 5, 5 Enter up to three more damage codes: 4, 3, 6, 4, 5	ACCIDENT DIAGRAM See the last page of the MV-104A for the accident diagram.
---	---	--	--

9	Reference Marker: 1 7 M, 8 3 0 1, 3 1 9 3	Coordinates (if available): Latitude/Northing: 4573229, Longitude/Easting: 570920	Place Where Accident Occurred: County: ORANGE, City: <input type="checkbox"/> , Village: <input checked="" type="checkbox"/> , Town: <input type="checkbox"/> of HARRIMAN Road on which accident occurred: ROUTE 17M at 1) intersecting street: CHURCH ST or 2) [REDACTED] N S of [REDACTED] E W (Milepost, Nearest Intersecting Route Number or Street Name)
---	---	---	---

Accident Description/Officer's notes
The accident occurred in a police vehicle owned/operated by the New York State Police while responding to an emergency. Vehicle 1 was traveling westbound on ST-17M with emergency lights and siren activated approaching a red traffic signal at the intersection with Harriman Heights Road and Church Street. Vehicle 1 passes an uninvolved vehicle and attempts to cross the intersection and strikes Vehicle 2 which is traveling northbound from Harriman Heights Road to Church

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	A	1	[REDACTED]	M	-	-	-			SALERNO, DANIEL J			
	B	2	A	1	27	M	-	-	-			[REDACTED]			
	C														
	D														
	E														
	F														
Officer's Rank and Signature		SGT [Signature]		Badge/ID No.	5022	NCIC No.	13502	Preinct/Post Troop/Zone	F2	Station/Boat Sector	11	Reviewing Officer	MOHL, SCOTT	Date/Time Reviewed	1/12/2015 10:16

New York State Department of Motor Vehicles
POLICE ACCIDENT REPORT
MV-104A (6/04)

Local Codes
6002485
SP2F123S2VZR

AMENDED REPORT

1	Accident Date Month: 12, Day: 5, Year: 2014	Day of Week Friday	Military Time 15:10	No. of Vehicles 2	No. Injured 0	No. Killed 0	Not Investigated at Scene <input type="checkbox"/>	Left Scene <input type="checkbox"/>	Police Photos <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
---	--	-----------------------	------------------------	----------------------	------------------	-----------------	---	--	--

VEHICLE VEHICLE BICYCLIST PEDESTRIAN OTHER PEDESTRIAN

2	VEHICLE - Driver License ID Number	State of Lic.	VEHICLE - Driver License ID Number	State of Lic.
	Driver Name - exactly as printed on license		Driver Name - exactly as printed on license	
	Address (include Number and Street)	Ap# No.	Address (include Number and Street)	Ap# No.

3	City of Town	State	Zip Code	City of Town	State	Zip Code
---	--------------	-------	----------	--------------	-------	----------

4	Date of Birth Month, Day, Year	Sex	Unlicensed <input type="checkbox"/>	No. of Occupants	Public Property Damaged <input type="checkbox"/>	Date of Birth Month, Day, Year	Sex	Unlicensed <input type="checkbox"/>	No. of Occupants	Public Property Damaged <input type="checkbox"/>
---	-----------------------------------	-----	--	------------------	---	-----------------------------------	-----	--	------------------	---

5	Name - exactly as printed on registration	Sex	Date of Birth Month, Day, Year	Name - exactly as printed on registration	Sex	Date of Birth Month, Day, Year
---	---	-----	-----------------------------------	---	-----	-----------------------------------

6	Address (include Number and Street)	Ap# No.	City of Town	State	Zip Code	Address (include Number and Street)	Ap# No.	City of Town	State	Zip Code
---	-------------------------------------	---------	--------------	-------	----------	-------------------------------------	---------	--------------	-------	----------

7	Plate Number	State of Reg.	Vehicle Year & Make	Vehicle Type	Ins. Code	Plate Number	State of Reg.	Vehicle Year & Make	Vehicle Type	Ins. Code
---	--------------	---------------	---------------------	--------------	-----------	--------------	---------------	---------------------	--------------	-----------

8	Ticket/Arrest Number(s)	Ticket/Arrest Number(s)
---	-------------------------	-------------------------

9	Violation Section(s)	Violation Section(s)
---	----------------------	----------------------

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 DAMAGE CODES
 Box 1 - Point of Impact
 Box 2 - Most Damage
 Enter up to three more damage codes

VEHICLE DAMAGE CODING:
 1-13 SEE DIAGRAM ON RIGHT.
 14. UNDERCARRIAGE 17. DEMOLISHED
 15. TRAILER 18. NO DAMAGE
 16. OVERTURNED 19. OTHER



9. Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.

Cost of repairs to any one vehicle will be more than \$1000.
 Unknown/Unable to determine Yes No

Reference Marker	Coordinates (if available) Latitude/Northing	Place Where Accident Occurred: County ORANGE <input type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> Town of _____ Road on which accident occurred _____ (Route Number or Street Name) at 1) intersecting street _____ (Route Number or Street Name) or 2) _____ feet _____ miles <input type="checkbox"/> N <input type="checkbox"/> S of _____ (Milepost, Nearest intersecting Route Number or Street Name) <input type="checkbox"/> E <input type="checkbox"/> W
------------------	---	--

Accident Description/Officer's notes
 Street. Operator Vehicle 2 stated that he heard sirens as he approached the intersection, but failed to observe Vehicle 1 approaching. Witness#1 stated that Vehicle 1 slowed as it approached the intersection with lights and siren activated and that Vehicle 2 failed to yield to Vehicle 1.
 PROPERTY DAMAGED BY VEHICLE #02- SHRUBS HARRIMAN PLAZA 88 ST-17M HARRIMAN, NY 10926 WITNESS #1

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 <i>Mark A Prestigiaco</i>	Badge/ID No. 5022	NCIC No. 13502	Precinct/Post Troop/Zone F2	Station/Beat Sector 11	Reviewing Officer MOHL, SCOTT	Date/Time Reviewed 1/12/2015 10:16
Print Name in Full MARK A PRESTIGIACOMO						

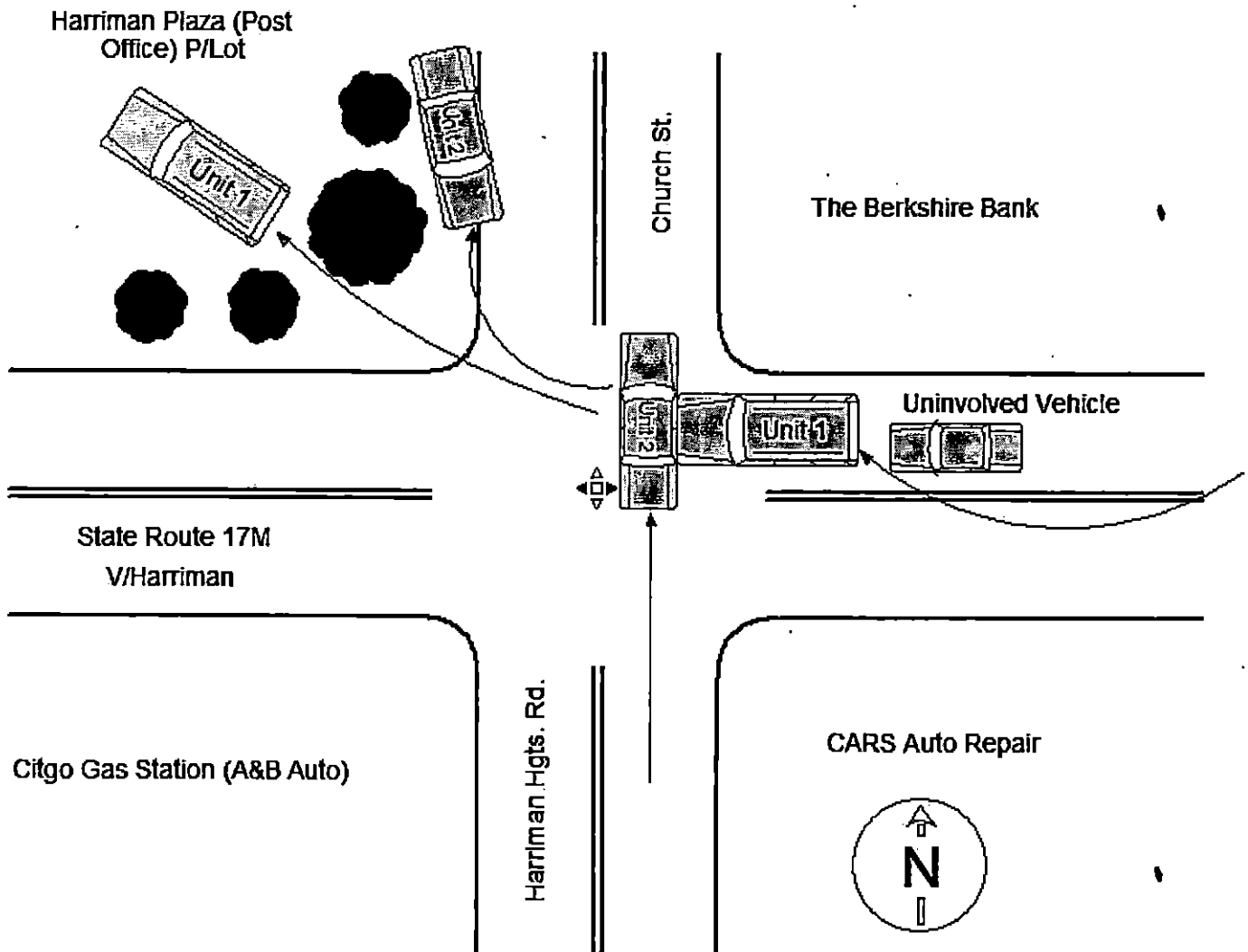
POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes
6002485
SP2F123S2VZR

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								



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 F211
Local Accident Number 6002485
SP2F123S2VZR

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
12 / 5 / 2014 <small>Month Day Year</small>	In Military Time 15:10	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"/>	SALERNO	DANIEL	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 01/12/2015 10:16	Signature of Owner of Police Vehicle/Police Agency Representative <i>[Signature]</i>	NCIC# 13502
--------------------------	---	----------------

DIGITAL PHOTO RECORD

INSTRUCTIONS:

- Complete a separate form for each investigation recorded on digital media
- Complete this form in its entirety
- Print or type all entries

STATION / AGENCY CASE NUMBER SP Monroe / 6002485	FIU LEAD # / LAB CASE #	DATE 12/05/14	TIME	
			BEGAN 3:30 PM	COMPLETED 3:44 PM

INVESTIGATING MEMBER Sgt. Mark A. Prestigiacomo	PHOTOGRAPHER'S NAME Sgt. Mark A. Prestigiacomo
--	---

CASE TYPE Division Vehicle - PDAA	COMPLAINANT - DEFENDANT - DECEASED Operator 2F4 - Trooper Daniel J. Salerno
--------------------------------------	--

COUNTY Orange	ADDRESS OR LOCATION ST-17M and Harriman Hgts. Rd./Church St. V/Harriman
------------------	--

VEHICLE (S) OPERATOR - GENERAL DESCRIPTION OF SCENE / ITEM(S) 2F4, V-2 NY reg [REDACTED] (OP. [REDACTED]) MVA Scene	ACTION REQUESTED <input type="checkbox"/> BURN TO CD/DVD <input checked="" type="checkbox"/> PRINT 1 X'S <input type="checkbox"/> RETAIN
--	---

IMAGE TYPE OR FILE FORMAT <input checked="" type="checkbox"/> JPEG <input type="checkbox"/> TIF <input type="checkbox"/> RAW	CAMERA Fuji	PAGE # 1 OF 1	DATE SUBMITTED TO FIU 12/10/14	MANNER SUBMITTED: (Check one) <input checked="" type="checkbox"/> CD/DVD <input type="checkbox"/> FLOPPY <input type="checkbox"/> E-MAIL <input type="checkbox"/> OTHER
---	----------------	---------------	-----------------------------------	--

IMAGE#	CAMERA PHOTO ID#	DESCRIPTION:	IMAGE#	CAMERA PHOTO ID#	DESCRIPTION:
1	DSCF2754	Scene facing east	38		
2	DSCF2755	Front 2F4	39		
3	DSCF2756	Front driver side 2F4	40		
4	DSCF2757	Front passenger side 2F4	41		
5	DSCF2758	Driver side 2F4	42		
6	DSCF2759	Rear 2F4	43		
7	DSCF2760	Passenger side 2F4	44		
8	DSCF2761	Front passenger side 2F4	45		
9	DSCF2762	Driver side interior 2F4	46		
10	DSCF2763	Passenger side V-2	47		
11	DSCF2764	Scene facing northeast	48		
12	DSCF2765	Passenger side V-2	49		
13	DSCF2766	Front V-2	50		
14	DSCF2767	Front V-2	51		
15	DSCF2768	Driver side V-2	52		
16	DSCF2769	Driver side V-2	53		
17	DSCF2770	Rear V-2	54		
18	DSCF2771	Scene facing south	55		
19	DSCF2772	Scene facing west	56		
20	DSCF2773	Scene facing west	57		
21	DSCF2774	Scene facing west	58		
22	DSCF2775	Scene facing north	59		
23	DSCF2776	Scene facing northeast	60		
24	DSCF2777	Scene facing northwest	61		
25	DSCF2778	Driver side interior V-2	62		
26	DSCF2779	Driver side interior V-2	63		
27			64		
28			65		
29			66		
30			67		
31			68		
32			69		
33			70		
34			71		
35			72		
36			73		
37			74		



DSCF2754.JPG
12/5/2014 3:30:57 PM



DSCF2755.JPG
12/5/2014 3:31:27 PM



DSCF2756.JPG
12/5/2014 3:31:36 PM



DSCF2757.JPG
12/5/2014 3:32:17 PM



DSCF2758.JPG
12/5/2014 3:32:31 PM



DSCF2759.JPG
12/5/2014 3:32:41 PM



DSCF2760.JPG
12/5/2014 3:32:58 PM



DSCF2761.JPG
12/5/2014 3:33:08 PM



DSCF2762.JPG
12/5/2014 3:33:24 PM



DSCF2763.JPG
12/5/2014 3:33:44 PM



DSCF2764.JPG
12/5/2014 3:34:14 PM



DSCF2765.JPG
12/5/2014 3:34:40 PM



DSCF2766.JPG
12/5/2014 3:35:06 PM



DSCF2767.JPG
12/5/2014 3:35:13 PM



DSCF2768.JPG
12/5/2014 3:35:27 PM



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ENC.#8

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: a1169beb
 State ID: 7000221

Preliminary Estimate

Customer: New York State Police 2F4

Job Number:

Written By: Chris Clark, IA-941114

Insured: New York State Police 2F4 Policy #: Claim #:
 Type of Loss: Date of Loss: Days to Repair: 0
 Point of Impact:

Owner: New York State Police 2F4
 55 Crystal Run Road
 Middletown, NY 10941
 (845) 344-5300 Business

Inspection Location: T & C AUTO BODY, INC.
 770 Rt 17 M
 Po Box 2164
 MIDDLETOWN, NY 10940
 Repair Facility
 (845) 343-3443 Business

Insurance Company:

VEHICLE

Year: 2007 Body Style: 4D UTV VIN: 1GNEC03027R390315 Mileage In:
 Make: CHEV Engine: 8-4.8L-FI License: 2F4 Mileage Out:
 Model: TAHOE 4X2 LS Production Date: State: NY Vehicle Out:
 Color: Blue Int: Condition: Job #:

TRANSMISSION

Automatic Transmission
 Overdrive
POWER
 Power Steering
 Power Brakes
 Power Windows
 Power Locks
 Power Mirrors
 Heated Mirrors
 Power Driver Seat
DECOR
 Dual Mirrors

Body Side Moldings

Privacy Glass
CONVENIENCE
 Air Conditioning
 Intermittent Wipers
 Tilt Wheel
 Cruise Control
 Rear Defogger
 Keyless Entry
 Alarm
 Message Center
 Steering Wheel Touch Controls
 Rear Window Wiper

Dual Air Condition

RADIO
 AM Radio
 FM Radio
 Stereo
 CD Player
SAFETY
 Drivers Side Air Bag
 Passenger Air Bag
 Anti-Lock Brakes (4)
 4 Wheel Disc Brakes
 Stability Control
 Communications System

ROOF

Luggage/Roof Rack
SEATS
 Cloth Seats
WHEELS
 Aluminum/Alloy Wheels
PAINT
 Clear Coat Paint
TRUCK
 Rear Step Bumper
 Trailer Hitch
 Trailing Package
 Running Boards/Side Steps

Preliminary Estimate

Customer: New York State Police 2F4

Job Number:

Vehicle: 2007 CHEV TAHOE 4X2 LS 4D UTV 8-4.8L-FI Blue

Line	Oper	Description	Part Number	Qty	Extended Price \$	Labor	Paint
1	#	Vehicle over threshold/uneconomical to repair		1			
2	#	due to possibility of unseen damages.		1			
3	#	Discussed this with Donny at Troop F.		1			
4		FRONT BUMPER					
5		O/H front bumper				2.5	
6	Repl	Bumper cover	25814570	1	479.33	Incl.	3.0
7		Add for Clear Coat					1.2
8	Repl	Center support	15882454	1	48.90	Incl.	
9	Repl	Center bracket	22742861	1	44.15	Incl.	
10	Repl	RT Outer filler	21996231	1	51.32	Incl.	
11	Repl	LT Outer filler	21996230	1	51.32	Incl.	
12	Repl	RT Bumper cover side bracket	15923613	1	24.57	Incl.	
13	Repl	LT Bumper cover side bracket	15923612	1	26.72	Incl.	
14	Repl	Impact bar	25947497	1	395.00	0.3	
15	Repl	RT Mount bracket	15791866	1	98.85	0.4	
16		Add for weld removal				1.1	
17	Repl	LT Mount bracket	15791866	1	98.85	0.4	
18		Add for weld removal				1.1	
19		GRILLE					
20	Repl	Mount panel	15865945	1	50.25	Incl.	
21	Repl	Upper grille bright chrome	22830012	1	231.52	Incl.	
22	Repl	Lower grille bright chrome	15944326	1	232.35	Incl.	
23	Repl	Upper grille clip	10376721	4	19.12		
24	Repl	Upper grille U-nut	11518121	4	14.60		
25		FRONT LAMPS					
26	Repl	RT Headlamp assy	22853026	1	245.00	Incl.	
27		Aim headlamps				0.5	
28	Repl	LT Headlamp assy	22853025	1	245.00	Incl.	
29	Repl	RT Support	15874643	1	20.03		
30	Repl	LT Support	15874642	1	20.03		
31		FRAME					
32	Repl	Front section	15790389	1	1,314.07	6.0	
33		RADIATOR SUPPORT					
34	Repl	Radiator support	20805487	1	620.75	6.0	
35		Evacuate & recharge				m	1.4
36		Add for trans cooler				m	0.3
37	Repl	Lower shield	22781371	1	28.12	Incl.	
38		COOLING					
39	Repl	Cooler	20880895	1	175.00	m	0.6
40	*	Outlet pipe	15779543	1	21.36		0.8

Preliminary Estimate

Customer: New York State Police 2F4

Job Number:

Vehicle: 2007 CHEV TAHOE 4X2 LS 4D UTV 8-4.8L-FI Blue

41	*	Repl	Inlet pipe	25999416	1	16.92		0.8
42		Repl	Retainer	15049288	1	6.69		
43	**	Repl	A/M Transmission fluid		6	75.00		
44	#	Repl	Ambient sensor		1	52.53		0.1
45		R&I	Radiator 4.8 liter				m	Incl.
46	*	Repl	Reservoir tank (SP supplied)	22870828	1	0.00		Incl.
47	ENGINE							
48	*	Repl	Air cleaner assy	25873812	1	0.00	m	Incl.
49			Refrigerant recovery				m	0.4
50			Add for trans cooler				m	0.4
51	#	R&I	Air cleaner assy (from SP supplied vehicle)					0.8
open		Repl	Bracket	15295257	1	11.85		
53		Repl	Support	20759226	1	120.97		
54	HOOD							
55		Repl	Hood	15939876	1	595.00		1.0 3.0
56			Add for Clear Coat					1.2
57			Add for Underside(Complete)					1.5
58			Add for Clear Coat					0.3
59		Repl	Lock assy w/o switch	25816903	1	118.25		Incl.
60		Repl	RT Hinge assy	15942146	1	39.38		Incl. 0.3
61			Add for Clear Coat					0.1
62		Repl	LT Hinge assy	15942145	1	39.38		Incl. 0.3
63			Add for Clear Coat					0.1
64		Repl	RT Hinge assy lower bracket	15887401	1	27.33		Incl.
65		Repl	LT Hinge assy lower bracket	15887400	1	26.58		Incl.
66	AIR CONDITIONER & HEATER							
67		R&I	Condenser				m	Incl.
68	FENDER							
69		Repl	RT Fender Tahoe	22977476	1	464.28		2.9 2.0
70			Overlap Major Adj. Panel					-0.4
71			Add for Clear Coat					0.3
72			Add for Edging					0.5
73			Add for Clear Coat					0.1
74			Add for Inside					1.0
75			Add for Clear Coat					0.2
76		Repl	LT Fender Tahoe	22977475	1	495.00		2.6 2.0
77			Overlap Major Adj. Panel					-0.4
78			Add for Clear Coat					0.3
79			Add for dual battery					0.3
80			Add for Edging					0.5
81			Add for Clear Coat					0.1
82			Add for Inside					1.0
83			Add for Clear Coat					0.2
84		Repl	RT Fender liner Tahoe w/o Z71	22860094	1	63.03		Incl.

Preliminary Estimate

Customer: New York State Police 2F4

Job Number:

Vehicle: 2007 CHEV TAHOE 4X2 LS 4D UTV 8-4.8L-FI Blue

85	**	Repl	A/M RT Fender liner retainer clip	11519949	6	9.60	
86	**	Repl	A/M LT Fender liner retainer clip	11519949	6	9.60	
87	#	Repl.	RT and LT fender decals (SP supplied)		1		1.0

88	ELECTRICAL						
89		Repl	Positive cable	25814777	1	104.90 m	0.7
90	*	Repl	Battery cable jumper	20771932	1	37.02	0.2

91	FRONT SUSPENSION						
92		Repl	Wheel alignment check rear alignment		1	m	0.5
93		Repl	Wheel alignment align front wheels		1	m	1.5

94	WHEELS						
95		R&I	LT/Front R&I wheel			m	0.1
96		R&I	RT/Front R&I wheel			m	0.1
97	**	Repl	A/M RT/Frt tire Goodyear (SP supplied)		1		0.3
98	**	Repl	A/M Wheel weights		1	2.25	
99	#	Rpr	Mount and speed balance				0.2

100	RESTRAINT SYSTEMS						
101		Repl	RT Head air bag front	25897887	1	416.67 m	0.6
			Note: LABOR: Time is after headliner is removed.				
102			Air bag system diagnosis			m	0.5
103		Repl	LT Head air bag front	25897886	1	416.67 m	0.6
			Note: LABOR: Time is after headliner is removed.				
104		Repl	Driver air bag Tahoe ebony	25847290	1	750.00 m	0.4
105		Repl	RT Ft Impact sensor	15854647	1	166.67 m	0.3
106		Repl	LT Ft Impact sensor	15854647	1	166.67 m	0.3
107		Repl	RT Belt & retractor ebony	19181036	1	186.97	0.4
			Note: LABOR: Time is after lower center pillar trim panel is removed.				
108		Repl	Diagnostic unit w/head air bag	22759738	1	416.67 m	0.4
			Note: LABOR: Time is after drivers front seat is removed.				
109		Repl	LT Belt & retractor ebony	19181022	1	180.37	0.4
			Note: LABOR: Time is after lower center pillar trim panel is removed.				
110		Repl	RT Adjuster	25901985	1	45.88	
111		Repl	LT Adjuster	25901985	1	45.88	
112		Repl	RT Buckle end ebony	19121541	1	95.00	0.3
			Note: LABOR: Time is after seat is removed.				
113		Repl	LT Buckle end ebony	19121537	1	95.00	0.3
			Note: LABOR: Time is after seat is removed.				

114	FRONT DOOR						
115		Blnd	RT Door shell Tahoe & Yukon				1.2
116	*	Repl	RT Mirror assy w/o power folding black (SP supplied)	20809948	1	0.00	0.4
117	#	R&I	RT Mirror from SP supplied vehicle				0.4

Preliminary Estimate

Customer: New York State Police 2F4

Job Number:

Vehicle: 2007 CHEV TAHOE 4X2 LS 4D UTV 8-4.8L-FI Blue

118		R&I	RT R&I trim panel			0.4	
119	#	R&I	RT R&I trim panel (from SP supplied vehicle)			0.4	
120		R&I	RT Belt w/strip			0.3	
121		R&I	RT Door glass GM			0.5	
122		Blnd	LT Door shell Tahoe & Yukon				1.2
123		R&I	LT Belt w/strip			0.3	
124		R&I	LT Mirror assy w/o power folding black			0.4	
125		R&I	LT Door glass GM			0.5	
126		R&I	LT Handle, outside black			0.4	
127		R&I	RT Handle, outside black			0.4	
128		R&I	LT R&I trim panel			0.4	
129	ROOF						
130		R&I	Headliner w/o sunroof, w/o head air bags cashmere			4.0	
131	#		Add for rear cage	1		1.5	
132	SEATS & TRACKS						
133		R&I	RT R&I front seat bucket seat			0.4	
134		R&I	LT R&I front seat bucket seat			0.4	
135	**	Repl	A/M Coolant	1	16.95		
136	#	Rpr	De Nib & Polish			1.5	
137	#	Rpr	Unibody / Frame set up & Measure			2.5	
138	#	Rpr	Unibody / Frame- Correction/ Repair			6.0	F
139	#	Repl	Reset electronics	1		0.5	
140	#	Repl	Flatbed Service to shop	1	235.00		
141	#	Repl	Flatbed service to SP Middletown	1	155.00		
142	#	Rpr	Disable SRS			0.5	
143	#	Rpr	Tint Color				0.5
144	#	Repl	Corrosion Protection	1			0.5
145	#	Repl	Weld thru primer	1	6.50	0.3	
146	#	Repl	Flex additive	1	18.00		
147	#		Car Cover	1	8.00	0.3	
148	#		Hazardous Waste	1	3.50		
149	#	Repl	Paint and materials as per Mitchell RMC	1	843.26		
SUBTOTALS					11,140.43	62.5	21.8

Preliminary Estimate

Customer: New York State Police 2F4
Job Number:

Vehicle: 2007 CHEV TAHOE 4X2 LS 4D UTV 8-4,8L-FI Blue

ESTIMATE TOTALS

Category	Units	Rate	Cost \$
Parts			11,140.43
Body Labor	56.5 hrs @	\$ 48.00 /hr	2,712.00
Paint Labor	21.8 hrs @	\$ 48.00 /hr	1,046.40
Frame Labor	6.0 hrs @	\$ 48.00 /hr	288.00
Subtotal			15,186.83
Grand Total			15,186.83
Deductible			0.00
CUSTOMER PAY			0.00
INSURANCE PAY			15,186.83

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.

THE PREPARATION OF THIS ESTIMATE MAY HAVE BEEN BASED ON THE USE OF CRASH PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. THERE ARE WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS. THESE WARRANTIES ARE PROVIDED BY THE MANUFACTURER AND/OR DISTRIBUTOR OF THE PARTS RATHER THAN BY THE ORIGINAL MANUFACTURER OF YOUR VEHICLE.