# Involved Member(s):

Trooper James L Distasi

Case Type: Critical Incident

Case Number: DCN2018-0346

Finding: Closed by Investigation

Complainant: Captain Lawrence A Muller

# PROFESSIONAL STANDARDS BUREAU PERSONNEL COMPLAINT TRACKING

DCN: 20190346 CTV: F5656	REGION: South	LEVEL: 4	TYPE: CI
Subject(s): Tpr James L Distasi	en o		STATE OF THE PROPERTY OF THE P
Investigated by: Lt. James Cleary		Troop or Detail	F
Staff Inspector: Robert C. Gregory	200 Table 100 Ta	Date: 05/29/2019	
SUBJECT HISTORY REVIEWED?	AUDIO? VIDEO?	ON PROBATION	
ALLEGATION: Critical Incident (Troop C			
SYNOPSIS: On 08/14/2018, Tpr Distasi w		n SPIAA while ope	erating 3F28 on North Rd on
the Town of Lloyd, Ulster County. This inv pedestrian,	estigation concluded that the cause of restigation revealed no violations of N		
Staff Inspector Robert C. Gregory recommer	nded that this matter be closed by Inv	estigation.	
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rinding of investigation:   Founded	_ Uniounded _ Unsubstantiated	Closed by In	ivestigation
Recommended Level of Adjudication:	Troop Level Division Level		
Adjudicated at Troop ☐ .	Date: Disposition	on:	
Date Forwarded to Assistant Deputy Supe	erintendent – Professional Standard	ls Bureau 05/29/2	019 – RCG.
Assistant Deputy Superintendent - Profession			
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	221 Advisor		
Finding of Investigation: Founded	Unfounded 🔲 Unsubstantiated	l 🛛 Closed by In	vestigation
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Recommended Level of Adjudication:	Troop Level Division Level		MSR
Date Forwarded to Deputy Superintenden	t – Professional Standards Bureau		:•
Deputy Superintendent - Professional Stand	ards Bureau Date: 9/12	/19	en alemania de la companya de la co
Comments:			
☐ Division Level Recommended	☐ Troop Level Recommended		PJR
Date Forwarded to First Deputy Superinten			1.01
First Deputy Superintendent			- 18
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☐ Troop Level—Return to Chief Inspector	Division Level Forward	to Division Counse	el .
Date Forwarded to Counsel or the Chief Ins		and the second of the second o	21.12.2

☐ Troop Level	Rank/Name of Member Notified	
Date Notified:	Notified by Whom:	

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September 13, 2019

Trooper James L. Distasi New York State Police P.O. Box 679 212 Rte 299 Highland, NY 12528

Dear Trooper Distasi:

After full review of the investigative report and all associated materials related to Critical Incident #2019-0346, it is my determination no evidence has been found to substantiate any violation of Division Rules, Regulations or Instructions.

This matter is Closed by Investigation.

Very truly yours,

Colonel Patrick J. Regan Deputy Superintendent

### NEW YORK STATE POLICE COVER PAGE

TITLE OF CASE	REPORTING TROOP	MANAGING TROOP	DATE OF REPORT			
Trooper James L. Distasi	F	Н	3/5/19			
SP Highland, EOD 0/14/2014, Shield# 0530	DATE OF OCCURRED	TZS	CTV CODE			
	8/14/18	F321	F5656			
	INVESTIGATIVE PERIO	TYPED BY				
Complainant:	8/14/18-3/5/19					
	REPORT OF	REPORT OF				
	Lt. James	Lt. James D. Cleary				
CHARACTER OF CASE - (CC CODE)	STATION	STATION				
Complaint Against Personnel PCT0100	PSB-	PSB-SRO				
	STATUS OF CASE (□) CA (□) C/EC (図) C	STATUS OF CASE (□) CA (□) C/EC (図) C/INV (□) C/UNF (□) C/UNS (□) C/FND (□) OPN				

REFERENCE: Complaint Against Personnel DCN 20180346

#### ENCLOSURES:

- 1. GENL-7 Memorandum of Sergeant S/C JAMES P. FITZMAURICE, dated 9/24/2018
- GENL-7 Memorandum of Sergeant HEATHER M. SAVAGE, dated 9/26/2018
- 3. GENL-7 Memorandum of Trooper JOSEPH T. COLBY, dated 10/9/2018
- 4. GENL-7 Memorandum of Trooper JAMES L. DISTASI, dated 9/3/2018
- 5. CD containing phone call made to Ulster County 911 and subsequent radio transmissions
- 6. Completed Medical Services Deposition from Charge Nurse TAMARA IGOE
- 7. GENL-34D and associated CD containing photos taken by Sergeant S/C THOMAS J. FARRELL
- 8. GENL-34D and associated CD containing photos taken by Sergeant S/C JOHN J. FISHER
- 9. GENL-34D and associated CD containing photos taken by Trooper THOMAS G. BRENNAN JR.
- 10. GENL-34D and associated CD containing photos taken by Trooper KYLE M. MARKLE
- 11. Copy of Administrative Message Report ##AMSPI618KV16C
- 12. GENL-4 Supporting Deposition from RICAHRD L. SIMPSON
- 13. GENL-4 Supporting Deposition from Lloyd Police Department Officer JESSE VAIL
- 14. MV-104A Police Accident Report #SPP1628LHPLK completed by Sergeant S/C JOHN J. FISHER
- 15. GENL-34D and associated CD containing photos taken by Investigator JAN C. ANTHONY
- 16. NPPD call for service report #2014-7301 dated 6/18/14
- 17. NPPD incident report #2017-11071 dated 10/6/17
- 18. NPPD call for service report #2017-12045 dated 10/27/18
- 19. NPPD call for service report #2017-12047 dated 10/27/18
- 20. MV-104A Police Accident Report #SSN3487JS4MQ completed by NPPD
- 21. Damage estimate for 3F28 completed by Troy's Auto Body
- 22. GENL-7 Memorandum of Trooper KYLE M. MARKLE, dated 9/26/18
- 23. Completed Division Vehicle PIAA report of Lieutenant MICHAEL W. SUMNICK
- 24. Automatic Vehicle Locator information for Division Vehicle 3F28
- 25. Published Collision Reconstruction Report dated 3/5/19

DISTRIBUTION: (□) DHQ (□) TROOP (□) OTHER:	FOR TROOP/DIVISION HEADQUARTERS USE ONLY
APPROVED:	DESTROY IN 20 INITIALS
ZONE	— PERMANENT RETENTION
TROOP	INITIALS
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#### REPORT

SYNOPSIS: On August 14, 2018 at approximately 5:58 a.m., Trooper JAMES L. DISTASI, SP Highland, was operating marked Division vehicle 3F28, a 2015 Ford Police Interceptor, enroute to a Mid-Hudson Bridge detail. Trooper DISTASI was operating southbound on North Road in the Town of Lloyd, approximately 1,000 feet south of the intersection with State Route 9W, when 3F28 subsequently struck pedestrian with the front driver side of 3F28. After thorough investigation and review of the incident, it is concluded the cause of this incident is pedestrian error and that no NYSP rules or regulations were violated by Trooper DISTASI. I recommend this matter be classified as closed by investigation

#### DETAILS:

1. On August 14, 2018, information was received at PSB-SRO that a Division vehicle had a struck a pedestrian on North Road in the Town of Lloyd. Staff Inspector ROBERT C. GREGORY and Captain LAWRENCE A. MULLER responded to the scene and obtained preliminary information that Trooper JAMES L. DISTASI was operating marked unit 3F28 southbound on North Road and struck pedestrian Subsequently, was transported to Mid-Hudson Regional Hospital,

Poughkeepsie, NY, and diagnosed with

Ongoing

investigation was continuing and Lieutenant JAMES D. CLEARY, PSB-NRO, was assigned to investigate by Inspector GREGORY, with Division complaint number 20180346 generated.

# AT NORTH ROAD, TROOP F, LLOYD, NEW YORK

2. As part of the Division Vehicle PIAA investigation conducted by Lieutenant MICHAEL W. SUMNICK, SP Kingston, Sergeant Station Commander JAMES P. FITZMAURICE, SP Catskill, submitted a Memorandum detailing his involvement in the incident. In sum and substance, Sergeant S/C FITZMAURICE stated that on August 14, 2018, at approximately 6:20 a.m., he was contacted by Sergeant HEATHER M. SAVAGE, SP Kingston who advised him of a Troop car vs. pedestrian accident in the town of Lloyd. Sergeant S/C FITZMAURICE further stated he responded to the scene and interviewed Trooper JAMES L. DISTASI, SP Highland, who advised that he was operating unit 3F28, enroute to a Mid-Hudson Bridge detail. Further, Trooper DISTASI stated that shortly prior to 6:00 a.m., he made a right turn off of State Route 9W and was traveling south on North Road. Trooper DISTASI stated that after turning onto North Road, he was traveling at approximately 35 MPH and struck a pedestrian, who was walking in the center of the roadway. Trooper DISTASI stated that due to the darkness, he was unable to tell which direction the subject was walking. Trooper DISTASI further stated that the pedestrian was injured, conscious, and transported to Mid-Hudson Regional Hospital prior to the arrival of Sergeant S/C FITZMAURICE. A copy of the Memorandum submitted by Sergeant S/C FITZMAURICE is attached to this report as Enclosure #1.

# AT SP KINGSTON, TROOP F, KINGSTON, NEW YORK

3. As part of the Division Vehicle PIAA investigation conducted by Lieutenant MICHAEL W. SUMNICK, Sergeant HEATHER M. SAVAGE, SP KINGSTON, submitted a Memorandum detailing her involvement in the incident. Sergeant SAVAGE stated in sum and substance that on August 14, 2018, at approximately 6:20 a.m., she was in Division vehicle 3F55 and was contacted by Troop F Communications via radio. Subsequently, Sergeant SAVAGE called SP Kingston and spoke to Trooper JOSEPH T. COLBY, SP Kingston, who advised her that a Trooper from SP Highland had been in an accident. Further, Trooper COLBY advised that he believed Trooper DISTASI had struck a pedestrian

and that he had no further information at that time. Sergeant SAVAGE further stated she contacted Trooper DISTASI, who stated that he had struck a pedestrian on North Road, that the subject appeared to have an injury to his arm and that he contacted EMS. Sergeant SAVAGE further stated she contacted Sergeant S/C JAMES P. FITZMAURICE, who advised that he would respond to the scene. A copy of the Memorandum submitted by Sergeant SAVAGE is attached to this report as Enclosure #2.

### AT SP KINGSTON, TROOP F, KINGSTON, NEW YORK

4. As part of the Division Vehicle PIAA investigation conducted by Lieutenant MICHAEL W. SUMNICK, Trooper JOSEPH T. COLBY, SP Kingston, submitted a Memorandum detailing his involvement in the incident. Trooper COLBY stated that on August 14, 2018 at approximately 6:00 a.m., he was in the station patrol room when he received a phone call from Trooper DISTASI asking to speak to a supervisor regarding an incident that he was involved in. Trooper COLBY further stated he advised Trooper DISTASI that the Sergeant was Sergeant SAVAGE, but that she had left the station and was enroute to SP Coxsackie. Trooper COLBY further stated he had Trooper DISTASI explain the situation to him, so that he (Trooper COLBY) could relay the information to Sergeant SAVAGE. Trooper COLBY stated Trooper DISTASI informed him that his Troop car struck a pedestrian on North Road in the Town of Lloyd and that he was enroute to the bridge detail at the Mid-Hudson Bridge. Trooper DISTASI further advised that the pedestrian was conscious and alert, but appeared to be injured and was being transported to Mid-Hudson Regional Hospital. Trooper COLBY further stated he then contacted Sergeant SAVAGE and advised her what Trooper DISTASI stated. A copy of the Memorandum submitted by Trooper COLBY is attached to this report as Enclosure #3.

### AT NORTH ROAD, TROOP F, LLOYD, NEW YORK

As part of the Division Vehicle PIAA investigation conducted by Lieutenant MICHAEL W. SUMNICK, Trooper JAMES L. DISTASI, SP Highland, submitted a Memorandum detailing his involvement in the incident. Trooper DISTASI stated in sum and substance that on August 14, 2018, he was working a 1-8 shift and the morning Mid-Hudson Bridge detail out of SP highland, assigned to Division vehicle 3F28. Trooper DISTASI further stated that at approximately 5:58 a.m., he was traveling south on North Road in the Town of Lloyd, approximately 1,000 feet south of State Route 9W. Trooper DISTASI stated that the road conditions were wet and the roadway was foggy and unlit. Trooper DISTASI further stated that a dark object suddenly appeared in the middle of the roadway near the driver side of 3F28 and he was unable to apply the brakes, subsequently striking the object with the driver side front portion of 3F28. Trooper DISTASI stopped and got out of his vehicle and saw a male laying on the shoulder of North Road. Trooper DISTASI went to the male subject and observed that he was conscious and responsive. Trooper DISTASI advised Ulster County 911 of the accident and requested Fire and EMS. Trooper DISTASI stated he advised not to move, in attempt to keep him stabilized until EMS arrived. Trooper DISTASI stated he contacted SP Kingston and advised Trooper COLBY that he needed a Sergeant. Highland Fire Department arrived on scene and took over patient care. Trooper DISTASI stated that he was then contacted by Sergeant SAVAGE and he advised her what happened. A copy of the Memorandum submitted by Trooper DISTASI is attached to this report as Enclosure #4.

# AT ULSTER COUNTY 911 CENTER, ULSTER COUNTY, NEW YORK

6. On August 14, 2018, Trooper DISTASI contacted Ulster County 911 just after his vehicle struck the pedestrian and requested Fire and EMS. A copy of the subsequent phone conversation and radio transmissions were secured on a disk, a copy of which is attached to this report as Enclosure #5.

### AT MID-HUDSON REGIONAL HOSPITAL, TROOP F, POUGHKEEPSIE, NEW YORK

7. On August 14, 2018, Sergeant Station Commander THOMAS J. FARREL, SP Highland,
responded to Mid-Hudson Regional Hospital. Sergeant S/C FARREL learned that the individual struck
by 3F28 was being treated in the Emergency Room and was identified as
of Sergeant S/C FARREL photographed to
document his injures, documenting the photographs on a GENL-34D and recording the photos to a disk.
Sergeant S/C FARREL was unable to interview about the accident due to his medical
condition. Sergeant S/C FARREL interviewed Emergency Room Charge Nurse, TAMARA IGOE, who
advised that had serious injuries and was listed in critical condition. Sergeant S/C FARREL
obtained a completed Medical Services Deposition from IGOE and a copy is attached to this report as
Enclosure #6. A copy of the GENL-34D and disk containing the photos taken by Sergeant S/C FARREL
is attached to this report as Enclosure #7.

# AT NORTH ROAD, TROOP F, LLOYD, NEW YORK

8. On August 14, 2018, Sergeant Station Commander JOHN J. FISHER, SP Kingston, responded to the accident scene and photographed the scene. A GENL-34D was generated and the photos were recorded on a disk. A Copy of the GENL-34D and disk containing the photos is attached this report as Enclosure #8.

### AT NORTH ROAD, TROOP F, LLOYD, NEW YORK

9. On August 14, 2018, Trooper THOMAS G. BRENNAN, SP highland, Troop F CRU, responded and photographed the scene. A GENL-34D was generated and the photos were recorded on a disk. A Copy of the GENL-34D and disk containing the photos is attached this report as Enclosure #9.

# AT NORTH ROAD, TROOP F, LLOYD, NEW YORK

10. On August 14, 2018, Trooper KYLE M. MARKLE, SP Montgomery, Troop F CRU, responded and utilized Unmanned Aircraft Systems (UAS) to photograph the scene. A GENL-34D was generated and the photos were recorded on a disk. A Copy of the GENL-34D and disk containing the photos is attached this report as Enclosure #10.

### AT SP HIGHLAND, TROOP F, HIGHLAND, NEW YORK

11. On August 14, 2018, Senior Investigator WILLIAM E. FITZMAURICE, SP Catskill, completed and sent Administrative Message Report (AMS) #AMSP1618KV16C. A copy of the AMS report is attached to this report as Enclosure #11.

### AT PREMIER AUTO BODY, 181 NORTH ROAD, TROOP F, LLOYD, NEW YORK

12. On August 14, 2018, Investigator MICHAEL A. CORLETTA, SP Middletown interviewed RICAHRD L. SIMPSON, DOB: regarding the incident. SIMPSON stated he has worked at Premier Auto Body, located at 181 North Road, for approximately 3 years and generally arrives to work around 5:30 a.m. or 5:45 a.m., Monday through Friday. SIMPSON further stated that every so often, he sees a white male walking on North Road when he is coming to work, and that he (SIMPSON) is driving north on North Road when he sees the male walking. Simpson provided a description of the male he sees walking as having dark hair, unsure about facial hair, approximately 5 feet, 6 inches tall and about 175 pounds. SIMPSON further stated the male walks about

3 to 4 feet from the shoulder of the road with his back towards traffic. SIMPSON further stated he believes the male is on the wrong side of the road when he is walking. SIMPSON stated he has almost struck the individual a couple of times when driving. A GENL-4 Supporting Deposition was secured from SIMPSON and a copy is attached to this report as Enclosure #12.

# AT NORTH ROAD, TROOP F, LLOYD, NEW YORK

13. On August 14, 2018, Sergeant S/C FISHER interviewed Town of Lloyd Police Officer, JESSE VAIL, 25 Milton Ave, Highland, NY. Officer VAIL stated he arrived on scene shortly after the accident occurred and provided little information to assist with the investigation. Officer VAIL further stated he was able to ascertain that the pedestrian's name was and A GENL-4 Supporting Deposition was secured from Officer VAIL and a copy is attached to this report as Enclosure #13.

# AT SP KINGSTON, TROOP F, KINGSTON, NEW YORK

14. On August 14, 2018, Sergeant S/C FISHER completed MV-104A Police Accident Report #SPP1628LHPLK, which was subsequently approved through channels at Troop F Traffic. The findings of the investigation pertaining to this Police Accident Report document the cause of the accident as pedestrian error. A copy of the Police Accident Report is attached to this report as Enclosure #14.

# AT NORTH ROAD, TROOP F, LLOYD, NEW YORK

15. On August 16, 2018, Investigator JAN C. ANTHONY, Troop F FIU, photographed the scene of the accident to document the light conditions and roadway conditions. A GENL-34D was generated and the photos were recorded on a disk. A Copy of the GENL-34D and disk containing the photos is attached this report as Enclosure #15.

### AT PSB-SRO, TROOP H, HOPEWELL JUNCTION, NEW YORK

- 16. On August 16, 2018, I reviewed paperwork obtained from the Town of New Paltz Police Department (NPPD) that involved and his conduct as a pedestrian or his propensity to wear dark colored clothes. NPPD call for service report and that he was wearing black pants and black shirt. A copy of this report is attached to this report as Enclosure #16.
- 17. On August 16, 2018, I reviewed paperwork obtained from the Town of New Paltz Police Department (NPPD) that involved and his conduct as a pedestrian or his propensity to wear dark colored clothes. NPPD incident report a documented WISLON was a person interviewed and that he was wearing black pants and a black shirt. A copy of this report is attached to this report as Enclosure #17.
- 18. On August 16, 2018, I reviewed paperwork obtained from the Town of New Paltz Police Department (NPPD) that involved and his conduct as a pedestrian or his propensity to wear dark colored clothes. NPPD call for service report as a pedestrian wearing dark colored clothes and that vehicles don't see until they are in close proximity to him. A copy of this report is attached to this report as Enclosure #18.
- 19. On August 16, 2018, I reviewed paperwork obtained from the Town of New Paltz Police Department (NPPD) that involved and his conduct as a pedestrian or his propensity to wear

dark colored clothes. NPPD call for service report documented being a pedestrian being who was struck by a motor vehicle and was advised by NPPD regarding the numerous complaints that have been made regarding his low visibility while walking on the road. The MV-104A Police Accident Report is documented in investigative paragraph 20. A copy of the NPPD call for service report regarding this incident is attached to this report as Enclosure #19.

20. On August 16, 2018, I reviewed paperwork obtained from the Town of New Paltz Police Department (NPPD) that involved and his conduct as a pedestrian or his propensity to wear dark colored clothes. MV-104A Police Accident Report completed by NPPD documented a collision in which a vehicle struck as a pedestrian. The MV-104A documented that the vehicle was northbound and was also northbound walking with traffic. Further, was on the unlit road waring all black clothing and the light level was dark. Stated that he was struck from behind on the left shoulder but was uninjured. The apparent contributing factor for this report was listed as a committing "pedestrian/bicyclist/other pedestrian error/confusion". A copy of the MV-104A is attached to this report as Enclosure #20.

### AT SP KINGTON, TROOP F, KINGSTON, NEW YORK

- 21. As part of the Division Vehicle PIAA investigation conducted by Lieutenant MICHAEL W. SUMNICK, a damage estimate for 3F28 was obtained from Troy's Auto Body. Troy's Auto Body submitted a damage estimate dated September 24, 2018 at a value of \$6,561.06 to repair 3F28. A copy of the estimate is attached to this report as Enclosure #21.
- 22. As part of the Division Vehicle PIAA investigation conducted by Lieutenant MICHAEL W. SUMNICK, on September 26, 2018, Trooper MARKLE, who was assigned to reconstruct the circumstances of collision, submitted a preliminary findings Memorandum. Trooper MARKLE determined the primary cause of the accident to be pedestrian error. Trooper MARKLE indicated that the pedestrian was walking in the middle of the road when the accident occurred. A copy of the preliminary findings Memorandum submitted by Trooper MARKLE is attached to this report as Enclosure #22.
- 23. On October 29, 2018, Lieutenant SUMNICK completed a Division Vehicle PIAA report documenting the incident. It was noted that at the time of the report, that WILSON was currently in the hospital and several attempts by Members to interview and obtain medical records have both been met by negative results. Lieutenant SUMNNICK agreed with the preliminary findings Memorandum of Trooper MARKLE, that the cause of the accident was pedestrian error on the part of A copy of the Division Vehicle PIAA report completed by Lieutenant SUMNICK is attached to this report as Enclosure #23. It is noted that all digital media files listed as enclosures in Enclosure #23 have been previously attached as enclosures to this report.

### AT PSB-NRO, TROOP H, ALBANY, NEW YORK

24. On November 7, 2018, I conferred with Senior Investigator MICHAEL J. KIJOWSKI, NYSP Business Integration Unit, regarding the Automatic Vehicle Locator Records on Division Vehicle 3F28 relating to the date and time of the incident. Senior Investigator KIJOWSKI provided a printout of the speeds and associated times with 3F28 in the time proximity of the incident. Said printout shows vehicle 3F28 was recorded by the AVL as traveling at the following speeds: 26 MPH at 6:00:34 a.m., 46 MPH at 6:01:02 a.m., 40 MPH at 6:01:26 a.m. and 0 MPH at 6:03:18 a.m. as well as 0 MPH for next several hours after 6:03:18 a.m. It was ascertained that the collision occurred sometime between the AVL recorded time of 6:01:26 a.m. and 6:03.18 a.m. It was noted that the speed limit on North Road where the incident occurred is 30 MPH and Trooper DISTASI indicated to Sergeant S/C FITZMAURICE that his

speed was approximately 35 MPH before the collision, which is consistent with the AVL records. A copy of the AVL printout is attached to this report as Enclosure #24.

- The completed Collision Reconstruction report completed by Trooper MARKLE was published on 3/5/19. The report thoroughly documents the Collision reconstruction and the events of the collision are consistent with the reports given by Trooper DISTASI. Further, the report documents the roadway was checked for any defects or items that may have contributed to the collision, with no such defects or items being observed. The report also documents wearing dark colored clothing, with no clothing having reflective properties and the possibility of being seen walking in the middle of the road was further hindered by the lack of artificial light as well as the weather conditions at the time of the incident. The report states the primary contributing factor for this collision as it relates to the analysis of all subject matter surrounding the investigation was pedestrian error on the part of walking in the roadway. Further, Additional consideration should be given to lack of reflective clothing, the lack of artificial ambient lighting in the area, as well as the adverse weather conditions present at the time of collision. All of which would have had an adverse effect on the view out the front windshield that the operator would have experienced prior to the collision. A copy of the Collision Reconstruction Report is attached to this report as Enclosure #25.
- 26. SP Highland adopted the case as a car/pedestrian PIAA. The case is documented under SJS 8417412 and is investigated by Senior Investigator FITZMAURICE, SP Catskill. As of 3/5/2018, attempts to interview have been met with negative results. The BCI case remains pending and will be submitted under a separate cover.

#### CONCLUSION

After thorough review of all circumstances surrounding the incident, I agree with the findings of the Police Accident Report completed by Sergeant S/C FISHER and the Collison Reconstruction Report completed by Trooper MARKLE. At the time of collision, was wearing dark colored clothing and walking in the middle of North Road. Trooper DISTASI was operating southbound on North Road, which is an unlit roadway with no lane markings on the pavement. At the time of collision, the pavement was wet due to rain and there were foggy and cloudy conditions. Despite Trooper DISTASI seeing an object suddenly appear in front of him, there was no way for Trooper DISTASI to be able to react and take any type of evasive action prior to the collision. Due to the aforementioned circumstances, Trooper DISTASI was unable to avoid a collision with who was walking illegally in the roadway, walking south in the southbound lane. There is no evidence that Trooper DISTASI contributed to this collision or that he violated any NYSP rules or regulations. I recommend this matter be closed by investigation with no further action taken.

# **MEMORANDUM**

Troop F Station Catskill

Date September 24, 2018

To:

Major Pierce V. Gallagher, Troop Commander, Troop F

From:

Sergeant/Station Commander James Fitzmaurice

Subject:

DIVISION VEHICLE PIAA

On August 14, 2018, I was working a 5B tour out of SP Catskill. At approximately 6:20 am, I received a phone call from Sergeant HEATHER SAVAGE, SP Kingston. Sergeant SAVAGE stated she had received a report of a Troop Car/Pedestrian in the Town of Lloyd, Ulster County. I advised Sergeant SAVAGE I would respond and notified Lieutenant MICHAEL W. SUMNICK.

I arrived at the scene and observed that the pavement was wet from recent rain, with low light conditions due to overcast sky, time of day and the canopy overhang in the area of the accident. I interviewed Trooper JAMES L. DISTASI, SP Highland, who stated he was en route in Division vehicle 3F28 to Mid-Hudson Bridge Detail overtime. Trooper DISTASI stated just prior to 6:00 am, he made a right turn off of State Route 9W and was traveling south on North Road,

Shortly after turning onto North Road, Trooper DISTASI stated he was traveling approximately 35 M.P.H. and subsequently struck a pedestrian, who was walking in the center of the roadway. Trooper DISTASI stated due to the darkness of the roadway, he was unable to tell what direction the subject was walking. Trooper DISTASI informed me that the pedestrian was injured and conscious, but he was unsure the extent to the injuries. Trooper DISTASI advised me that the pedestrian was already transported by ambulance to Mid-Hudson Regional Hospital in Poughkeepsie, NY. Lieutenant SUMNICK arrived on the scene and I informed him what Trooper DISTASI had told me.

# MEMORANDUM

Troop F Station SP Kingston

Date\_September 26, 2018

To: Major Pierce V. Gallagher, Troop Commander, Troop F

From: Sergeant Heather M. Savage (Hr)

Subject: TROOP VEHICLE ACCIDENT - TROOPER DISTASI

On August 14, 2018, at approximately 6:20 AM, I was in 3F55 when I was contacted by Troop F Communications by radio. I called Communications and was advised to contact SP Kingston. I called SP Kingston and spoke to Trooper JOSEPH T. COLBY who advised that a Trooper from SP Highland had been involved in an accident. Trooper COLBY said he believed that Trooper JAMES L. DISTASI had struck a pedestrian. Trooper COLBY had no further information at that time. I contacted Trooper DISTASI who stated that he had struck a pedestrian on North Road near State Route 9W in the Town of Lloyd. DISTASI further stated that the pedestrian appeared to have an injury to his arm and that he had contacted EMS. I then contacted Sergeant S/C JAMES P. FITZMAURICE and advised him of the information. Sergeant FITZMAURICE advised he would respond to the scene.

**Enclosure #3** 

# **MEMORANDUM**

Troop F Station SP Kingston

Date October 9, 2018

To: Major Pierce V. Gallagher, Troop Commander, Troop F

From: Trooper Joseph T. Colby

Subject: TROOPER DISTASI – TROOP CAR/PEDESTRIAN ACCIDENT

On August 14, 2018, I was working a 2 Shift out of SP Kingston. I was in the patrol room across from the Sergeant's office when I received a phone call at approximately 6:00 am from Trooper JAMES L. DISTASI. Trooper DISTASI requested to speak to a supervisor regarding an incident that he was just involved in. I advised him that the on-duty Sergeant was Sergeant HEATHER M. SAVAGE, but she had left SP Kingston for the day and was traveling to SP Coxsackie. I had him explain the situation to me so that I could relay all the pertinent information to Sergeant SAVAGE. Trooper DISTASI informed me that his Troop car had just struck a pedestrian on North Road in the Town of Lloyd. Trooper DISTASI informed me that he was in 3F28 and he was en route to the bridge detail at the Mid-Hudson bridge. Trooper DISTASI advised me that the pedestrian was conscious and alert, but appeared to be injured and was being transported to Mid-Hudson Regional Hospital in Poughkeepsie. NY. I contacted Sergeant SAVAGE and advised her what Trooper DISTASI had told me.

# **Enclosure #4**

# **NEW YORK STATE POLICE**

### MEMORANDUM

Troop F Station SP Highland

Date September 3, 2018

To:

Major Pierce V. Gallagher - Troop Commander

From:

Trooper James L. DiStasi J.L.D

Subject:

CRITICAL INCIDENT - DIVISION VEHICLE/PEDESTRIAN PIAA

I was advised of my rights to representation pursuant to Article 16.2 of the contract by SERGEANT/STATION COMMANDER THOMAS FARRELL on September 3, 2018 and submit the following account.

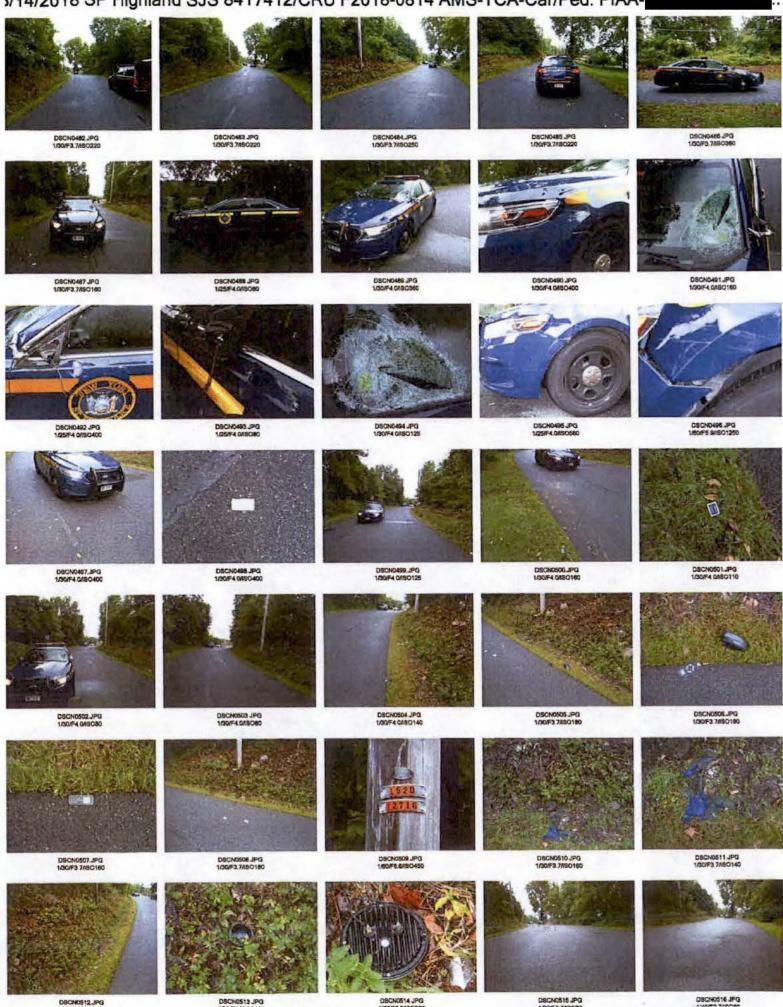
On Tuesday August 14, 2018, I was working a 1-8 shift and the AM Mid-Hudson Bridge Detail out of SP Highland assigned to 3F28. At or about 5:58 AM, I was traveling southbound on North Road in the Town of Lloyd approximately 1000 feet south of State Route 9W. The road conditions were wet and the roadway was foggy and unlit. While southbound, suddenly a dark object appeared in the middle of the roadway near the driver side front of the troop car. I was unable to apply the brakes and subsequently struck the object with the driver side front portion of the troop car. I saw and heard the impact and the object disappeared from my view. I stopped the troop car and observed a male laying face up in the northbound shoulder of North Road. I went to the subject who was conscious and responsive. I then notified Ulster County 911 of a car/pedestrian accident that had occurred at the location and requested Fire and EMS. 1 then assisted the patient by advising him to not move in attempt to keep him stabilized until EMS arrived. I contacted SP Kingston and spoke to TROOPER JOSEPH COLBY advising him I needed to speak with a SERGEANT. Highland Fire Department arrived on scene and took over patient care. SERGEANT HEATHER M. SAVAGE then contacted me and I briefed her of the incident. Shortly thereafter EMS arrived on scene. I remained on scene until approximately 9:30 AM when I was transported to

# MEDICAL SERVICES DEPOSITION

STATE OF NEW YORK  COUNTY OF DOATES:
I, Tama Igoe, state that I am employed by  Name  Name  Name of EMS Service or Medical Facility  Name of EMS Service or Medical Facility
as a(n) CMOFE
On the 14th day of August, 2018, at about 9:40 (AM) (PM),
Sergrant (SC Thomas Ford)., of the New York State Police,
brought, DOB,
before me for medical treatment at Mulson Regional for (an injury)  Station or Location for Medical Treatment
(injuries) described as Injuries from a Car US Dedestrian accident
Directions: Complete the following statements as applicable. Cross out statements which do not apply:
The following medical treatment was provided: Head CT ( Cull Body Cot Scon, X -Ray, fluids, Follow up Surgery.  The injured party refused all medical treatment stating: Pt accepted Weekstat
The injured party stated the injuries were received due to: 904 Wit by a Cal Cal by Way to Way to War.
Are the injuries described consistent with how the injured party stated they were received? [No]
Did the injured party make any allegations of excessive force by the NYSP? [Yes] [No]
If yes, what did (he) (she) allege:
NOTICE: (Penal Law sec. 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 Misdemeanor.  Affirmed under penalty of perjury, this
Witness Signature

GENL. 34D (Rev 05/15) • Complete a **Enclosure #7** DIGITAL PHOTO RECORD INSTRUCTIONS: Print or typ STATION CASE NUMBER INCIDENT DATE FIU LEAD NUMBER SP HIGHLAND 08/14/2018 08/14/ INVESTIGATING MEMBER PHOTOGRAPHER'S NAME Sergeant/SC Thomas J. Farrell Sergeant/SC Thomas J. Farrell CASE TYPE NT - OPERATOR- DECEASED Car vs Pedestrian Pedestrian COUNTY ADDRESS OR LOCATION Ulster Mid Hudson Regional Hospital GENERAL DESCRIPTION OF SCENE / ITEM(S) ACTION REQUESTED Mid Hudson Regional Hospital Emergency Room ☐ Burn To CD/DVD ☐ Print IMAGE TYPE OR FILE FORMAT MANNER SUBMITTED: (Check one) DATE SUBMITTED TO FIU F321UF 08/15/2018 of 1 □ CD/DVD □ E-MAIL □ Other PAGE # CAMERA PHOTO ID# CAMERA IMAGE# DESCRIPTION: IMAGE# DESCRIPTION: PHOTO ID# Face/Upper Chest Right Arm Right Leg Left Leg Overview Left Arm Head Black Duffel and Green Backpack Cut Black Jeans Right Black New Balance Shoe 

DIGITAL	L PHOTO REC	PHOTO RECORD INSTRUCTIONS: Complete a service of the complete as a service								
STATION		CASE NUMBER	FIU LEAD NUMBER	INCIDENT		PHOTO PHOTO				
SP Highla	and	8417412		8/14/2	nte	8/14	/20·			
INVESTIGAT	ING MEMBER	3711312	- <del>1</del>	PHOTOGRAP	7 - 5 - 5 - 5 - 5 - 5 - 5 - 5 - 5 - 5 -		120	<del></del>	-	
	SC John Fisher			Sergeanti	SC Johr	n Fisher				
CASE TYPE			COMPLAINANT - DEFEN	DANT - OPERA	TOR - DEC	CEASED				
Car vs Pe	destrian	s <u>nor assus</u> e		Pedestrian	232					
AND STANSONS			ADDRESS OR LOCATION							
GENERAL DE	SCRIPTION OF SCEN	E / ITEM(S)	North Road T/Lloyd	1	Γ			ACTION REQU	ESTED	<del></del>
Scene Ph	otos				☐ Bur	n to CD/I	DVD	Print		✓ Retain
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IMAGE#	CAMERA PHOTO ID #	DESCRIPT	ION:	IMAGE#		MERA TO ID#	a - 12		ESCRIPTION:	
1	DSCN_0482	North Road fac	cing south							
2	DSC_0483	North Road fac	cing south	9						
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4	DSC_0485	3F28 Ext	erior							
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8	DSC_0489	3F28 Ext	erior							
9	DSC_0490	3F28 Ext	erior					25		
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18	DSC_0499	North Road fac			S 15	- 22	5E3E3			
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20	DSC_0501	Grass Shoulder Adjace								
21	DSC_0502	North Road fac		320						
22	DSC_0503	North Road fac								-2 20
23	DSC_0504	. North Road fac							-	
24	DSC_0505	Grass Shoulder Adjace	201	V <u>V</u> 55						
25	DSC_0506	Mirror							28 35	
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28	DSC_0509	Utility Po	<u> </u>							
29	DSC_0510	Clothin								
30	DSC_0511	Clothin						200	32	
31	DSC_0512	North Road fac						74	John Street	
32	DSC_0513	Spotlight Ho			50/3	1	<u> </u>			
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34	DSC_0515	North Road fac		200						tions.
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DIGITAL	PHOTO REC	CORD	· · · · · · · · · · · · · · · · · · ·	INSTRU	CTIONS: Complete a	
STATION		CASÉ NUMBER	FIU LEAD NUMBER	INCIDENT	DATE PHOT	
SD Wieblan		0447442	E2049 0044	0/4/2	049	4/20
SP Highland		8417412	F2018-0814	PHOTOGRAP		4/20.
Senior Inve	stigator Willia	m E. Fitzmaurice		Tpr. Thorr	nas G. Brennan	Jr.
CASE TYPE	¥		COMPLAINANT - DEFEN			
	Pedestrian Inju	ary Collision	Pedestrian-			
COUNTY			ADDRESS OR LOCATION	4		
Uister	CRIPTION OF SCEN	(E /)TEM(S)	North Road in the	Town of Lio	yd	ACTION REQUESTED
	2				Burn to CD	
**SCENE PI		TYPE OR FILE FORMAT		DATE SU	BMITTED TO FIU	MANNER SUBMITTED: (Check one)
Nikon D700	O JPEG	☐ TIF ☐ Raw	PAGE# 1 OF 7			CD/DVD E-Mail Other
IMAGE#	CAMERA PHOTO ID#	DESCR	IPTION:	IMAGE#	CAMERA PHOTO ID #	DESCRIPTION:
1	DSC_5852	North Rd facir	ng northbound	39 .	DSC_5890	North Rd facing northbound
2	DSC_5853	North Rd facir	ng northbound	40	DSC_5891	North Rd facing northbound
3	DSC_5854	North Rd facir	ng northbound	41	DSC_5892	North Rd facing northbound
4	DSC_5855	North Rd facir	ng northbound	42	DSC_5893	Telephone Pale
5	DSC_5856	North Rd facir	ng northbound	43	DSC_5894	North Rd facing northbound
6	DSC_5857	North Rd facil	ng northbound	44	DSC_5895	North Rd facing northbound
7	DSC_5858	North Rd facir	ng northbound	45	DSC_5896	North Rd facing northbound
8	DSC_5859	North Rd facin	ng northbound	46	DSC_5897	North Rd facing northbound
9	DSC_5860	North Rd facir	ng northbound	47	DSC_5898	North Rd facing northbound
10	DSC_5861	North Rd facil	ng northbound	48	DSC_5899	North Rd facing northbound
11	DSC_5862	North Rd facil	ng northbound	49	DSC_5900	North Rd facing northbound
12	DSC_5863	North Rd facil	ng northbound	50	DSC_5901	North Rd facing northbound
13	DSC_5864	North Rd facil	ng northbound	51	DSC_5902	North Rd facing northbound
14	DSC_5865	North Rd facil	ng northbound	52	DSC_5903	North Rd facing northbound
15	DSC_5866	North Rd facil	ng northbound	53	DSC_5904	North Rd facing northbound
16	DSC_5867	North Rd facil	ng northbound	54	DSC_5905	North Rd facing northbound
17	DSC_5868	North Rd facil	ng northbound	55	DSC_5906	North Rd facing northbound
18	DSC_5869	North Rd facil	ng northbound	56	DSC_5907	North Rd facing northbound
19	DSC_5870	North Rd facil	ng northbound	57	DSC_5908	North Rd facing northbound
20	DSC_5871	North Rd facil	ng northbound	58	DSC_5909	North Rd facing northbound
21	DSC_5872	North Rd facil	ng northbound	59	DSC_5910	North Rd facing east
22	DSC_5873	Troop C	ar 3F28	60	DSC_5911	North Rd Facing northbound
23	DSC_5874	Troop C	ar 3F28	61	DSC_5912	North Rd Facing west
24	DSC_5875	Troop C	ar 3F28	62	DSC_5913	North Rd Facing west
25	DSC_5876	Troop C	Car 3F28	63	DSC_5914	North Rd Facing southbound
26	DSC_5877	Troop C	Car 3F28	64	DSC_5915	Telephone Pole west shoulder
27	DSC_5878	Troop C	ar 3F28	65	DSC_5916	Telephone Pole east shoulder
28	DSC_5879	· Troop C	Car 3F28	66	DSC_5917	North Rd facing southbound
29	DSC_5880	Troop C	Car 3F28	67	DSC_5918	North Rd facing southbound
30	DSC_5881	Troop C	ar 3F28	68	DSC_5919	North Rd facing southbound
31	DSC_5882	Troop C	Car 3F28	69	DSC_5920	North Rd facing southbound
32	DSC_5883	Troop C	Car 3F28	70	DSC_5921	North Rd Facing southbound
33	DSC_5884	Troop C	Car 3F28	71	DSC_5922	North Rd facing southbound
34	DSC_5885	Troop C	Car 3F28	- 72	DSC_5923	North Rd facing southbound
35	DSC_5886	Troop C	Car 3F28	73	DSC_5924	North Rd Facing southbound
36	DSC_5887	Troop C	Car 3F28	74	DSC_5925	North Rd Facing southbound
37	DSC_5888		Car 3F28	75	DSC_5926	North Rd facing southbound
38	DSC_5889		Car 3F28	76	DSC_5927	North Rd Facing southbound

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DIGITAL	PHOTO REC	ORD			INSTRU		separato form fo c all entries	r each investigation recorded	on digital media		
STATION			CASE NUMBER	FIU LEAD NUMBER	INCIDENT		TO DATE		TIME		
SP Highlar	ıd ·	-	8417412	F2018-0814	8/14/2	018 8/1	14/2018 BEGAN 10:01AN				12:37PM
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ASE TYPE				COMPLAINANT - DEFENI	ANT - OPERA	TOR - DECEASED					
roop Carl	Pedestrian Inju	iry Coll	islon	Pedestrian-							
COUNTY	2			ADDRESS OR LOCATION	2.50						
Jister	CRIPTION OF SCEN	E / ITEM	0)	North Road in the	Town of Llo	yd		TION REQUESTED			
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IMAGE#	CAMERA		DESCR		IMAGE #	CAMERA		DESCRIPTION			
77	DSC_5928		North Rd facin		115	PHOTO ID # DSC_5966		Cell phone batter			
78	DSC_5929		North Rd facin		116	DSC_5967		Samsung Cell E			
79			North Rd facin		117	DSC_5968	+	Samsung Cell E			
•••	DSC_5930			(2000) W			+				
80	DSC_5931		North Rd facin	-	118	DSC_5969	-	Green eye glass			
81	DSC_5932		North Rd facin			DSC_5970	<del> </del>				
82	DSC_5933				120	DSC_5971	<del>                                     </del>	Green eye glass			
83	DSC_5934		North Rd facin	·	121	DSC_5972		Green eye glas			
84	DSC_5935		North Rd facin		122	DSC_5973		Vehicle deb			
85	DSC_5936		Speed L		123	DSC_5974	ļ	Vehicle deb			
86	DSC_5937		North Rd facin		124	-DSC_5975		Vehicle deb	ris		
87	DSC_5938		North Rd facin		125	DSC_5976		Vehicle deb	ris		
88	DSC_5939			g southbound	126	DSC_5977		Vehicle deb	ris		
89	DSC_5940		North Rd facir	g southbound	127	DSC_5978		Debris			
90	DSC_5941		North Rd facir	ig southbound	128	DSC_5979		Shoe			
91	DSC_5942		North Rd facin	ng southbound	129	DSC_5980		Shoe			
92	DSC_5943		North Rd facir	ig southbound	130	DSC_5981		Shoe			
93	DSC_5944		North Rd facir	ng southbound	131	DSC_5982		Vehicle deb	ris		
94	DSC_5945		North Rd facir	g southbound	132	DSC_5983		Vehicle deb	ris		
95	DSC_5946		North Rd facir	ng southbound	133	DSC_5984		Shoe			
96	DSC_5947		North Rd facir	ng southbound	134	DSC_5985		Shoe			
97	DSC_5948		North Rd facir	ng southbound	135	DSC_5986		Vehicle deb	ris		
98	DSC_5949		North Rd facir	ig southbound	136	DSC_5987		Vehicle deb	ris		
99	DSC_5950		North Rd facir	ng southbound	137	DSC_5988		Cell phon	е		
100	DSC_5951		North Rd facir	ng southbound	138	DSC_5989		Cell phon	e		
101	DSC_5952		North Rd facir	ng southbound	139	DSC_5990		Cell phon	e		
102	DSC_5953		North Rd facir	ng southbound	140	DSC_5991		Vehicle deb	ris		
103	DSC_5954		North Rd facin	ng southbound	141	DSC_5992		Vehicle deb	oris		
104	DSC_5955	_	Telepho	one Pole	142	DSC_5993		Vehicle deb			
105	DSC_5956			one Pole	143	DSC_5994	1	Vehicle deb			
106	DSC_5957		Resident I	iome #145	144	DSC_5995		Vehicle deb			
107	DSC_5958			ng northbound	145	DSC_5996		Glass			
108	DSC_5959			ng northbound	146	DSC_5997	+	Glass			
109	DSC_5960	-	The second second second second	ng northbound	147	DSC_5998	<del> </del>	Debris			
110	DSC_5961			ng northbound	148	DSC_5999		Vehicle deb	nris		
111	DSC_5962			ing soutbound	149	DSC_6000		Vehicle deb			
112	DSC_5963			ng northbound	150		-				
*					-	DSC_6001	-	Nail Clipp	<u> </u>		
113	DSC_5964			ng northbound	151	DSC_6002		Debris			
114	DSC 5965	1	Cell phone i	pattery cover	152	DSC 6003	1	Debris			

DIGITAL	PHOTO REC	ORD		INSTRU			or each investigation recorded	on digital media		
STATION		CASE NUMBER	FIU LEAD NUMBER	INCIDENT				TIME		
SP Highla	nd	8417412	F2018-0814	8/14/2	018 8/1	8/14/2018 10:01AM		12:37PM		
INVESTIGATI				PHOTOGRAP			2010   10.0TAIN   12.0			
Senior Inv	estigator William	E, Fitzmaurice			as G. Brennar					
CASE TYPE		5	COMPLAINANT - DEFENI	DANT – OPERA	TOR - DECEASED					
	/ Pedestrian Injur	y Collision	Pedestrian-							
COUNTY					(5-45 <u>a</u> (1			85		
Ulster GENERAL DE	SCRIPTION OF SCENE	/ ITEM(S)	North Road in the	Town of Lic	yd	AC	CTION REQUESTED			
		, , , , , , , , , , , , , , , , , , , ,			Burn to Co		Print	Retain		
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IMAGE#	CAMERA PHOTO ID#	DESCRI	PTION.	IMAGE #	CAMERA PHOTO ID#	1	DESCRIPTION			
153	DSC_6004	Deb	ris	191	DSC_6042		Vehicle deb	ris		
154	DSC_6005	Deb	ris .	192	DSC_6043		Vehicle deb	ris		
155	DSC_6006	Gla	ss	193	DSC_6044		Vehicle deb	ris		
156	DSC_6007	Gla	SS	194	DSC_6045		Scene facing	east		
157	DSC_6008	Deb	ris	195	DSC_6046		Scene facing	east		
158	DSC_6009	Gla	SS	196	DSC_6047		Scenefacing sout	hbound		
159	DSC_6010	Cloth	ning	197	DSC_6048		Scene facing	east		
160	DSC_6011	Cloth	ning	198	DSC_6049		Vehicle deb	ris		
161	DSC_6012	Deb	nis .	199	DSC_6050		Vehicle deb	ris		
162	DSC_6013	Breath	Spray	200	DSC_6051		Vehicle deb	ris		
163	DSC_6014	Clott	ning	201	DSC_6052		Scene facing sou	thbound		
164	DSC_6015	Cioti	ning	202	DSC_6053		Vehicle deb	ris		
165	DSC_6016	Clott	ning	203	DSC_6054		Vehicle debris			
166	DSC_6017	Cloti	ning	204	DSC_6055		Scene facing northboun			
167	DSC_6018	Clot	ning	205	DSC_6056		Scene facing	west		
168	DSC_6019	Clot	ning	206	DSC_6057		Scene facing	west		
169	DSC_6020	Scene fac	oing east	207	DSC_6058		Scene facing	west		
170	DSC_6021	Pole ea	st side	208	DSC_6059		Telephone pole v	vest side		
171	DSC_6022	Pole ea	st side	209	DSC_6060		Telephone pole w	est side		
172	DSC_6023	Scene e	vidence	210	DSC_6061		Gas Pipe P	ole		
173	DSC_6024	Scene e	vidence .	211	DSC_6062		Telephone pole e	ast side		
174	DSC_6025	Scene e	vidence	212	DSC_6063		Telephone pole e	ast side		
175	DSC_6026	Scene e	vidence	213	DSC_6064		Telephone pole e	east side		
176	DSC_6027	Vehicle	debris	214	DSC_6065		Telephone pole e	east side		
177	DSC_6028	Scene e	vidence	215	DSC_6066		Troop Car 3F28			
. 178	DSC_6029	Vehicle	debris	216	DSC_6067		Troop Car 3F28			
179	DSC_6030	Vehicle	debris	217	DSC_6068	1	Troop Car 3	F28		
180	DSC_6031	Vehicle	debris	218	DSC_6069		Troop Car 3	and recognition of the special contract of		
181	DSC_6032	Vehicle	debris	219	DSC_6070	_	Troop Car 3			
182	DSC_6033	Vehicle	debris	220	DSC_6071		Troop Car 3			
183	DSC_6034	Vehicle	debris	221	DSC_6072	1	Troop Car 3	F28		
184	DSC_6035	Vehicle	debris	222	DSC_6073		Troop Car 3	F28		
185	DSC_6036	Vehicle	debris	223	DSC_6074		Troop Car 3	F28		
186	DSC_6037	Vehicle	debris	224	DSC_6075		Troop Car 3	F28		
187	DSC_6038	Vehicle	debris	225	DSC_6076		Troop Car 3	F28 .		
188	DSC_6039	Vehicle	debris	226	DSC_6077		Troop Car 3	F28		
189	DSC_6040	Vehicle	debris	227	DSC_6078		Troop Car 3			
190	DSC_6041		debris	228	DSC_6079		Troop Car 3			

GENL 34D (Rev. 05/15)

DIGITAL PHOTO RECORD STATION CASE NUMBER   FIU LEAD NUI		·r		Print or type	omplete a superate form for each investigation recorded on digital media rist or type all entries			
STATION		CASE NUMBER	200 A			TO DATE	BEGAN	TIME
SP Highlar	Highland 8417412		F2018-0814	8/14/20		4/2018	10:01AM	12:37PM
INVESTIGATIN	IG MEMBER			PHOTOGRAP	HER'S NAME			
Senior Inve	estigator William E.	Fitzmaurice	COMPLAINANT - DEFEND		as G, Brennan	Jr.		
			E STATE OF THE STA	ANT - OPERA	OR - DECEASED			
Troop Carl	Pedestrian Injury (	collision	Pedestrian- ADDRESS OR LOCATION					
Ulster			North Road in the 1	own of the	ud			
	SCRIPTION OF SCENE / IT	EM(S)	North Road in the	OWN OF LIG	, , , , , , , , , , , , , , , , , , ,	AC	TION REQUESTED	
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CAMERA		OR FILE FORMAT		DATE SUE	MITTED TO FIU		MANNER SUBMITTED:	SCHOOL SCHOOL STATE
Nikon D70	00	TIF Raw	PAGE# 4 OF 7			✓ CD/D	VD E-Mail	Other
IMAGE#	CAMERA PHOTO ID#	DESCRIPT	ION:	IMAGE#	CAMERA PHOTO ID#		DESCRIPTION	<u>t</u>
229	DSC_6080	Troop Car	3F28	267	DSC_6118		Fabric transfer of	n 3F28
230	DSC_6081	Troop Car	3F28	268	DSC_6119		Fabric transfer o	n 3F28
231	DSC_6082	Troop Car	3F28	269	DSC_6120		Troop Car 3F	28
232	DSC_6083	Troop Car	3F28	270	DSC_6121		Inside Troop Ca	r 3F28
233	DSC_6084	Troop Car	3F28	271	DSC_6122		Inside Troop Ca	r 3F28
234	DSC_6085	Troop Car	3F28	272	DSC_6123		Inside Troop Ca	r 3F28
235	DSC_6086	Troop Car	3F28	273	DSC_6124		Inside Troop Ca	r 3F28
236	DSC_6087	Troop Car	3F28	274	DSC_6125		Inside Troop Ca	r 3F28
237	DSC_6088	Troop Car	3F28	275	DSC_6126		Inside Troop Ca	r 3F28
238	DSC_6089	Troop Car	3F28	276	DSC_6127		Inside Troop Ca	r 3F28
239	DSC_6090	Troop Car	3F28	277	DSC_6128		Driver seatb	elt
240	DSC_6091	Troop Car	3F28	278	DSC_6129		Driver seatb	elt
241	DSC_6092	Troop Car	3F28	279	DSC_6130		Inside Troop Ca	r 3F28
242	DSC_6093	Troop Car	3F28	280	DSC_6131		Headlight sw	itch
243	DSC_6094	Troop Car	3F28	281	- DSC_6132		Inside Troop Ca	r 3F28
244	DSC_6095	Troop Car	3F28	282	DSC_6133		Inside Troop Ca	r 3F28
245	DSC_6096	Troop Car	3F28	283	DSC_6134		Inside Troop Ca	r 3F28
246	DSC_6097	Troop Car	3F28	284	DSC_6135		Inside Troop Ca	r 3F28
247	DSC_6098	Troop Car	3F28	285	DSC_6136		Inside Troop Ca	r 3F28
248	DSC_6099	Troop Car	3F28	286	DSC_6137		Inside Troop Ca	r 3F28
249	DSC_6100	Troop Car	3F28	287	DSC_6138		Inside Troop Ca	r 3F28
250	DSC_6101	Troop Car	3F28	288	DSC_6139		Inside Troop Ca	
251	DSC_6102	Troop Car	3F28	289	DSC_6140		Inside Troop Ca	
252	DSC_6103	Troop Car	3F28 .	290	DSC_6141		Inside Troop Ca	r 3F28
253	DSC_6104	Troop Car	3F28	291	DSC_6142	1	Inside Troop Ca	
254	DSC_6105	Troop Car	3F28	292	DSC_6143		Inside Troop Ca	
255	DSC_6106	Troop Car		293	DSC_6144	Inside Troop Car 3F2		
256	DSC_6107	Troop Car		294	DSC_6145		Inside Troop Ca	
257	DSC_6108	Inside Troop		295 DSC_6146		<del>                                     </del>	Inside Troop Ca	
258	DSC_6109	Inside Troop		296	DSC_6147		Inside Troop Ca	
259	DSC_6110	Inside Troop		297	DSC_6148	$\vdash$	Inside Troop Ca	
260	DSC_6111	Inside Troop		298	DSC_6149	<del>                                     </del>	Inside Troop Ca	
261	DSC_6112	Inside Troop		299	DSC_6150	1	Inside Troop Ca	-
262	DSC_6113	Inside Troop		300	DSC_6151	<del> </del>	Inside Troop Ca	
263	DSC_6114	Inside Troop		301	DSC_6152		Inside Troop Ca	
264	DSC_6115	Fabric transfe		302	DSC_6153	+	Inside Troop Ca	
265	DSC_6116	Fabric transfe		303	DSC_6154	<del> </del>	<del></del>	
						<b></b>	Inside Troop Ca	
266	DSC_6117	Fabric transfe	1 011 3520	304	DSC_6155	3	Inside Troop Ca	IF 3F28

GENL 34D (Rev. 05/15)

DIGITAL PHOTO RECORD		14	INSTRUC		plate a separate form for each investigation recorded on digital media or type all entries			
STATION		CASE NUMBER	FIU LEAD NUMBER	INCIDENT		PHOTO DATE		IME
SP Highlar	nd	8417412	F2018-0814	8/14/20	118 8/1	8/14/2018 BEGAN 10:01AF		COMPLETED 12:37PM
INVESTIGATIN		- 04/14/2	12010-0014	PHOTOGRAPI				12:37
Senior Inve	estigator William	E. Fitzmaurice	₩ ***	Tpr. Thom	as G. Brennan	Jr.		8
CASE TYPE			COMPLAINANT - DEFEND	ANT - OPERAT	FOR - DECEASED			
Troop Carl	Pedestrian Injur	y Collision	Pedestrian-					
COUNTY			ADDRESS OR LOCATION	10				
Ulster			North Road in the T	own of Llo	yd			
GENERAL DES	SCRIPTION OF SCENE	/ ITEM(S)					TION REQUESTED	
**SCENE P					☐ Burn to CD	/DVD L	Print	Retain
CAMERA	[C] anno	YPE OR FILE FORMAT		DATESU	MITTED TO FIU	CD/DV	D E-Mail (	
Nikon D70	DO JPEG		PAGE# 5 OF 7		CAMERA	CD/DV		
IMAGE#	PHOTO ID#	DESCRIPTI		IMAGE#	PHOTO ID#	-	DESCRIPTION	
305	DSC_6156	Inside Troop C		343	DSC_6194		Vehicle Deb	ris
306	DSC_6157	Inside Troop C	Car 3F28 .	344	DSC_6195		Vehicle Deb	ris
307	DSC_6158	Troop Car	3F28	345	DSC_6196		Vehicle Deb	ris
308	DSC_6159	Inside Troop C	Car 3F28	346	DSC_6197		Vehicle Deb	ris
309	DSC_6160	Inside Troop C	ar 3F28	347	DSC_6198		Vehicle Deb	ris
310	DSC_6161	Inside Troop C	Car 3F28	348	DSC_6199		Vehicle Deb	ris
311	DSC_6162	Inside Troop C	ar 3F28	349	DSC_6200		Vehicle Deb	ris
312	DSC_6163	Inside Troop C	Car 3F28	350	DSC_6201		Vehicle Deb	ris
313	DSC_6164	Inside Troop C	Car 3F28	351	DSC_6202	-	Glass	
314	DSC_6165	Inside Troop C	Car 3F28	352	DSC_6203	T	Glass	
315	DSC_6166	Inside Troop (	WESTERN CONTRACTORS	353	DSC_6204	+	Glass	Particular man 2 4
316	DSC_6167	Inside Troop C		354	DSC_6205		Glass	
317	DSC_6168	Inside Troop C		355	DSC_6206		Glass	
318	DSC_6169	Inside Troop (		356	DSC_6207		Glass	
					DSC_6208			·
319	DSC_6170	Inside Troop C	quit versions	357		-	Glass	
320	DSC_6171	Inside Troop C		358	DSC_6209	<del> </del>	Eye Glasse	
321	DSC_6172	Inside Troop (		359	DSC_6210	<u> </u>	Eye Glasse	
322	DSC_6173	Passenger s		360	DSC_6211	<del> </del>	Eye Glasse	
323	DSC_6174	Inside Troop (		361	DSC_6212		Eye Glasse	
324	DSC_6175	Inside Troop (		362	DSC_6213		Eye Glasse	!S
325	DSC_6176	Inside Troop (		363	DSC_6214		Vehicle Deb	ris
326	DSC_6177	Scene facing so	outhbound	364	DSC_6215	1	Vehicle Deb	ris
327	DSC_6178	Scene facing so	outhbound	365	DSC_6216		Glass	
328	DSC_6179	Scrape	9	366	DSC_6217		Glass	
329	DSC_6180	Glass		367	DSC_6218	T	Glass	
330	DSC_6181	Glass		368	DSC_6219		Glass	
331	DSC_6182	Glass		369	DSC_6220		Glass	
332	DSC_6183	Glass	I	370	DSC_6221	<del> </del>	Glass	
333	DSC_6184	Glass		371	DSC_6222		Glass	
334	DSC_6185	Glass		372	DSC_6223	<del>                                     </del>	Glass	
335	DSC_6186	Glass		373	DSC_6224		Glass	
336	DSC_6187	Glass		374	DSC_6225	+	Glass	
337		Glass		375		+		
	DSC_6188				DSC_6226		Glass	
338	DSC_6189	Glass		376	DSC_6227		Glass	
339	DSC_6190	Glass		377	DSC_6228		Plastic	
340	DSC_6191	Scene facing se		378	DSC_6229		Plastic	
341	DSC_6192	Vehicle D		379	DSC_6230		Plastic	
342	DSC_6193	Vehicle D	ebris	380	DSC_6231		Plastic	

" GENL, 340 (Rev. 05/15) INSTRUCTIONS: Complete a separate form for each investigation recorded on digital media DIGITAL PHOTO RECORD Print or type all antries CASE NUMBER FIU LEAD NUMBER INCIDENT DATE PHOTO DATE TIME REGAN COMPLETED SP Highland 8417412 F2018-0814 8/14/2018 8/14/2018 10:01AM 12:37PM INVESTIGATING MEMBER HOTOGRAPHER'S NAME Senior Investigator William E. Fitzmaurice . Tpr. Thomas G. Brennan Jr. COMPLAINANT - DEFENDANT - OPERATOR - DECEASED CASE TYPE Pedestrian-Troop Carl Pedestrian Injury Collision ADDRESS OR LOCATION North Road in the Town of Lloyd iUlster GENERAL DESCRIPTION OF SCENE / ITEM(S) ACTION REQUESTED ■ Burn to CD/DVD Retain Print \*\*SCENE PHOTOS\*\* MANNER SUBMITTED: (Check one) IMAGE TYPE OR FILE FORMAT DATE SUBMITTED TO FIU CAMERA ✓ CD/DVD E-Mail Other ✓ JPEG TIF Raw PAGE# 6 . OF 7 Nikon D7000 CAMERA CAMERA IMAGE# DESCRIPTION: IMAGE # DESCRIPTION PHOTO ID# PHOTO ID# 419 DSC\_6270 Glass 381 DSC\_6232 **Plastic** Glass **Plastic** 420 DSC\_6271 382 DSC 6233 383 421 DSC\_6272 Glass DSC\_6234 Glass 384 DSC 6235 Glass 422 DSC\_6273 Glass Glass 423 DSC\_6274 Glass 385 DSC\_6236 386 DSC\_6237 Glass 424 DSC 6275 Glass 387 DSC\_6238 Glass 425 DSC\_6276 Scene facing northbound Glass 426 **DSC 6277** Cell Phone Battery 388 DSC\_6239 389 DSC\_6240 Glass 427 DSC 6278 Cell Phone Battery Glass 428 DSC\_6279 Cell Phone Battery 390 DSC\_6241 391 DSC\_6242 Glass 429 DSC\_6280 Battery cover case 430 392 DSC\_6243 Glass DSC\_6281 Battery cover case 393 DSC:6244 Glass 431 DSC 6282 Battery cover case 394 DSC 6245 Glass 432 DSC\_6283 Battery cover case DSC 6246 Glass 433 DSC 6284 Green eye glass case 395 434 DSC\_6285 DSC\_6247 Glass Green eye glass case 396 397 Glass 435 DSC\_6286 DSC\_6248 Green eye glass case 398 DSC\_6249 Glass 436 **DSC 6287** Green eye glass case Glass 437 399 DSC\_6250 DSC\_6288 Vehicle Debris 400 DSC 6251 Glass 438 DSC 6289 Vehicle Debris 401 DSC\_6252 Glass 439 DSC\_6290 Vehicle Debris 402 DSC\_6253 Glass 440 DSC 6291 Shoe 403 DSC\_6254 Glass 441 DSC\_6292 Shoe 404 DSC\_6255 Glass 442 DSC\_6293 Shoe 405 DSC 6256 Glass 443 DSC 6294 Shoe 406 DSC\_6257 Glass 444 DSC\_6295 Shoe 407 DSC 6258 Glass 445 DSC\_6296 Shoe 408 DSC\_6259 Glass 446 DSC\_6297 Shoe 409 **DSC 6260** Glass 447 DSC\_6298 Shoe DSC\_6261 410 Glass 448 DSC\_6299 Shoe 411 DSC 6262 Glass 449 DSC\_6300 Shoe 412 DSC 6263 Glass 450 DSC 6301 Shoe

451

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DSC\_6302

DSC\_6303

DSC\_6304

DSC 6305

DSC 6306

DSC\_6307

Shoe

Shoe

Shoe

Shoe

Shoe

Shoe

413

414

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416

417

418

DSC\_6264

DSC\_6265

DSC\_6266

DSC\_6267

DSC 6268

DSC\_6269

Glass

Glass

Glass

Glass

Glass

Glass

GENL 34D (Rev. 05/15) INSTRUCTIONS; Complete a separate form for each investigation recorded on digital media DIGITAL PHOTO RECORD Print or type all entries STATION CASE NUMBER FIU LEAD NUMBER INCIDENT DATE PHOTO DATE TIME BEGAN COMPLETED SP Highland 8417412 F2018-0814 8/14/2018 8/14/2018 10:01AM 12:37PM INVESTIGATING MEMBER HOTOGRAPHER'S NAME Senior Investigator William E. Fitzmaurice Tpr. Thomas G. Brennan Jr. COMPLAINANT - DEFENDANT - OPERATOR - DECEASED Troop Carl Pedestrian Injury Collision Pedestrian-ADDRESS OR L COUNTY .Ulster North Road in the Town of Lloyd GENERAL DESCRIPTION OF SCENE / ITEM(S) ACTION REQUESTED Burn to CD/DVD Print Retain \*\*SCENE PHOTOS\*\* MANNER SUBMITTED: (Check one) CAMERA IMAGE TYPE OR FILE FORMAT DATE SUBMITTED TO FIU JPEG TIF ✓ CD/DVD ☐ E-Mail ☐ Other Raw Nikon D7000 PAGE# 7 OF CAMERA CAMERA DESCRIPTION: IMAGE# DESCRIPTION: MAGE # PHOTO ID# PHOTO ID# DSC 6308 495 DSC\_6346 Green Shirt 457 Vehicle Debris 458 DSC\_6309 Cell Phone 496 DSC\_6347 Green Shirt DSC\_6310 Cell Phone 497 DSC 6348 Green Shirt 459 460 Vehicle Debris 498 DSC 6349 Green Shirt DSC\_6311 Vehicle Debris 499 DSC\_6350 Scene facing southbound 461 DSC\_6312 462 DSC 6313 Vehicle Debris 500 DSC 6351 **Animal Tissue** 463 DSC\_6314 Shoe 501 DSC\_6352 Animal Tissue 464 DSC 6315 Shoe 502 DSC 6353 Animal Tissue 503 DSC\_6354 465 DSC\_6316 Shoe Animal Tissue 466 DSC 6317 Shoe 504 DSC\_6355 Animal Tissue 505 Vehicle Debris DSC\_6356 467 DSC\_6318 Animal Tissue DSC 6319 Vehicle Debris 506 DSC\_6357 468 Animal Tissue DSC\_6320 Vehicle Debris 507 DSC\_6358 Glass on clothing 469 470 DSC '6321 Vehicle Debris 508 DSC\_6359 Glass on clothing Vehicle Debris 471 DSC\_6322 509 DSC\_6360 Green Shirt DSC\_6323 Vehicle Debris 510 DSC\_6361 Green Shirt 472 473 DSC\_6324 Vehicle Debris 511 DSC\_6362 Green Shirt 474 DSC\_6325 Vehicle Debris 512 DSC\_6363 Blue Shirt 475 DSC 6326 Vehicle Debris 513 DSC 6364 Blue Shirt 476 DSC\_6327 Vehicle Debris 514 DSC 6365 Blue Shirt DSC 6328 Vehicle Debris 515 477 DSC 6366 Blue Shirt 478 DSC\_6329 Scene Evidence 516 DSC\_6367 Hair in windshield 479 DSC 6330 Scene Evidence 517 DSC\_6368 Hair in windshield 480 DSC 6331 Clothing 518 DSC\_6369 Hair in windshield 481 DSC\_6332 Clothing 519 DSC\_6370 Hair in windshield 482 DSC\_6333 Blue Shirt 520 DSC\_6371 Hair in windshield DSC\_6334 483 Blue Shirt 521 DSC 6372 Hair in windshield DSC 6335 484 Blue Shirt 522 DSC\_6373 Hair in windshield 485 DSC\_6336 Blue Shirt 523 DSC\_6374 Windshield 486 DSC\_6337 Blue Shirt 524 DSC\_6375 Scrape on plastic part DSC\_6338 Blue Shirt 525 487 DSC\_6376 Troop Car 3F28 Vin 488 DSC\_6339 Blue Shirt 526 DSC 6377 Troop Car 3F28 Vin 489 DSC 6340 Blue Shirt 490 DSC\_6341 Green Shirt 491 DSC 6342 Green Shirt 492 DSC 6343 Green Shirt Green Shirt 493 DSC\_6344 494 DSC 6345 Green Shirt

















DSC\_5878 JPG 1/200/F7.1/ISO400







DSC\_5882 JPG 1/125/F5 6/ISO400 DSC\_5883.JPG 1/200/F8 0/ISO100

DSC 5885 JPG



DSC\_5919 JPG

DSC\_5920 JPG

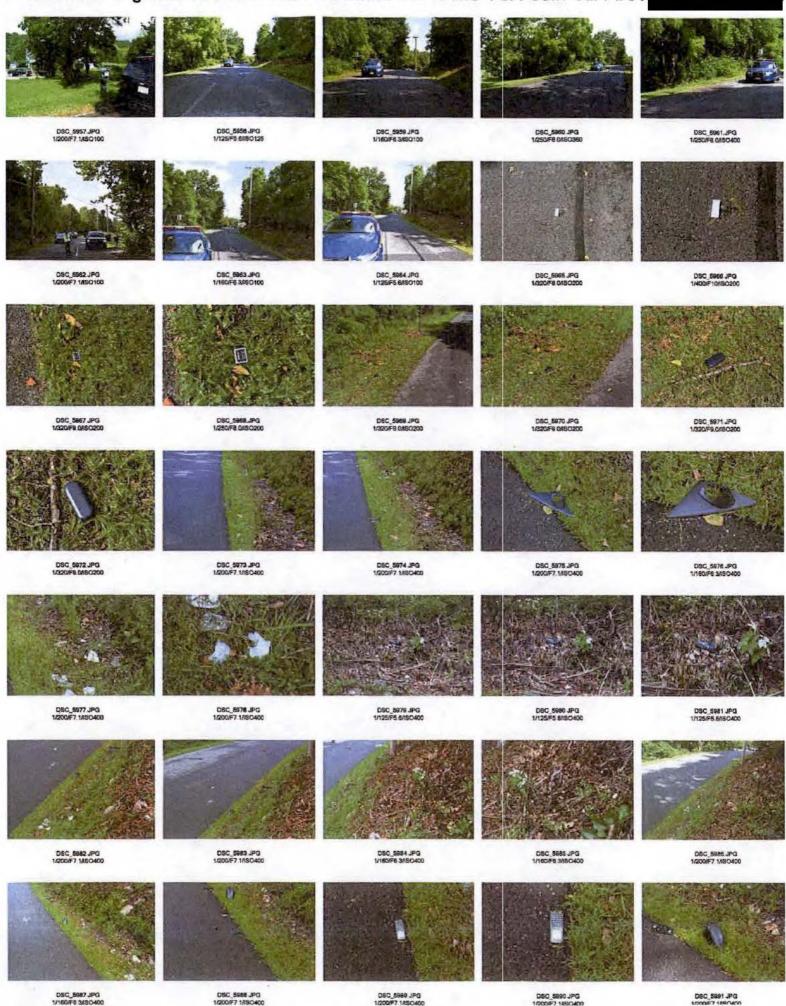
DSC\_5921 JPG

DSC\_5917.JPG 1/250/F8 0/ISC320 DSC\_5918.JPG 1/125/F5 8/ISO100



DSC\_5954\_JPG 1/250/F8 0//SO200 DSC\_5955.JPG 1/125/F6 3/ISO400

DSC\_5952\_JPG 1/250/F8 0/ISO200 DSC\_5953.JPG 1/200/F7.1/ISO400









DSC\_6062.JPG 1/125/F5.6/ISO280



DSC\_6063 JPG 1/125/F5.6/ISO400



DSC\_6064 JPG



DSC\_6065 JPG



DSC\_6066.JPG 1/200/F7.1/ISO400



DSC\_6067,JPG 1/250/F8.0/ISO400



DSC\_6068 JPG 1/500/F11/ISO200



DSC\_6069 JPG 1/500/F11/ISO200



DSC\_6070 JPG



DSC\_6071.JPG



DSC\_6072 JPG 1/250/F8.0/ISO220



DSC\_8073 JPG 1/200/F8 0/ISO100



DSC\_6074 JPQ 1/320/F9.0/ISO200



DSC\_6075.JPG 1/200/F9.0/ISO100



DSC\_6076.JPG 1/160/F6.3/ISO100



DSC\_6077 JPG 1/200/F7 1/80100



DSC\_6078 JPG 1/250/F8 0/ISO220



DSC\_6079.JPG 1/200/F7.1/ISO100



DSC\_6080 JPG 1/200/F10/ISO100



DSC\_6081\_JPC



DSC\_6082 JPG 1/200/F7 1/ISO400



D9C\_6083 JPG 1/250/F8 0/ISO400



DSC\_6084 JPG 1/250/F8 0/ISO200



DSC\_6085 JPG 1/250/F8 0/ISO250



DSC\_6085 JPG



DSC\_6087.JPG 1/250/F8 0/ISO280



DSC\_6088 JPG 1/250/F8 0/ISO360



DSC\_6089\_JPG 1/250/F8 0/ISO25



DSC\_6090 JPG 1/250/FB 0//50400



DSC\_6091 JPG 1/160/F6 3/ISO400



DSC\_6092 JPG



DSC\_6093 JPG



DSC\_6094 JPG



DSC\_6095 JPG



DSC 8096 JPG









DSC\_6097.JPG 1/125/F5 6/ISO450

DSC\_6098.JPG

DSC\_6068.JPG

DSC\_6100.JPQ /125/F5.6/ISC16



DSC\_6101 JPG



DSC\_6102\_JPG



DSC\_6103.JPG



DSC 5104 JPG



DSC\_6105 JPC



DSC\_8106 JPG 1/125/F8.6/ISO110



DSC\_5107,JPG 1/200/F7.1/(SO100



DSC\_6108\_JPG



DSC\_6109.JPG



DSC\_6110 JPG 1/100/F\$.0/ISO400



DSC\_6111.JPG 1/60/F5 3/ISO640



DSC\_6112.JPG 1/60/F5 6/190900



DSC\_6113.JPG



DSG\_5114.JPG



DSC\_6115.JPG 1/200/F7 1/ISO400



DSC\_8116.JPG



DSC\_6117.JPG 1/200/F7.1/ISO400



DSC\_6118.JPG 1/209/F7.1/ISO400



DSC\_6119.JPG 1/200/F7.1/ISO400



DSC\_6120 JPG 1/125/F5 6/ISO220



DSC\_6121 JPG 1/125/FS 8/ISO500



DSC\_6122 JPG 1/60/F4 0/ISO400



DSC\_6123.JPG 1/125/F5 6/ISO140



DSC\_6124 JPG



1/200/F7 1/ISO4



DSC\_6126.JPQ 1/125/F5.6/ISO800



DSC\_6127 JPG 1/125/F5 6/ISO640



DSC\_6128 JPG 1/100/F5 0/ISO800



DSC\_6129 JPG 1/125/F5 0/ISO400



DSC\_6130 JPG 1/100/F5 0/ISO800



DSC\_6131 JPG 1/100/F5 0/ISO640



DSC 6132 JPG 1/125/F5 5/ISO450



DSC\_6133 JPG 1/200/F7 1/ISO400



DSC\_6134.JPG 1/80/F8.0/ISO800



DSC\_6135 JPG 1/100/F5 0/50/800



DSC\_6136 JPG



DSC\_6137 JPG



DSC\_6138.JPG



DSC\_6139.JPG



DSC\_6140\_JPG 1/200/F7\_1/ISC100



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DSC\_6142 JPG 1/125/F5 6/ISO450



DSC\_6143 JPG 1/125/F5.6/ISG720



DSC\_6144\_JPG 1/125/F5 6/ISO720



DSC\_6145 JPG 1/80/F4 0/ISO640



DSC\_6146 JPG 1/100/F5 D/ISO800



DSC\_6147.JPG 1/125/F5.6/ISO220



DSC\_6148.JPG



DSC\_6149.JPG



DSC\_6150 JPG 1/125/F5 6/ISO640



DSC\_5151 JPG 1/100/F5 0/ISO800



DSC\_6152.JPG



DSC\_6153.JPG 1/125/F5.6/ISO400



DSC\_8154 JPG



DSC\_6155.JPG 1/125/F5 6/ISO160



DSC\_5156 JPG 1/125/F5.6/ISO800



DSC\_6157\_IPG 1/125/F5 6/ISO720



DSC\_6158 JPG 1/125/F5 6/ISO140



DSC 6159 JPC



DSC\_6160 JPG 1/160/F6 3/ISO400



DSC\_6161.JPG 1/125/F5 6//SO560



DSC\_8162.JPG 1/125/FS.6/ISO640



DSC\_6163.JPG 1/125/F5.6/ISO720



DSC\_5164.JPG 1/80/F5 3/ISO800



DSC\_6165.JPG /80/F5.3/ISO8C0



DSC\_6166 JPG 1/80/F5 D/ISO400



DSC\_6167 JPG 1/80/F5.3/ISO400



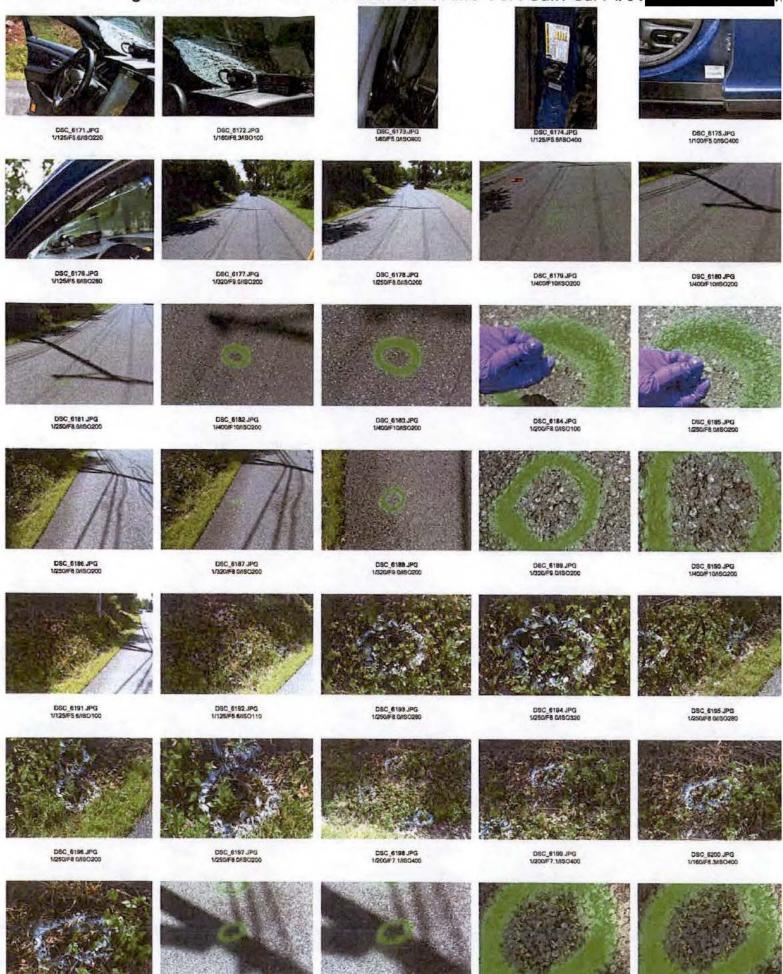
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DSC\_5169 JPG



DSC\_6170 JPG



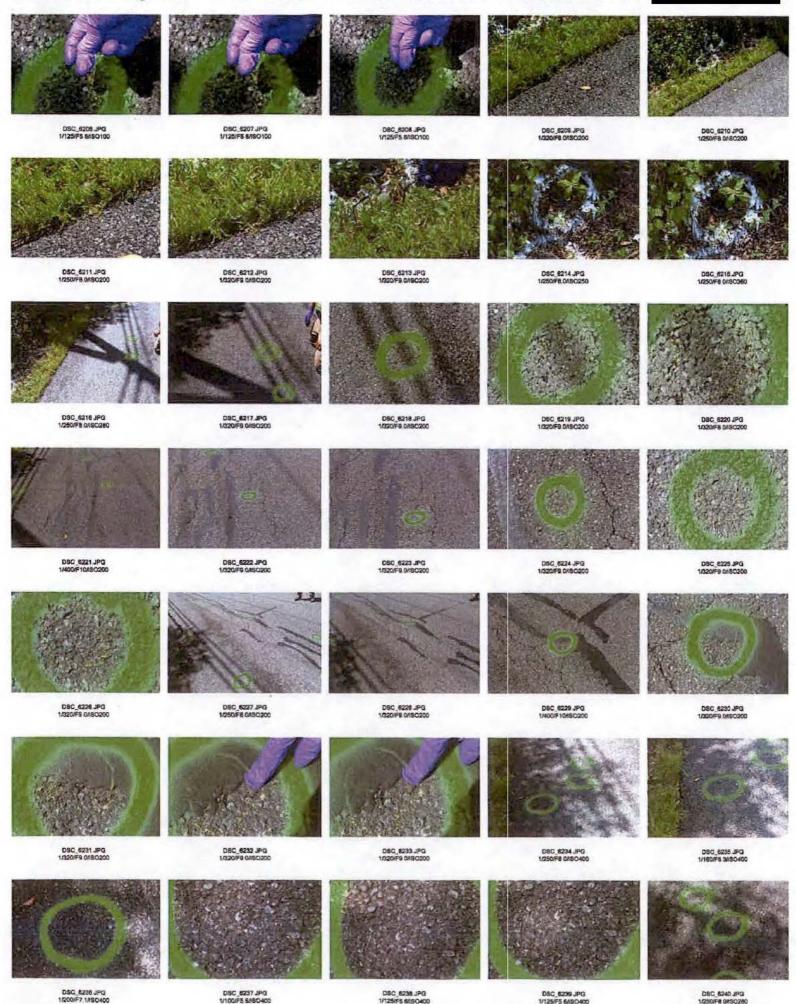
DSC\_6203 JPG

DSC\_8204 JPG

DSC\_6205 JPG

DSC\_6201 JPG

DSC\_6202 JPG



# 3/14/2018 SP Highland SJS 8417412/CRU F2018-0814 AMS-TCA-Car/Ped. PIAA-DSC\_6243.JPG 1/250/F8 0/80/400 DSC\_6244 JPG 1/320/F9 0//SC200 DSC\_6250 JPG 1/320/F9 0/ISO200 DSC\_6253 JPG 1/320/F9 0//SO200 DSC\_8254 JPG 1/400/F10/ISO200 DSC\_6255.JPG 1/400/F10/ISO200 DSC\_6256 JPG 1/400/F9 0/ISO200 DSC\_8257.JPG 1/400/F9 G/ISC/200 DSC\_6262 JPG 1/400/F18/ISO200 DSC\_6264 JPG 1/320/F9 0/ISC200 DSC\_6265.JPG 1/320/F9 0//SC200 DSC\_6266 JPG 1/320/F9 0/ISO200 DSC\_5268.JPG 1/320/F8 0/ISO200 DSC\_6267 JPG 1/320/F9 0/ISC200 DSC\_6271 JPG 1/400/F10/fS0200 DSC\_6272 JPG 1/400/F10/ISO200 DSC\_5273 JPG 1/200/F10/ISO100 DSC\_8274.JPG DSC\_6275 JPG



DSC\_6306 JPG 1/125/F8 5//8CMC

DSC\_5307 JPG

1050 6308 JPG

DSC\_8309 JPG

DSC\_6310

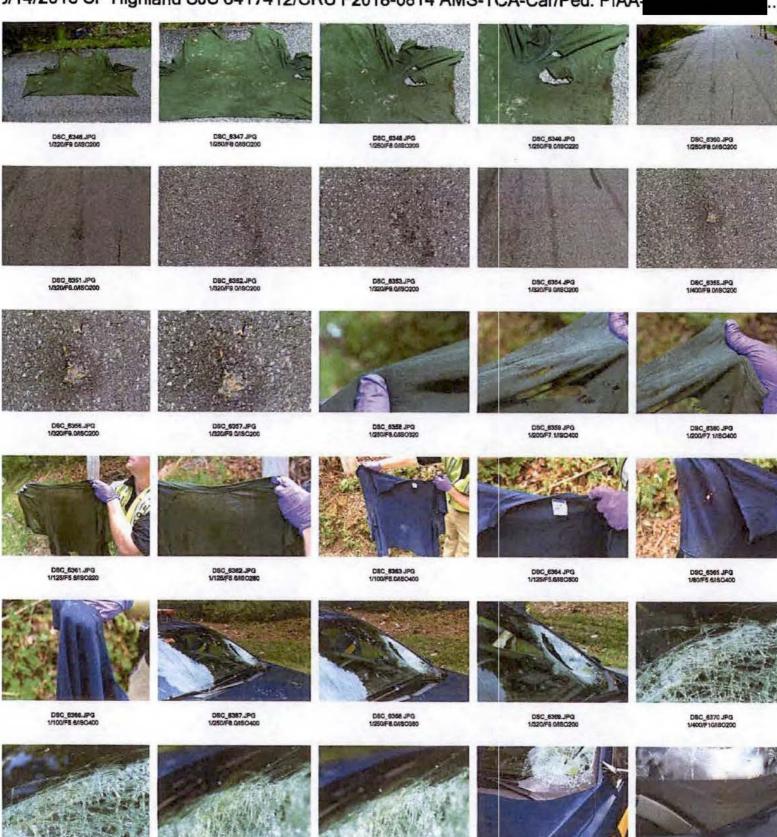


DSC 6343 JPG

DSC 6344 JPG

DSC 6345 JPG

DSC 6342 JPG



DSC\_6371.JPG 1/320/F9.0/ISO200

DSC\_6372.JPG 1/200/F9 0/80100



DBC\_6373 JPG 1/200/F7.1/ISO100



DSC\_8374.JPG 1/125/F5 5/ISO125



DSC\_6375 JPG 1/160/F6 3/ISO100



DSC\_6376 JPG 1/200/F7 1/ISO100



DSC\_6377 JPG 1/125/F5 6/ISO160

# 

CENT 340 (Ke	av. 05/15)											مامذ	~	an #1
DIGITAL	PHOTO	REC	ORD	184				INSTRU	CTIONS: Comple		E	ncio	Sui	re #1
STATION		-	C	ASE NUMBER	T	IU LEAD	NUMBER	INCIDENT		type all en HOTO D	*			
S.P. Highl	and			8417412		F2018	8-0814	8/14/2	018	B/14/20				
INVESTIGATI	NG MEMBER	2.	500 103				35	PHOTOGRAP						
	estigator	William	E. Fitzmau	ırice		1001Ya - 12	v4.000-v - 1111-		yle M. Marki					955 No. 3100
CASE TYPE					CON	PLAINA	NT - DEFENI	DANT - OPERA	TOR - DECEASE	D		1.5255		
Troop Car	/ Pedestri	an Injur	y Collision			lestria	n: R LOCATION							
Ulster GENERAL DE	SCRIPTION C	OF SCENE	/ ITEM(S)		No	rth Roa	3 <b>d</b>		TOTAL NAMES	30.5	ACTION	REQUESTED		
			x 4D Missio	n #1 #2 a	nd Man	ual Elia	aht		☐ Burn to	CD/DVD	200			✓ Retain
CAMERA	7.03 01 000		YPE OR FILE F		IIQ IFIGI	<u>uai 1 11</u>	giit	DATE SU	BMITTED TO FIL			NER SUBMITTE	2009 20	58 50
CRU UASI	F-6	JPEG	TIF [	Raw	PAGE	# 1	OF 5	8/	14/2018	<b>V</b>	D/DVD [	E-Mail [	Other	
IMAGE#	CAMER PHOTO		- Roman	DESCF	RIPTION:			IMAGE#	CAMERA PHOTO ID #			DESCRIP	TION:	
1	DJI_00	675 G 6		Aerial Sce	ne Pho	tos		39	DJI_0039		50	Aerial Scene	Photos	
2	DJI_00	02	-	Aerial Sce	ne Pho	tos		40	DJI_0040			Aerial Scene	Photos	222 A
3	DJI_00	103	44.00	Aerial Sce	ne Pho	los		41	DJI_0041			Aerial Scene	Photos	
4	DJI_00	104		Aerial Sca	ne Pho	tos		42	DJI_0042			Aerial Scene	Photos	
5	DJI_00	05	D#	Aerial Sce	ne Pho	tos		43	<sup>2</sup> DJI_0043			Aerial Scene	Photos	* to 5
6	DJ[_00	06	많 호	Aerial Sce	ne Pho	tos		44	DJI_0044			Aerial Scene	Photos	
7	D71_00	07		Aerial Sce	ne Pho	tos		45	DJI_0045		-	Aerial Scene	Photos	
8	DJ1_00	80		Aerial Sce	ne Pho	tos	73	46	DJI 0046			Aerial Scene	Photos	
9	DJI_00	09		Aerial Sce	ne Pho	cs	77 - 1862-11	47	DJI 0047			Aerial Scene	Photos	
10	DJI_00	10		Aerial Sce	ne Phot	os	-	48	DJI_0048			Aerial Scene	Photos	
11	DJI_00	11	* *	Aerial Sce	ne Phot	os	200	49	DJI_0049			Aerial Scene	Photos	in City
12	DJI_00	12		Aerial Sce	ne Phol	os		50	DJI_0050			Aerial Scene	Photos	
13	DJ1_00	13	0.000	Aerial Sce	ne Phol	os		51	DJI_0051			Aerial Scene	Photos	
14	DJ1_00	14	7.0535747	Aerial Sce	ne Phot	oş		52	DJI_0052	+		Aerial Scene	Photos	
15	DJI_00	15		Aerial Sce	ne Phot	os		53	DJI_0053			Aerial Scene	Photos	10.500 N N
16	DJI_00	16	:57.2443	Aerial Sce	ne Phot	os		54	DJ1_0054	8	7	Aerial Scene	Photos	···
17	DJI_00	17		Aerial Sce	ne Phot	os	-1828	55	DJ1_0055			Aerial Scene	Photos	
18	DJI_00	18		Aerial Sce	ne Phot	os		56	DJ1_0056			Aerial Scene	Photos	
19	DJI_00	19	-102	Aerial Sce	ne Phot	os		57	DJI_0057			Aerial Scene	Photos	
20	DJI_00	20		Aerial Sce	ne Phot	os	-	58	DJI_0058			Aerial Scene	Photos	·
21	DJI_00	21		Aerial Sce	ne Phot	os	- 1 22	59	DJI_0059	1		Aerial Scene	Photos	
22	D11_00	22		Aerial Sce	ne Phot	os		60	DJI_0060			Aerial Scene	Photos	
23	DNI_00:	23	\$-0	Aerial Sce	ne Phot	os		61	DJI_0061	932 St.—4—		Aerial Scene	Photos	Market 1
24	DNI_00:	24	2800	Aerial Sce	ne Phot	os	50 050 FM	62	DJI_0062		-	Aerial Scene	Photos	
25	DJI_00:	25		Aerial Sce	ne Phot	os		63	DJI_0063		-	Aerial Scene	Photos	50110 100
26	DJ1_00	26		Aerial Sce	ne Phot	os		64	DJI_0064			Aerial Scene		
27	DJI_00	27	-	Aerial Sce	ne Phot	os	•	65	DJI_0065			Verial Scene	Photos	
28	DJI_00:	28		Aerial Sce	ne Phot	os	<b>X</b> 13	66	DJI_0066			Aerial Scene	Photos	
29	DJI_00	29		Aerial Sce	ne Phot	os		67	DJI_0067	-		Verial Scene		
30	DJI_00:	30	- 10	Aerial Sce	ne Phot	os		68	DJI_0068	_		Aerial Scene		
31	D1I_00:	31	7878	Aerial Sce	ne Phot	0S		69	DJI_0069	_	ATT TO S	erial Scene		
32	D11_00:	32		Aerial Sce	ne Phot	os -		70	DJI_0070			Aerial Scene		-
33	DJI_00:	33		Aerial Sce	ne Phot	os	6.025k	71	DJI_0071	_		Aerial Scene		-
34	DJ[_00:	34		Aerial Sce	ne Phot	os		72.	DJI_0072	-		Aerial Scene		70 - <b>3</b> 177
35	DJI_00:	35		Aerial Sce	ne Phot	os	(4) (4) (4) (4) (4) (4) (4) (4) (4) (4)	73	DJI_0073			Aerial Scene		
36	DJI_00:	36	- 20	Aerial Sce	ne Phot	os		74	DJI_0074			erial Scene	Photos	***
37	DJI_00:	37		Aerial Sce	ne Phot	os	200 200 100	75	· DJI_0075			erial Scene		
38	DJI_00	38		Aerial Sce	ne Phot	os	-	76	DJI 0076	100		erial Scene	A STATE OF THE STA	

DIGITAL	PHOTO REC	CORD		INSTRU			for each investigation recorded	on digital media
STATION	<del></del>	CASE NUMBER	. FIU LEAD NUMBER	INCIDENT		r type all entries PHOTO DATE	4	TIME
S.P. Highi	an <b>d</b>	8417412	F2018-0814	8/14/20	018	8/14/2018	BEGAN 10:45A.M.	1:24 P.M.
INVESTIGATI	NG MEMBER			PHOTOGRAP	HER'S NAME	897/	5555 NS 55 5-4	**
Senior inv	estigator Willian	n E. Fitzmaurice			yle M. Marki		,	_
		0.000 <b>-</b> 0.000 0.000	COMPLAINANT - DEFEN	DANT - OPERA	TOR - DECEASE	D		
Troop Car	/ Pedestrian Inju	ry Collision	Pedestrian:	19				
Ulster		W.	North Road				3	
	SCRIPTION OF SCEN	E / ITEM(S)	- North Noba	7/2/2 - 23	197	*	ACTION REQUESTED	
Aerial Pho	otos of Scene / P	ix 4D Mission #1, #2, an	d Manual Flight		☐ Burn to	CD/DVD	Print	Retain
CAMERA	IMAGE	TYPE OR FILE FORMAT	<del></del>	DATE SUE	MITTED TO FIL	RE SERVICE OF THE	MANNER SUBMITTED: (	
CRU UAS		☐ TIF ☐ Raw	PAGE# 2 OF 5	81*	14/2018	✓ CD/I	OVD E-Mail	Other
IMAGE#	CAMERA PHOTO ID#	DESCRI	PTION:	IMAGE#	PHOTO ID:	#	DESCRIPTION	<u> </u>
77	DJI_0077	Aerial Scer	ne Photos	115	DJI_0118	5	Aerial Scene P	hotos
78	DJI_0078	Aerial Scer	ne Photos	116	DJI_0116	5	Aerial Scene P	notos
79	DJI_0079	Aerial Scer	ne Photos	117	DJI_0117		Aerial Scene P	notos
80	DJI_0080	Aerial Scer	ne Photos	118	DJI_0118	3	Aerial Scene P	notos
81	DJI_0081	Aerial Scer	ne Photos	119	DJI_0119		Aerial Scene P	notos
82	DJI_0082	Aerial Scer	ne Photos	120	DJI_0120	)	Aerial Scene Pi	notos
83	DJI_0083	Aerial Scer	ne Photos	121	DJI_0121		Aerial Scene Pi	notos
84	DJI_0084	Aerial Scer	ne Photos	122	DJI_0122	?	Aerial Scene Pi	notos
85	DJI_0085	Aerial Scer	ne Photos	123	DJI_0123	3	Aerial Scene Pi	notos
86	DJI_0086	Aerial Scer	ne Photos	124	DJI_0124		Aerial Scene Pl	notos
87	DJI_0087	Aerial Scer	ne Photos	125	DJI_0125	5	Aerial Scene Pl	notos
88	DJI_0088	Aerial Scer	ne Photos	126	DJ1_0126	i	Aerial Scene Pl	notos
89	DJ1_0089	Aerial Scer	ne Photos	127	DJI_0127	•	Aerial Scene Pl	notos
90	DJ1_0090	Aerial Scen	ne Photos	128	DJI_0128		Aerial Scene Pl	notos
91	DJ1_0091	Aerial Scer	ne Photos	129	DJI_0129		Aerial Scene Pi	notos
92	DJI_0092	Aerial Scer	ne Photos	130	DJI_0130	1	Aerial Scene Pl	notos
93	DJI_0093	Aerial Scen	ne Photos	131	DJI_0131	B a	Aerial Scene Pl	notos
94	DJI_0094	Aerial Scen	e Photos	132	DJ1_0132		Aerial Scene Pl	notos
95	DJI_0095	Aerial Scen	e Photos	133	DJ1_0133		Aerial Scene Pl	notos
96	DJ1_0096	Aerial Scen	e Photos	134	DJI_0134		Aerial Scene Pl	notos
97	DJI_0097	Aerial Scen	e Photos	135	DJI_0135		Aerial Scene Pl	notos
98	DJI_0098	Aerial Scen	e Photos	136	DJI_0136		Aerial Scene Pi	notos
99	DJI_0099	Aerial Scen	e Photos	137	DJI_0137		Aerial Scene Ph	notos
100	DJI_0100	Aerial Scen	e Photos	138	DJI_0138		Aerial Scene Pi	notos
101	DJI_0101	Aerial Scen	e Photos	139	DJI_0139		Aerial Scene Pt	notos
102	DJI_0102	Aerial Scen	e Photos	140	DJI_0140		Aerial Scene Pt	notos
103	DJI_0103	Aerial Scen	e Photos	141	DJI_0141		Aerial Scene Pi	notos
104	DJI_0104	Aerial Scen	e Photos	142	DJI_0142		Aerial Scene Pt	notos
105	DJI_0105	Aerial Scen	e Photos	143	DJI_0143		Aerial Scene Pt	notos
106	DJI_0105	. Aerial Scen	e Photos	144	DJI_0144		Aerial Scene Pi	notos
107	DJI_0107	Aerial Scen	e Photos	145	DJI_0145		Aerial Scene Pi	otos
108	DJI_0108	Aerial Scen	e Photos	146	DJI_0146		Aerial Scene Pi	otos
109	DJI_0109	Aerial Scen	e Photos	147	DJI_0147		Aerial Scene Pi	otos
110	DJI_0110	Aerial Scen	e Photos	148	DJI_0148		Aerial Scene Pt	notos
111	DJI_0111	Aerial Scen	e Photos	149	DJI_0149	K å	Aerial Scene Pt	notos
112	DJI_0112	Aerial Scen	e Photos	150	DJI_0150	YE .	Aerial Scene Ph	notos
113	DJI_0113	Aerial Scen	e Photos	<b>1</b> 51	DJI_0151		Aerial Scene Pi	notos
114	DJI 0114	Aerial Scen	e Photos	152	DJI 0152		Aerial Scene Pi	notos

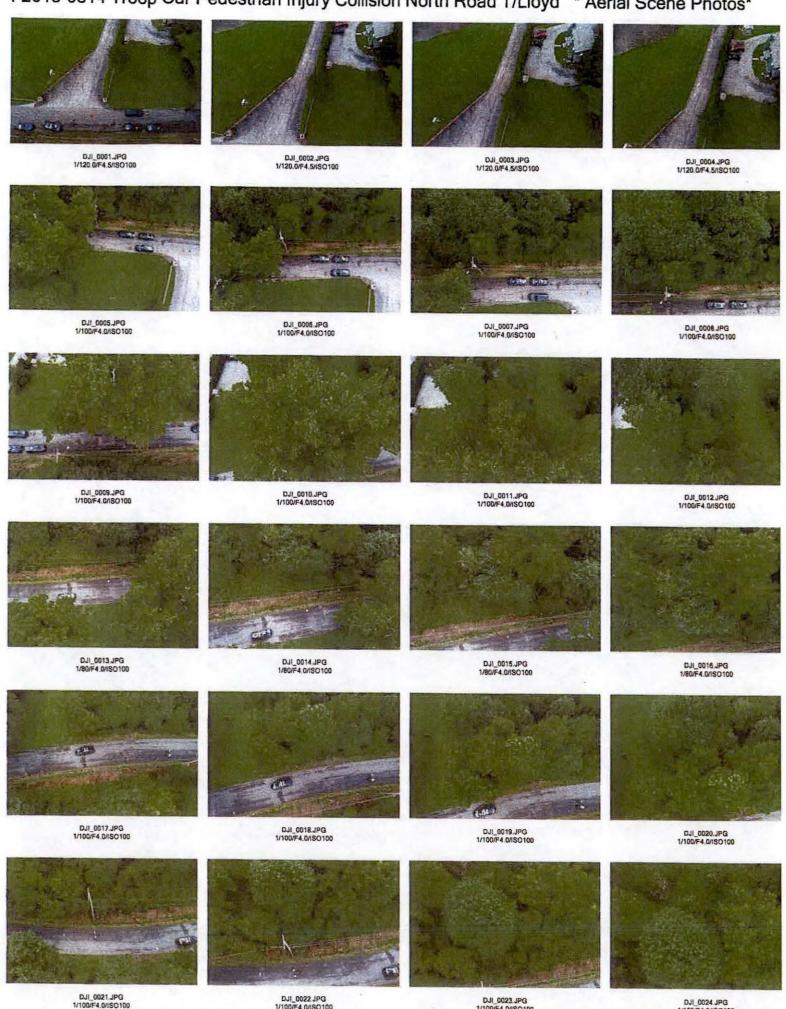
DIGITAL	PHOTO REC	CORD		<del></del>	INSTRU		a separate form fo pe all entries	reach investigation recorded	on digital media
STATION			CASE NUMBER	FIU LEAD NUMBER	INCIDENT		OTO DATE		IME
S.P. Highl	and	9	8417412	F2018-0814	8/14/2	018 8/	14/2018	BEGAN 10:45A,M.	COMPLETED 1:24 P.M.
INVESTIGATI		-		12010 0014	PHOTOGRAP		1412010	10.437.[11.	1124 F.M.
Senior Inv	estigator Willia	m E. Fit	zmaurice		Trooper K	yle M. Markle			
CASE TYPE				COMPLAINANT - DEFEND	DANT - OPERA	TOR - DECEASED	12-22	2 is	
Troop Car	/ Pedestrian Inju	ary Coll	islon	Pedestrian:					
COUNTY				ADDRESS OR LOCATION					
Uister CENERAL DE	SCRIPTION OF SCEN	E / ITEM	eı	North Road			,,	TION OF OUR PARE	<u> </u>
			SET			Burn to CI		Print	✓ Retain
Aeriai Pho CAMERA	tos of Scene / F	TYPE OR	lission #1, #2, an	d Manual Flight	DATE SU	MITTED TO FIU	1000	MANNER SUBMITTED: (	
CRU UASE	F- 6 JPEG	□ T	F Raw	PAGE# 3 OF 5		14/2018	CD/D	3.50	and the same of th
IMAGE#	CAMERA		DESCRI		IMAGE#	CAMERA		DESCRIPTION	
153	DJI_0153		Aerial Scer	ne Photos	191	DJI 0191		Aerial Scene Pl	
154	DJI_0154		Aerial Scer	2000	192	DJI_0192		Aerial Scene Pt	
155	DJI 0155	<del></del>	Aerial Scer		193	DJI_0193	+	Aerial Scene Pi	1000000
156	DJI_0156		Aerial Scer		194		5-0-0		17.50T
157	DJI 0157		Aerial Scer			DJI_0194	1000	Aerial Scene Ph	
158		) 1000-000-000	95V		195	DJI_0195	1	Aerial Scene Ph	
	DJI_0158		Aerial Scer		196	DJI_0196		Aerial Scene Ph	
159	DJI_0159		Aerial Scer	AND RESERVED AND ADDRESS OF THE PARTY OF THE	197	DJI_0197	100154190	Aerial Scene Ph	
160	DJI_0160		Aerial Scer		198	DJI_0198	-	Aerial Scene Ph	
161	DJI_0161	i	Aerial Scer		199	DJJ_0199		Aerial Scene Ph	
162	DJI_0162		Aerial Scer		200	DJI_0200	-	Aerial Scene Ph	
163	DJI_0163		Aerial Scer		201	DJI_0201	<b>_</b>	Aerial Scene Ph	otos
164	DJI_0164		Aerial Scer	e Photos	202	DJI_0202		Aerial Scene Ph	otos
165	DJI_0165		Aerial Scer	e Photos	203	DJI_0203		Aerial Scene Ph	otos
166	DJI_0166		Aerial Scer	e Photos	204	DJ1_0204		Aerial Scene Ph	otos
167	DJI_0167		Aerial Scer	e Photos	205	DJI_0205		Aerial Scene Ph	otos
168	DJI_0168		Aerial Scen	e Photos	206	DJI_0206		Aerial Scene Ph	otos
169	DJI_0169		Aerial Scer	e Photos	207	DJI_0207		Aerial Scene Ph	otos
170	DJI_0170-		Aerial Scen	e Photos	208	DJI_0208		Aerial Scene Ph	otos
171	DJI_0171		Aerial Scen	e Photos	209	DJI_0209		Aerial Scene Ph	otos
172	DJI_0172		Aerial Scen	e Photos	210	DJI_0210		Aerial Scene Ph	otos
173	DJI_0173	e-0400000000000000000000000000000000000	Aerial Scen	e Photos	211	DJI_0211		Aerial Scene Ph	otos
174	DJI_0174		Aerial Scen	e Photos	212	DJI_0212		Aerial Scene Ph	otos
175	DJI_0175		Aerial Scen	e Photos	213	DJI_0213		Aerial Scene Ph	otos
176	DJI_0176	3	Aerial Scen	e Photos	214	DJI_0214		Aerial Scene Ph	otos
177	DJI_0177		Aerial Scen	e Photos	215	DJI_0215		Aerial Scene Ph	otos
178	DJI_0178		Aerial Scen	e Photos	216	DJI_0216	1	Aerial Scene Ph	otos
179	DJI_0179		Aerial Scen	e Photos	217	DJI 0217		Aerial Scene Ph	
180	DJI_0180	-	Aerial Scen	e Photos	218	 DJI_0218	+	Aerial Scene Ph	
181	DJI_0181		Aerial Scen		219	DJI_0219	200	Aerial Scene Ph	2000000
182	DJI_0182	10.00	Aerial Scen	e Photos	220	DJI 0220		Aerial Scene Ph	
183	DJI_0183		Aerial Scen	<u> </u>	221	DJt_0221	8	Aerial Scene Ph	A CONTROL OF THE CONT
184	DJI_0184		Aerial Scen		222	DJI_0222	1	Aerial Scene Ph	
185	DJI_0185		Aerial Scen	<u> </u>	223	DJI_0223	-	Aerial Scene Ph	
186	DJI_0186		Aerial Scen		224	DJI_0224	180 10	Aerial Scene Ph	
187	DJI_0187		Aerial Scen		225	DJI_0225	<del> </del>	Aerial Scene Ph	
188	DJI_0188		Aerial Scen		226	DJI_0226		Aerial Scene Ph	
189	DJI_0189		Aerial Scen	100 E 2018	227				52043
190	DJI_0190		Aerial Scen		228	DJI_0227		Aerial Scene Ph	Section Section 1997
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GENL 34D (Rev. 05/15)

DIGITAL	PHOTO REC	ORD			INSTRU	CTIONS: Complete a Print or type		of each investigation recorded	on digital media
STATION			CASE NUMBER	FIU LEAD NUMBER	INCIDENT		TO DATE		ГІМЕ
S.P. Highl	and		8417412	F2018-0814	8/14/2	018 8/1	4/2018	BEGAN 10:45A.M.	COMPLETED 1:24 P.M.
INVESTIGATI	NG MEMBER	SE SA			PHOTOGRAP	22.00 X 1.00 X 1		100,100,000	1
	estigator Willian	n E. Fit	zmaurice			yle M. Markle			
CASE TYPE				COMPLAINANT - DEFEND	DANT - OPERA	TOR - DECEASED			
Troop Car	/ Pedestrian inju	iry Coll	islon	Pedestrian: ADDRESS OR LOCATION				<del>- 3</del>	
Ulster				North Road					
	SCRIPTION OF SCEN	E / ITEM(	S)	INOIGI KOAG		CK TOWN	Ā	TION REQUESTED	
Aerial Pho	itos of Scene / P	ix 4D N	fission #1, #2, and	d Manual Flight		Burn to CO	/DVD	Print	<pre>Retain</pre>
CAMERA	IMAGE	TYPE OR	FILE FORMAT		DATE SUI	MITTED TO FIU	12 N	MANNER SUBMITTED: (	Programme and Colored Colored
CRU UASI		U TI	F Raw	PAGE# 4 OF 5	8/	14/2018	✓ CD/D	VD E-Mail (	Other
IMAGE#	CAMERA PHOTO ID#		DESCRIP	TION:	IMAGE#	CAMERA PHOTO ID#	0.00	DESCRIPTION	£
229	DJI_0229		Aerial Scen	e Photos	267	DJI_0267	1.5	Aerial Scene Pl	notos
230	DJI_0230		Aerial Scen	e Photos	268	DJI_0268	1	Aerial Scene Pl	notos
231	DJI_0231		Aerial Scen	e Photos	269	DJI_0269	Ni Ni	Aerial Scene Pl	notos
232	DJI_0232		Aerial Scen	e Photos	270	DJI_0270		Aerial Scene Pl	notos
233	DJI_0233		Aerial Scen	e Photos	271	DJI_0271		Aerial Scene Pl	notos
234	DJI_0234		Aerial Scen	e Photos	272	DJI_0272	1.00	Aerial Scene Pi	notos
235	DJI_0235		Aerial Sceni	e Photos	273	DJI_0273		Aerial Scene Pi	notos
236	DJI_0236		Aerial Scen	e Photos	274	DJI_0274		Aerial Scene Pi	notos
237	DJI_0237		Aerial Scen	e Photos	275	DJI_0275		Aerial Scene Pi	notos
238	DJ1_0238		Aerial Scene	e Photos	276	DJI_0276		Aerial Scene Pi	notos
239	DJI_0239		Aerial Scen	e Photos	277	DJI_0277		Aerial Scene Pi	notos
240	DJI_0240		Aerial Scene	e Photos	278	DJI_0278		Aerial Scene Pl	notos
241	DJI_0241		Aerial Scen	e Photos	279	DJI_0279		Aerial Scene Pl	notos
242	DJi_0242		Aerial Scen	e Photos	280	DJI_0280		Aerial Scene Pt	notos
243	DJI_0243		Aerial Scen	e Photos	281	DJI_0281		Aerial Scene Pl	notos
244	DJI_0244	ě	Aerial Scene	e Photos	282	DJI_0282		Aerial Scene Ph	notos
245	DJI_0245	- 38	Aerial Scene	e Photos	283	DJI_0283		Aerial Scene Ph	iotos
246	DJI_0246		Aerial Scene	Photos	284	DJI_0284		Aerial Scene Pi	iotos
247	DJI_0247		Aerial Scene	e Photos	285	DJI_0285		Aerial Scene Ph	iotos
248	DJI_0248		Aerial Scene	Photos	286	DJI_0286		Aerial Scene Pt	otos
249	DJI_0249		Aerial Scene	Photos	287	DJI_0287		Aerial Scene Ph	natos
250	DJI_0250		Aerial Scene	Photos ·	288	DJI_0288		Aerial Scene Ph	iotos
251	DJI_0251	-2-02/679	Aerial Scene	Photos	289	DJI_0289		Aerial Scene Pt	notos
252	DJI_0252		Aerial Scene	Photos	290	DJ1_0290		Aerial Scene Ph	otos
253	DJI_0253		Aerial Scene	e Photos	291	DJ1_0291	- 77	Aerial Scene Ph	otos
254	DJI_0254	10000	Aerial Scene	Photos	292	DJI_0292		Aerial Scene Ph	otos
255	DJI_0255		Aerial Scene	Photos	293	DJI_0293		Aerial Scene Ph	otos
256	DJI_0256	07.540.0	Aerial Scene	Photos	294	DJI_0294	975	Aerial Scene Ph	iotos
257	DJI_0257	2.20	Aerial Scene	Photos	295	DJI_0295		Aerial Scene Ph	otos
258	DJI_0258		Aerial Scene	Photos	296	DJI_0296	Ġ.	Aerial Scene Ph	iotos
259	DJI_0259	łą.	Aerial Scene	Photos	297	DJI_0297		Aerial Scene Ph	otos
260	DJI_0260		Aerial Scene	Photos	298	DJI_0298		Aerial Scene Ph	
261	DJI_0261	-	Aerial Scene	Photos .	299	DJI_0299		Aerial Scene Ph	
262	DJI_0262	- <del>20.5</del>	Aerial Scene	Photos	300	DJI_0300		Aerial Scene Ph	
263	DJI_0263	Av - 22	Aerial Scene	Photos	301	DJI_0301	AR 6 0	Aerial Scene Ph	
264	DJI_0264		Aerial Scene	Photos	302	DJI_0302		Aerial Scene Ph	
265	DJI_0265		Aerial Scene	Photos	- 303	DJI_0303		Aerial Scene Ph	
266	DJI_0266		Aerial Scene	Photos	304	DJI_0304		Aerial Scene Ph	otos

GENL 34D (Rev. 05/15)

DIGITAL	. PHOTO REC	CORD				INSTRU	CTIONS	Complete a		each investigation recorded	on digital media
STATION		T	CASE NUMBER	R	FIU LEAD NUMBER	INCIDENT	DATE		TO DATE		TIME
S.P. High!	and NG MEMBER		8417412	ڶ	F2018-0814	8/14/2			4/2018	BEGAN 10:45A.M.	1:24 P.M.
	restigator Willia	m F 5H	zmaurico								
CASE TYPE	esugator Frida		Zillaurice		COMPLAINANT - DEFEND	Trooper K ANT - OPERA				<u>2</u> /	<u> </u>
Troop Car	/ Pedestrian Inju	ury Coli	ision		Pedestrian:						
Ulster				- 1	North Road						
	SCRIPTION OF SCEN	IÉ/ITEM(	S)	-	North Noau		T T		ACT	ION REQUESTED	
Aerial Pho	tos of Scene / F	ix 4D N	lission #1, #2,	and N	fanual Flight		☐ Bi	um to CD,	DVD D	rint	
CAMERA	IMAGE	TYPE OR	FILE FORMAT	Π		DATE SU	BMITTEE	TO FIU	100	MANNER SUBMITTED:	
CRU UASE		□⊓	IF Raw	P.	AGE# 5 OF 5	8/	14/201		CD/DV	D E-Mail	Other
IMAGE#	CAMERA PHOTO ID#		DESC	RIPTIO	N:	IMAGE#		AMERA DTO ID# ·		DESCRIPTION	N:
305	DJI_0305		Aerial Sc	ene F	hotos	506 Sec.		0.0	202	2-1500000 -0000 - 000000 - 000000	
306	DJI_0306		Aerial Sc	ene F	hotos						
307	DJI_0307		Aerial Sc	ene F	Photos					wer.	
308	DJI_0308		Aerial Sc	ene F	Photos			W.S		3 3	
309	DJI_0309		Aerial Sc	ene F	hotos	3 2					
310	DJI_0310		. Aerial Sc	ene F	hotos					1 2000	
311	DJI_0311		Aerial Sc	ene P	hotos						
312	DJI_0312		Aerial Sc	ene P	hotos					TO 1000 1000 1000	
313	DJI_0313		Aerial Sc	ene P	Photos						
314	DJI_0314		Aerial Sc	ene P	Photos						
315	DJI_0315		Aerial Sc	ene P	hotos			- <del> </del>			
316	DJI_0316		Aerial Sc	ene P	Photos				10000 100000		
317	DJI_0317		Aerial Sc	ene P	hotos		(4) 33			9. <b>•</b> .2	
318	DJI_0318		Aerial Sc	еле Р	hotos			- 11	2000000	- 100 Particular - 100	
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1 2000 1 12				V		K Sec.				234 E2 (4 1)	services Vic
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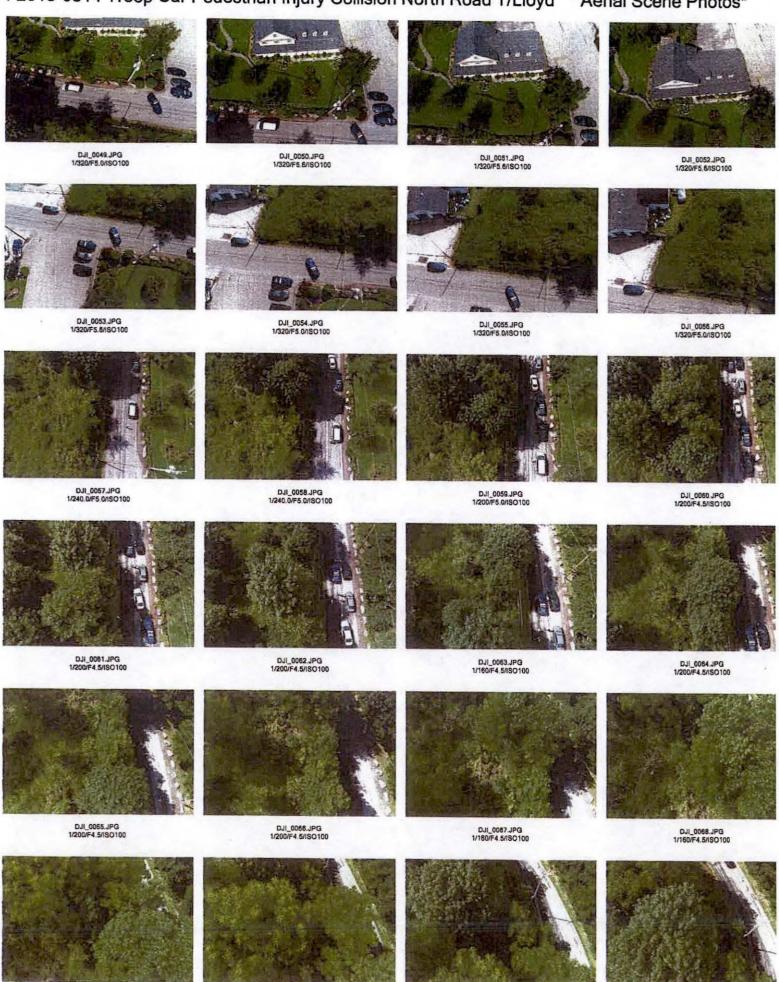
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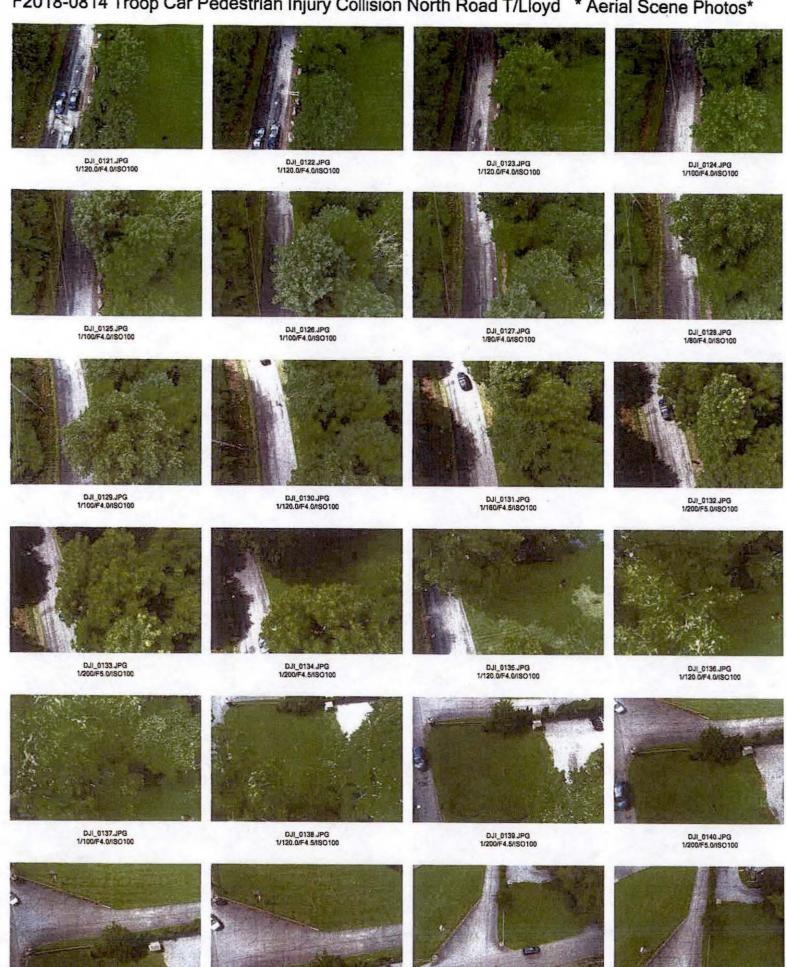
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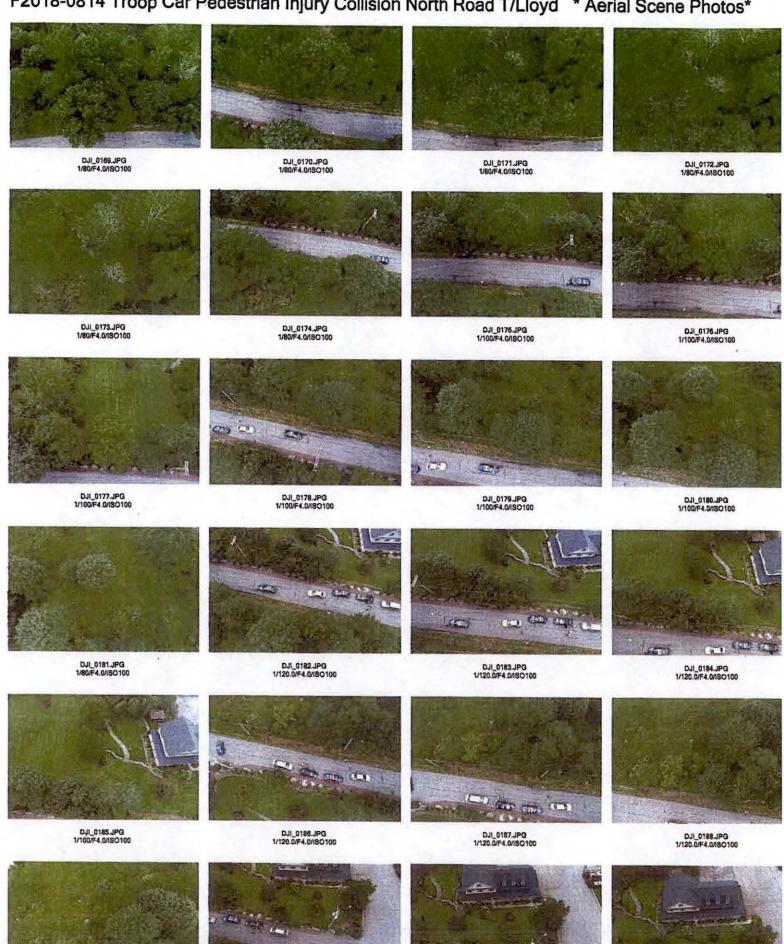
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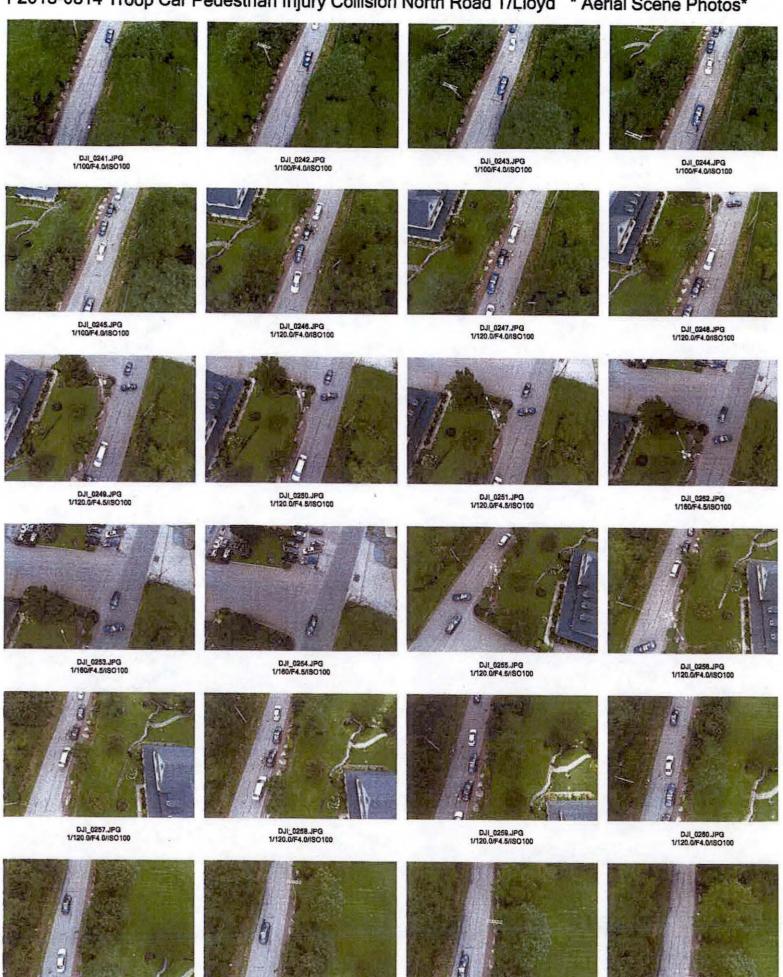
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DJI\_0315.JPG 1/320/F5.6/ISO100



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# - Administrative Message Report

# **Enclosure #11**

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08/14/2018	05:58	NY NY	SP HIGHLAND					F321		
Message DIVISION VE	EHICLE - PIAA,	ON DUTY INJUR	Y				8*8			
Investigated	Ву		Units Responde	ed	3 90 H	Photos	YES	Videotape	e NO	
PIERCE GAL SHORTALL C LAWRENCE SUMNICK LT	ROBERT GREG LAGHER CAPT :APT MICHAEL I MULLER LT MIC T PETER CIRIGL ICI UNIFROM DE	BRIAN DRAKE CAPT HAEL IANO LT REVA	BCI, CRU, FIL	I, IAB, TROOP CO	DMMANDER,	UF		3	*	
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of the accider	at. found	to have a history	ed raining, va of walking unsafelv in was deployed by CR	the roadway and b	nas been stru	ck in the	oast ARS*	. u:	in .e.t	
# Vehicles	# Injured	# Deceased	Apparent Cause			***		- 50. <del>-</del>		
	<del></del>	0	PEDESTRIAN IN F		1920		- Carrest			
County ULSTER	C/T/V N LLOYE	iame ), TOWN OF - 56	56	Location\ Street Name \ Mile Post Marker NORTH ROAD APPORX .4 MILES SOUTH FROM SR 9W						
Weather Con 2 - CLOUDY	ditions			Road Condition	ons					
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Criminal Acti NONE	on	27 0723		\$ \$69 S				30	, e	
Sent Date \ S 08/14/2018 Notification	13:56	Sent By FITZMAUR OMMAND, TRO	ICE WILLIAM OP, ZONE	Author		BRIAN S	SHORTALL			
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Address 1220 WASHIN	NGTON AVE		City ALBANY	34 W	State NY		Zip 12226		<u>.</u>	
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ON AVE		City ALBANY		State NY	Zip 12226		
urv				***			
(Medical Fa	icility)	_			<del></del>		
		01 - DRIVER					
Seat Belt YES	Ejected NO		Relative Notifi NO	ed			
				Member Shield	ARS# 00582546		
diPerson Ir	formation 2:	in the beautiful and	0	73/658 119	Sharles motion sell		
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d Name		ров	Gender M	Race	Approx Age 60		
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ury							
	acility)		Positi	on In Vehicle			
(Medical Fa	acility)		Positi	on In Vehicle			
	printed on ON AVE any and Co ENT OWNE ON NO NO NO YES NO ON AVE UV (Medical Fa	Printed on registration)  ON AVE  any and Code ENT OWNED  ON YES  NO Equipment Damage Description  d NO NO YES  NO Equipment Damage Description  d NO NO YES  NO Equipment Damage Description  d NAVE  UV  (Medical Facility)  Seat Belt Ejected YES NO Member Rank TROOPER  diPerson Information 2 August 100 Augus	TROOPER 03/20/2016  printed on registration)  City ALBANY  any and Code ENT OWNED  State Vehicle Year M NY 2015  NO Fin NO Fin NO Si YES Fi  NO Equipment Damage Description  d Rerson information  d Name L  City ALBANY  WY  (Medical Facility)  Seat Belt Ejected YES NO  Member Rank Date of En TROOPER 03/20/2016  d Name DOB  L  L  L  L  L  L  L  L  L  L  L  L  L	TROOPER 03/20/2016  Drinted on registration)  City ALBANY  any and Code ENT OWNED  Mileage 131751  NO Front Airbags Deplyes YES Fire Suppression I  NO Equipment Damage Description  CResson information  d Name L  City ALBANY  Mileage 131761  NO Front Airbags Deplyes Fire Suppression I  NO Equipment Damage Description  CResson information  City ALBANY  WY  (Medical Facility)  Seat Belt Ejected Relative Notifity YES NO NO  Member Rank Date of Entry 03/20/2016  Airperson information 2  d Name  DOB Gender M  NO  Member Rank Date of Entry 03/20/2016  Airperson information 2  d Name  DOB Gender M  Relative Notifity NO  Member Rank Date of Entry 03/20/2016  Airperson information 2  d Name  DOB Gender M  Gender M  Gender M	TROOPER 03/20/2016 530  printed on registration)  City State ALBANY NY  ON AVE ALBANY NY  State NY 2015 FORD 1F/  Mileage 131751  NO Front Airbags Deployed NO Side Airbags Deployed NO Person No State NO Side Airbags Deployed NO		

# **Enclosure #12**

THE PEOPLE OF THE STATE OF NEW YORK. - VS.

DEFENDANT(S)	<b>~</b> ¿:
LOCATION OF INCIDENT:	LOCATION OF DEPOSITION:
STATE OF NEW YORKCOURT	STATE OF NEW YORK
COUNTY OF Ulster.	COUNTY OF Wister
Town OF 110nd	Town OF Lloyd.
On DATE: 8/14/15 at TIME STARTED: 9:58	NAME Richard L. Simpson
state the following: My name is Richard	1. Smoren and I
an speaker, with Investigation Michael	el Carletta of the Now York
State Police. I have worked at Pre	mips Anto Body located at
181 North Rd in the Town of Lla.	d for approximately three years
I usually arrive at work around	5.30 AM Ar 5:45 AM Monday
through Friday. Every so often I se	e a white male walking North
on North Road when I am co.	ning to work. I am diving
North or North road whe I see	
hair I am unsure if he has facial	horir he is approximately 5'6" till
	3 to 4 feet from the
	towards the Northboard traffic
	ide of the road while he is malking
I have almost hit him a comple.	
	me and this out budy ship I
en masne who hie is. x P/S	710 3107 3107
CAS TAXABLE COST OF THE COST O	20 2
NOTIC (Penal Law §	To see a consister
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 Ne	w York punishable as a Class A Misdemeanor.
Affirmed under penalty of perjury	Alex
this 1//11 day of Angust , 2018	GNATURE OF DEPONENT)
- OR -	GRAIQUE OF DEPONENT)
* Subscribed and Sworn to before me	TIME ENDED:
this day of . 1	m. Miled bottle 10:08 Am
	ME OF PERSON TAKING DEPOSITION)
Page 1 – ORIGINAL Page 2 – COPY	Page 3 - COPY Page 4 - COPY

THE TAX -- THE D. . MILKERET ...

# **Enclosure #13**

THE PEOPLE OF THE STATE OF NEW YORK —VS.

DEFENDANT(S)	<del></del>
LOCATION OF INCIDENT:	LOCATION OF DEPOSITION:
STATE OF NEW YORKCOURT	STATE OF NEW YORK
COUNTY OF UISTEN	COUNTY OF UIS JA
Town of Lloyd	Town of Way?
On 8 14 18 at 10:50 Am I, FULL	Jesse VAIL DOB!
state the following: My have is desco	
Department as a police officer	
On 8/4/18 at approx makly	600Am I was dispatched by
	in the Town of Lloyd for a
can us pedestrian accident. My	0 01 100
	7F337. When we arrived on
the (come I observed Highbard fire en	nevery vehicles about 50' south
of the vehicle and people kneeling.	wound the pedestrian who was
kyng on his back on the East sid	
	fre personnel tending to the
pedestian. The one trooper was Jim &	
the other trooper was. I knell don	in next to the pedestrian astur
What I could do . In Distasi ma	de a shone call. I ascertained
that the pedestrians name was	and I assured him that.
A medic hold be arriver shortly.	
NOTIC	
(Penal Law § In a written instrument, any person who knowingly makes a	210.45) false statement which such person does not believe to
be true has committed a crime under the laws of the state of Ne	w York punishable as a Class A Misdemeanor.
Affirmed under penalty of perjury	
this 14 day of Aust , 2018	GNATURE OF DEPONENT)
- OR -	
* Subscribed and Sworn to before me	TIME ENDED:
thisday of,	MEDI PERSON TAKING DEPOSITION)
• This form need be swom to only when specifically required by the court  Page 1 – ORIGINAL Page 2 – COPY	Page 3 – COPY Page 4 - COPY

PAGE 2 OF 2

THE PEOPLE OF THE STATE OF NEW YORK —Vs.

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 Misdemeanor.  Affirmed under penalty of perjury this day of August 2018  Subscribed and Sworn to before me this day of  This town need be sworn to only when specifically required by the court.		
ECATION OF INCIDENT:  STATE OF NEW YORK  COUNTY OF		a E
STATE OF NEW YORK  COUNTY OF	DEFENDANT(S)	
COUNTY OF	LOCATION OF INCIDENT:	LOCATION OF DEPOSITION:
OF	STATE OF NEW YORKCOURT	STATE OF NEW YORK
OF		
State the following:  A MOVE and I hourd him when Something to the effect of  He standed to move slightly I  A wild him to Not make the fig own safety. EMS Arrived  Show the life Thou analysisted him. The victim.  Show getting him who Ambuche the Thou analysisted  EMS getting him who Ambuche the Thou analysisted  EMS getting him who Ambuche the Sand colored to this barror mapfack  and the Early Should have mapfack  and the Early Should make the laws of the state of New York punishable as a Class A Misdemeanor.  Affirmed under penalty of perjury  this day of August 2013  "Businessed on Sworn to only when specifically required by the court  WINDERSON WARRESON (MORRESON)  "Businessed be sworn to only when specifically required by the court	COUNTY OF	COUNTY OF
State the following:  A MOVE and I hourd him when Something to the effect of  He standed to move slightly I  A wild him to Not make the fig own safety. EMS Arrived  Show the life Thou analysisted him. The victim.  Show getting him who Ambuche the Thou analysisted  EMS getting him who Ambuche the Thou analysisted  EMS getting him who Ambuche the Sand colored to this barror mapfack  and the Early Should have mapfack  and the Early Should make the laws of the state of New York punishable as a Class A Misdemeanor.  Affirmed under penalty of perjury  this day of August 2013  "Businessed on Sworn to only when specifically required by the court  WINDERSON WARRESON (MORRESON)  "Businessed be sworn to only when specifically required by the court	OF	OF
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 Misdemeanor.  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 Misdemeanor.  Affirmed under penalty of perjury  This day of Aurust , 2011  Subscribed and Sworm to before me this day of  This town need be sucon to only when specifically required by the court  This town need be sucon to only when specifically required by the court  Photocomed be sucon to only when specifically required by the court		
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 Misdemeanor.  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 Misdemeanor.  Affirmed under penalty of perjury  This day of Aurust , 2011  Subscribed and Sworm to before me this day of  This town need be sucon to only when specifically required by the court  This town need be sucon to only when specifically required by the court  Photocomed be sucon to only when specifically required by the court	DATE: TIME STARTED: FULL at I,	NAME: Jesse VAIC
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 Misdemeanor.  Affirmed under penalty of perjury  this day of August 2013  Subscribed and Sworn to before me this day of  This tom need be sworn to only when specifically required by the court  The state of the state of New York punishable and Class A Misdemeanor.  Affirmed under penalty of perjury  This tom need be sworn to only when specifically required by the court  This tom need be sworn to only when specifically required by the court  This tom need be sworn to only when specifically required by the court  This tom need be sworn to only when specifically required by the court		
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Shere I Alle, Mobile Like. They arrivated him. The victim.  Said That I Assisted  EMS get within with a Ambulance. They arrived is compose to whe  with source I proced in a dark colored to will be according to the court.  They arrived is composed to what the arrivation of the East Shoulder. My corrected  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 Misdemeanor.  Affirmed under penalty of perjury  this day of August 2018  Subscribed and Sworn to before me  this day of  "This form need be sworn to only when specifically required by the court.  TIME ENDED:  TIME ENDED:	+b	started to move slightly. I
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 Misdemeanor.  Affirmed under penalty of perjury  this day of August 2018  Subscribed and Sworn to before me  this day of  This lown need be sworn to only when specifically required by the court.		The state of the s
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 Misdemeanor.  Affirmed under penalty of perjury this day of August 2014  Subscribed and Sworn to before me this day of  "This town need be sworn to only when specifically required by the court "NAME OF PERSON TAKING DECOSITION)  THIS town need be sworn to only when specifically required by the court		exchanged him. The victim.
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 Misdemeanor.  Affirmed under penalty of perjury this day of August 2018  Subscribed and Sworn to before me this day of  This town need be sworn to only when specifically required by the count.		Thor I Assisted.
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 Misdemeanor.  Affirmed under penalty of perjury this day of Auruh, 2018  Subscribed and Sworn to before me this day of  *This town need be sworn to only when specifically required by the court  *This town need be sworn to only when specifically required by the court		
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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 Misdemeanor.  Affirmed under penalty of perjury this day of Auruh, 2018  Subscribed and Sworn to before me this day of (NAME OF PENSON TAKING PERSITION)  This form need be sworn to only when specifically required by the court		
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(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 Misdemeanor.  Affirmed under penalty of perjury  this day of OR -  * Subscribed and Sworn to before me (WITNESS)  TIME ENDED:  (NAME OF PERSON TAKING DEPOSITION)		
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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 Misdemeanor.  Affirmed under penalty of perjury  this		210 45)
this day of August , 20,18  -OR -  * Subscribed and Sworn to before me  this day of , (NAME OF PERSON TAKING DEPOSITION)  * This form need be sworn to only when specifically required by the court	In a written instrument, any person who knowingly makes a	false statement which such person does not believe to
* Subscribed and Sworn to before me  this	Affirmed under penalty of perjury	
* Subscribed and Sworn to before me  this	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	L. 61 V.V
this day of , Selection (NAME OF PERSON TAKING DECOSITION)  This form need be sworn to only when specifically required by the court	- OR -	GNATURE OF DEPONENT)
This form need be sworn to only when specifically required by the court (NAME OF PERSON TAKING DEPOSITION)	* Subscribed and Sworn to before me	ITIME ENDED:
This form need be swort to dray when specifically required by the court		ME OF PERSON TAKING DEPOSITION
Page 1 - ORIGINAL Page 2 - COPY Page 3 - COPY Page 4 - COPY	This four need be sworn to diay water specifically required by the court	Detail CODY

#### New York State Department of Motor Vehicles Enclosure #14 Page 1 of 2 Pages Local Codes POLICE ACCIDENT REPORT 8417412 MV-104A (6/04) SPP1628LHPLK AMENDED REPORT Accident Dale Month Day of Week No. of Vehicles Not investigated at Scene Military Time Left Scene | Police Photos No, injured No. Killed 2 Day 14 2018 8 Tuesday 05:58 Accident Reconstructed V ✓ Yes No VEHICLE 1 VEHICLE BICYCLIST PEDESTRIAN OTHER PEDESTRIAN VEHICLE 1- Driver State of Lic. VEHICLE 2- Driver State of Lic. 21 License (D Number License ID Number NY 13 Uriver Name - exactly Driver Name - exactly 14 DISTASI, JAMES L as printed on license as printed on license Address (Include Number and Street) Address (Include Number and Street) Apl No. Apt No. 1220 WASHINGTON AVE 22 City or Town City or Tawn State Zip Code ALBANY NY 12226 Jale of Birth 1 Date of Birth Sex Unlicensed No. of Occupants **Public** Unlicensed No. of Occupants Sex **Public** Property Property 01 Damaged 01 Damaged Name - exactly as printed on registration 23 Name - exactly as printed on registration Date of Birth Date of Birth Sex Day 5 NYS POLICE, Address (Include Number and Street) Release Address (include Number and Street) Released Apt. No. Apt No. 1220 WASH AVE BLDG 22 24 City or Town ZIp Code City or Town Zio Code . F ALBANY NY 12226 Plate Number State of Reg. | Vehicle Year & Make Vehicle Type Ins Code Plate Number State of Reg. | Vehicle Year & Make Vehicle Type tns, Code PÖLICE NY 2015 FORD POLI 994 PED Ticke!/Arrest Ticket/Arrest Number(s) Number(s) 6 Molation Violation 1 Section(s) Saction(s) 2 Check if involved vehicle is: Check if involved vehicle is: Circle the diagram below that describes the accident, or draw your own more than 95 inches wide; more than 95 inches wide; diagram in space #9. Number the vehicles more than 34 feet long; more than 34 feet long: Ε E Rear End Left, Turn Head On Turn Irigin operated with an overweight permit: 26 operated with an overweight permit; H AM 7 operated with an overdimension permit. operated with an overdimension permit 77 2 Siderwips (opposite direction) Left Turn Füght Turn VEHICLE 1 DAMAGE CODES VEHICLE 2 DAMAGE CODE Box 1 - Point of Impact 8ox 1 - Point of Impact 1 19 E Box 2 - Most Damage Box 2 - Most Damage E 27 ACCIDENT DIAGRAM Enter up to three Enter up to three more damage codes 12 more damage codes 1 Vehicle By: TROY'S AUTO Vehicle By: See the last page of the MV-104A for the Towed To: SP HIGHLAND Towed To: accident diagram. VEHICLE DAMAGE CODING: 1-13 SEE DIAGRAM ON RIGHT. 14. UNDERCARRIAGE 17. DEMOLISHED 16. TRAILER 16. OVERTURNED 18. NO DAMAGE 19. OTHER Cost of repairs to any one vehicle will be more than \$1000. 2 Unknown/Unable to determine V Yes No Reference Marker Coordinates (if available) Place Where Accident Occurred: Latitude/Northing County ULSTER City Village V Town of LLOYD 4620989 Road on which accident occurred NORTH ROAD (Route Number or Street Name) at 1) intersecting street Longitude/Easting (Route Number or Street Name) VS 586176 E W feet miles (Milepost, Nearest intersecting Route Number or Street Name) Accident Description/Officer's notes 30 V-1 traveling south on North Rd in the Town of Lloyd. A pedestrian was walking northbound on North Rd in the center of the roadway and was subsequently struck by the left front of V-1. V-I's left side of the windshield sustained damage when it was struck by the pedestrian's body. Operator of V-1 transported to 9 10 11 12 13 14 15 16 17 BY TO 18 Names of all involved Date of Death Only 1 4 1 12 9998 1 M 08 6 DISTASI, JAMES L 8 P 7 M \_ 60 01 03 .3 9993 1307 C D E 0 Section State THE PROPERTY OF THE PARTY OF TH L ALCOHOLD BELLEVISION SECTION ٧ Officer's Rank Badge/ID No. NCIC No. Precint/Post |Station/Beat Reviewing Officer SGT S/C Date/Time Reviewed and Signature TroopiZone Sector MOHL, SCOTT 10/9/2018 Print Name In

4938

15503

F3

21

07:51

JOHN J FISHER

Full

New York State Department of Motor Vehicles Page 2 of 2 Local Codes POLICE ACCIDENT REPORT 8417412 MV-104A (6/04) AMENDED REPORT SPP1628LHPLK No, of Vehicles 2 Military Time Left Scene | Police Photos Day of Week No. Injured No. Killed Not Investigated at Scene Day 14 Year 2018 Accident Reconstructed Yes No 05:58 Tuesday Pedestrian Not To Scale North Rd

#### New York State Department of Motor Vehicles

# REPORT OF MOTOR VEHICLE ACCIDENT POLICE LINE OF DUTY ACCIDENT

AMENDED RE	₽QRT <sup>'</sup>
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Page 1	of 1 Pages						
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SPP16	28LHPLK						
Accide	ent Date Accident	Time C	ounty				32
8 Month	/ 14 / 2018 In Military Day Year Time	05:58 U	LSTER	<u> </u>			
NAME	ES OF DRIVERS: (Plea	ase Print or Type)		State	- 1	Driver	⇒ Driver
*	Last	First	M.i.	of Veh. Reg.	Plate Number	License State	License Number
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VEH 5	271						
VEH 6		988				•	
	nt to Section 605 of t is also the motorist re				Law, the att		Accident
	ant to Section 605(a)(4) ehicle (as defined by V						

Date Signature of Owner of Police Vehicle/Police Agency Representative NCIC#

10/09/2018 07:51 15503

when the accident occurred.

DIGITY	AL PHOTO RI	ECORD	olato a separate form for each or lype uli entries				_ %	ř					
STATION AND CASE NUMBER SP Highland 8417412 18-199					B/16/2018				Enclosure #1§				
INVESTIGATING MEMBER Sr. Inv. William Fitzmaurice						PHOTOGRAPHER'S NAME Inv. Jan Anthony							
CRIME OR INCIDENT Division Vehicle - PIAA ADDRESS OR LOCATION						WEATHER Partly cloudy							
	d, Highland									Ulster	COUNTY		
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### Division Vehicle PIAA - FIU 18-199 - SP Highland 8417412 - Roadway photos 8/16/.



JCA\_1883.JPG JCA\_1884.JPG JCA\_1885.JPG JCA\_1886.JPG JCA\_1886.JPG JCA\_1887.JPG 8/16/2018 5:57:20 AM 8/16/2018 5:57:37 AM 8/16/2018 5:57:43 AM 8/16/2018 5:58:14 AM



#### TROY'S AUTO BODY INC

## **Enclosure #21**

3430 ROUTE 9W, HIGHLAND, NY 12528 Phone: (845) 691-8648

FAX: (845) 834-3565

Liα

#### **Preliminary Estimate**

**Customer: NYS TROOPERS** 

Job Number: 1915

Written By: Vanessa Tortarella

Insured:

Type of Loss:

NYS TROOPERS

Point of Impact: 11 Left Front

Policy #:

Date of Loss:

Claim #:

Days to Repair: 10

Owner:

NYS TROOPERS

Inspection Location:

TROY'S AUTO BODY INC

**3430 ROUTE 9W** HIGHLAND, NY 12528

Repair Facility

(845) 691-8648 Business Date Inspected: 9/13/2018 Insurance Company:

ARI

#### **VEHICLE**

2015 FORD Police Interceptor AWD (Fleet) 4D SED 6-3.5L Turbocharged Gasoline Gasoline Direct Injection BLUE

VIN:

1FAHP2MT4FG146373

Interior Color:

Mileage In:

131,752

Vehicle Out:

Head/Curtain Air Bags

Reclining/Lounge Seats

License: 3F28 State:

NY

Exterior Color:

Production Date:

BLUE

Mileage Out: Condition:

Job #:

**SEATS** 

Cloth Seats

WHEELS

**Bucket Seats** 

1915

TRANSMISSION

Automatic Transmission 4 Wheel Drive

POWER

Power Steering Power Brakes

Power Windows Power Locks

Power Mirrors Power Driver Seat .

Power Adjustable Pedals

**DECOR** 

**Dual Mirrors** 

Tinted Glass

Overhead Console CONVENIENCE

Air Conditioning

Intermittent Wipers

Tilt Wheel Cruise Control Rear Defogger Message Center

Steering Wheel Touch Controls

Telescopic Wheel

RADIO

AM Radio FM Radio

Stereo Search/Seek

CD Player SAFETY

Drivers Side Air Bag Passenger Air Bag

4 Wheel Disc Brakes Front Side Impact Air Bags

Anti-Lock Brakes (4)

Styled Steel Wheels PAINT Clear Coat Paint

OTHER

Traction Control Stability Control

#### **Preliminary Estimate**

Cust	omer: NYS T	ROOP	ERS				Job Numbe	r: <b>1915</b>
2015 F	ORD Police Inter	ceptor A	WD (Fleet) 4D SED 6-3.5L Turboch	arged Gasoline Gasoline Direc	ct Injecti	on BLUE		
40		Repl	LT Belt w'strip	AG1Z5421453A	1,	123,82	0.3	
41		Repl	LT Seal	AG1Z17724B	1	17.88		
42		Repl	LT Mirror assy w/o blind spot, w/o memory w/heat	DG1Z17683B	1	290.43	0,4	
43		R&I	LT R&I outside handle				0.4	
44		Repi	LT Upper molding	AG1Z5420551B	1	191.07	0.6	
45		Repl	LT Applique w/Police	DG1Z5420555AA	1	69.17	0.6	
46	*	Repl	LT Lamp assy spotlight w/LED	DG1Z15312M	1	0.00	0.4	
47		R&I	LT R&I trim panel				0.4	
48	#	R&I	Decais				0.5	
49		Repi	LT Mirror cover w/o blind spot w/o memory	AG1Z17D743AA	1,	30.33	Incl.	
50	REAR DOOR		•					
51		Blnd	LT Door shell					1.2
52		R&I	LT Door w'strip				0.4	
53		R&I	LT Lower w'strip				0,2	
54	•	R&I	LT Belt w'strip				0.3	
<b>5</b> 5		R&I	LT R&I outside handle				0.4	
56		R&I	LT R&I trim panel				0.4	
57	#	R&I	Decals				0.5	
58	#		Car Cover		1	10.00		
59	#		Flex add.		1	12.00		
60	#		Hazardous waste		1	3.00		
61	#		Tint color		1			0.5
62	#		Color buff		1			1.
63	#		Tape jams		1	5.00		0,!
64	#		Mask for primer		1	5.00		
65	#		Glass clean up		1		2,0	
	-			SUBTOTALS		2,043.66	35.7	21.8

#### **ESTIMATE TOTALS**

Category	Basis		Rate	Cost \$	
Parts				2,043.66	
Body Labor	35.7 hrs	@	\$ 60.00 /hr	2,142.00	
Paint Labor	21.8 hrs	@	\$ 60.00 /hr	1,308.00	
Paint Supplies	21.8 hrs	@	\$ 38.00 /hr	828.40	
Body Supplies	23.9 hrs	@	\$ 10.00 /hr	239,00	
Subtotal				6,561.06	
Grand Total				6,561.06	

#### **Preliminary Estimate**

#### **Customer: NYS TROOPERS**

Job Number: 1915

2015 FORD Police Interceptor AWD (Fleet) 4D SED 6-3.5L Turbocharged Gasoline Gasoline Direct Injection BLUE

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 DR2JN10, CCC Data Date 9/14/2018, 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 1 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 2017 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. Bind=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.

#### **NEW YORK STATE POLICE**

#### **MEMORANDUM**

Troop F Station	Middletown/CRU
Date	Sentember 26 201

To:

Major Pierce V. Gallagher, Troop Commander, Troop F

From:

Trooper Kyle M. Markle Kimm

Subject: PRELIMINARY FINDINGS – RECONSTRUCTION OF DIVISION VEHICLE (3F28) PEDESTRIAN PERSONAL INJURY COLLISION

This memorandum is preliminary to the Collision Reconstruction Findings Report that will follow under a separate cover.

On August 14, 2018 I was assigned to reconstruct the circumstances of a car – pedestrian personal injury collision involving a marked Division of State Police vehicle. The collision occurred on August 14, 2018 at approximately 5:58 A.M. on North Road in the Town of Lloyd, Ulster County, New York.

North Road in the area of the collision was an unlighted, two way, two lane, not physically divided roadway that proceeds in a general north/south direction, with one lane designated for northbound travel and one lane designated for southbound travel. There is no roadway lines separating the northbound and southbound lanes of travel.

I arrived on scene at approximately 9:45 A.M. and met with members on the scene. I observed Vehicle #1 a 2015 Ford Taurus, marked State Police unit 3F28 stopped in the geographic center of the southbound lane of travel of North Road.

The inve	stigation indicated that Trooper JAMES L. DI	ISTASI, operating Vehicle #1,
was traveling southboun	d on North Road. A pedestrian, identified to	be was
walking northbound on	North Road in the center of the roadway.	The left front of Vehicle #1
subsequently strikes		ield and "A" pillar on the left
side. was	then re-directed onto the grassy/dirt area adja	cent to the northbound lane of
travel.		

The area of impact was located near the geographic center of North Road. There was a scuff mark observed on the pavement, along with an array of glass and vehicle debris that extended in a southeasterly direction from the area of impact on North Road.

The preliminary findings indicated the primary contributing factor in this collision is error on the part of the pedestrian for walking in the middle of the roadway.

The Collision Reconstruction Findings Report, a memorandum outlining causative and contributing factors and a complete analysis of the available evidence and information will follow under separate cover.

#### NEW YORK STATE POLICE

#### **MEMORANDUM**

TROOP F

STATION Middletown

DATE

November 27, 2018

TO:

Trooper James L. Distasi, SP Highland

FROM:

1 Major Pierce V. Gallagher, Troop F Commander

**SUBJECT:** 

TROOP CAR ACCIDENT - 08/14/18

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

This matter is closed and no further action will be taken.

cc:

Zone 3 Commander

**Enclosure #23** 

INSF	-8 (Rev 12/1	16).			New Yo	ork Sta	te Police			SY Proce		ener	
	ا ما احداد ۸			-4:	- <b>A</b>	PC	#		K.				
8	Administrative Investigation Report			SJS	S# .	8417	412	I	Date:	08/14/2			
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Sync	<sup>psis:</sup> Tro	oper Distasi	was ope	rating	g 3F28 south	boui	nd on Nor	th Roa	d, Ť/Llo	yd and	d stru	ck a ped	estrian.
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ness	Name of Hospital/EMS: Mid-Hudson Regional												
or	Treated by	Emergen	cy Roc	m D	octor Den	nis I	Phillip		# 90°				
Injury or Illness	Treatment	Refusal Witnesse	d by:				-			•			
=	If Prisoner	r – Charges:						o/	11 (20)33	31-0			
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#### INSP-8 (Rev 11/16) Page 2 New York State Police PC# Administrative Investigation Report 8417412 08/14/2018 SJS# Date:

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Address		City			522	State	Žip		Phone	
						NY				
Person Interviewed #2			Yang.		8 805	<u>)</u>				- L
Name (Last, First, MI)				DOB			Race	80.2		Sex
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Operator (Last, First, MI)				DOB	AL 7 SUP		Race			Sex
Distasi, James, L							Whi	ite		M
Make	Model		Year	35	Color		Re	g. State	Reg. #	1
Ford	A-2000000000000000000000000000000000000		201	15	Blu	е	N,	<b>′</b>	3F28	(A.A )
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Division Vehicles:	131,751		150	437		ar e		20220000000000000000000000000000000000	•	Š
Vehicle #2	• • •		-irq	·,	-7;				<u> </u>	
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250									<u> </u>	

Enclosures Ch	ieck List (	Check all that app	ily)								
		Last Name of Person(s)									
Memo(s)	$\checkmark$	Distasi, Fitzmaurice, Savage, Colby, Markle									
<del> </del>		Last Name of Person(s)	Signing Deposition(s) and/or	Statement(s):							
Depositions and/or Statements		_									
•	<u> </u>	Title and Last Name		EMS Service or Medical Facility							
		Charge Nurse	lgoe	Mid-Hudson Regional Hospital							
Medical Deposition(s)	$\checkmark$										
AMS Message	<b>√</b>			A STATE OF THE STA							
IJ Portal Message		, , , , , , ,	ta e e e e e e e e e e e e e e e e e e e								
GENL-34D Photo Record	<b>√</b>		e e e e e e e e e e e e e e e e e e e								
GENL-89 Use of Chemical Agent											
GENL-90 Use of Taser X26/X26P				Park The Control of t							
GENL-91 Vehicle Pursuit Report											
MV-104A Police Accident Report	<b>√</b> _		, Ta								
Non-SP Collision/Incident											
Report (TRACS)		∫( ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' '									
Audio Recording	<b>✓</b>	#Enclosed: 1 disc	Transcript enclosed: No	Enter Source: Ulster County 911							
Video Recording		# Enclosed:	Transcript enclosed:	Enter Source:							
GENL-81		Last Name(s):									
Medical Release		<u> </u>		Records Enclosed: Yes No							
GENL-81E Medical Release		Employee(s) Last Name		Records Enclosed; Yes No							
GENL-81M Medical Release		Member(s) Last Name:	<u></u>	Records Enclosed: Yes No							
Other Enclosures	<b>✓</b>	Describe: Troy's A	uto Body estimate								

Administrative Investigation Description	PC#	22 - 25 A S					
Administrative Investigation Report	sJs# <b>8417</b> 4	12 Date:	08/14/2018				
Report of:	9 2 2 2	× 2 •					
Name	Rank	Employee ID #	TZS				
Michael W. Sumnick	Lieutenant		F300				
Signature 0 0 0	Date	_9 ·					
LT MILLEN	10/29/2018	9					
Reviewed by:		70 704 NO EL CONTROL FOR HEIGHTON					
Name	Rank	Employee ID#	TZS				
Captain Michael = Drake	Captain		F300				
Signature // ///	Date 1		er exect				
Cart Michael III	11/15/18	3 <u>2</u> .8.					
1st Endorsement		a a aaa a					
To: Troop Commander							
From: Cast Michael J.Dirake	I concur with the findings of this investigation: Yes No						
Signature: Can Michael . Ho	Date: 11/15/18						
2 <sup>nd</sup> Endorsement	-		K				
To: Division Headquarters	Transport of the last of the l	THE R. P. LEWIS CO., LANSING, MICH.	<del></del>				
From: DAUKOUL	I concur with the findings of this investigation: Yes / No						
Signature:	Date: 11 27 18	F 2.	, s * e				
If Division Vehicle Collision check appropriate	status:						
Preventable	Non-Preventable	7					
If Personnel Complaint check appropriate stat	us:	17					
Founded Unfounded	Unsubstantlated	Closed by In	nvestigation				
If Founded, complete the following:	<u> </u>						
Date: Rule 3 Waiver Form attached	Copy of Memorandum of	Disposition to Member A	Attached				
Disposition imposed under Rule 3:							
No Action Warranted Letter of Censure Intra - Troop	Transfer Probation	Loss of A.L. D	ays 📗				

# of days:

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New York State Police

INSP-8 (Rev 11/16)

Page 4

Administrative Investigation Report	PC#	1753	,	
Narrative	SJS#	8417412	Date:	08/14/2018

- 1. On August 14, 2018, at approximately 5:58 AM, Trooper JAMES L. DISTASI, shield 530, SP Highland, was operating (V-1) marked Division vehicle 3F28, a 2015 Ford Police Interceptor, en route to Mid-Hudson Bridge detail. 3F28 was traveling south on North Road in the Town of Lloyd, approximately 1000 feet south of the State Route 9W intersection, when 3F28 subsequently struck a pedestrian with the front driver side of 3F28. Trooper DISTASI contacted Ulster County 911 and advised them of a car/pedestrian accident at that location. Trooper DISTASI requested a supervisor to the scene and Sergeant Station Commander JAMES P. FITZMAURICE responded.
- 2. Sergeant Station Commander FITZMAURICE contacted Lieutenant MICHAEL W. SUMNICK and advised that Trooper DISTASI was involved in a Troop car/pedestrian accident on North Road in the Town of Lloyd. Sergeant Station Commander FITZMAURICE further advised that the pedestrian was transported to Mid-Hudson Regional Hospital in Poughkeepsie, NY and the extent of the injuries were unknown. Lieutenant SUMNICK advised Captain MICHAEL J. DRAKE and both Lieutenant SUMNICK and Captain DRAKE responded to the scene of the accident.
- Sergeant Station Commander JOHN J. FISHER responded to the accident scene and photographed the scene. A Genl. 34d, Digital Photo Record, a disc containing scene photos and photos can be found attached as Enclosure #1.

4.	Sergeant Station Commander THOMAS J. FARRELL responded to the hospital to investigate. Sergeant
	Station Commander FARRELL learned that
	NY was the pedestrian that was struck by 3F28 and was being treated in the Emergency
	Room. Sergeant Station Commander FARRELL photographed to document the injuries. A
	Genl. 34d, Digital Photo Record, a disc containing photos and the photos can be found attached as
	Enclosure #2. Sergeant Station Commander FARRELL could not interview about the
	accident due to his medical condition. Sergeant Station Commander FARRELL spoke with Emergency
	Room Charge Nurse, TAMARA IGOE, who advised that had serious injuries and was listed
	in critical condition. Sergeant Station Commander FARRELL obtained a completed Medical Services
	Deposition from IGOE and the deposition can be found attached as Enclosure #3. Sergeant Station
	Commander FARRELL advised Lieutenant SUMNICK and Captain DRAKE of medical
	condition.

- 5. Troop F Commander, Major PIERCE V. GALLAGHER, Troop F BCI, Captain BRIAN SHORTALL, Lieutenant's PETER CIRIGLIANO and REVA NAVARRO, Senior Investigators WILLIAM FITZMAURICE and PAUL LANGOWSKI, responded to the scene, along with Troop F CRU. Professional Standards Bureau, Staff Inspector ROBERT GREGORY and Captain LAWRENCE MULLER, also responded to the scene.
- 6. Troop F CRU, Trooper THOMAS G. BRENNAN JR. photographed the scene. A Genl. 34d, Digital Photo Record, a disc containing photos and photos can be found attached as Enclosure #4.

# Administrative Investigation Report Narrative

PC#		,		
SJS#	8417412	Date:	08/14/2018	

- 7. Trooper KYLE M. MARKLE, Troop F CRU/UAS (Unmanned Aircraft Systems) photographed the scene. A Genl. 34d, Digital Photo Record, a disc containing photos and photos can be found attached as Enclosure #5.
- 8. Administrative Message Report, AMS #AMSP1618KV16C was completed and a copy can be found attached as Enclosure #6
- 9. On August 16, 2018, Troop F FIU Investigator JAN ANTHONY photographed the scene of the accident to document the light conditions and roadway conditions. A Genl. 34d, Digital Photo Record, a disc containing photos and photos can be found attached as Enclosure #7.
- 10. Trooper DISTASI provided a memorandum pertaining to the accident. Trooper DISTASI stated that on August 14, 2018, he was working a 1-8 shift and the morning Mid-Hudson Bridge detail out of SP Highland assigned to 3F28. At approximately 5:58 AM, he was traveling south on North Road in the Town of Lloyd, approximately 1000 feet south of State Route 9W. Trooper DISTASI stated that the road conditions were wet and the roadway was foggy and unlit. Trooper DISTASI stated that a dark object appeared in the middle of the roadway near the driver side of 3F28 and the vehicle subsequently struck the object. Trooper DISTASI stopped 3F28, got out of the vehicle and saw a male laying in the northbound shoulder of North Road. Trooper DISTASI went to the male subject and observed that he was conscious and responsive. Trooper DISTASI stated that he advised Ulster County 911 of the accident and requested fire and EMS. Trooper DISTASI advised not to move, in an attempt to keep him stabilized until EMS arrived. Trooper DISTASI contacted SP Kingston and advised Trooper JOSEPH COLBY that he needed a Sergeant. Highland Fire Department arrived on scene and took over patient care. Trooper DISTASI stated that he was then contacted by Sergeant HEATHER M. SAVAGE and he informed her what happened. A copy of Trooper DISTASI'S memorandum can be found attached as Enclosure #8.
- 11. Sergeant Station Commander FITZMAURICE submitted a memorandum regarding his involvement in this incident. Sergeant Station Commander FITZMAURICE stated that on August 14, 2018, he was working a 5B tour out of SP Catskill and was contacted by Sergeant SAVAGE at approximately 6:20 AM. Sergeant Station Commander FITZMAURICE stated that she advised him of a Troop Car/pedestrian accident in the Town of Lloyd and he then responded to the scene. Sergeant Station Commander FITZMAURICE arrived and interviewed Trooper DISTASI, who advised that he was en route to Mid-Hudson Bridge Detail in 3F28 just prior to 6:00 AM. Sergeant Station Commander FITZMAURICE stated that Trooper DISTASI was traveling south on North Road and subsequently struck a pedestrian, who was walking in the roadway. Trooper DISTASI informed Sergeant Station Commander FITZMAURICE that he was unable to tell what direction the pedestrian was walking due to darkness. Trooper DISTASI further advised Sergeant Station Commander FITZMAURICE that the pedestrian was injured and conscious, but didn't know the extent of the injuries. Trooper DISTASI informed Sergeant Station Commander FITZMAURICE that the pedestrian was taken to Mid-Hudson Regional Hospital in Poughkeepsie, NY. Sergeant Station Commander FITZMAURICE advised Lieutenant SUMNICK what Trooper DISTASI stated upon Lieutenant SUMNICK'S arrival. A copy of Sergeant Station Commander FITZMAURICE'S memorandum can be found attached as Enclosure #9.

# Administrative Investigation Report Narrative

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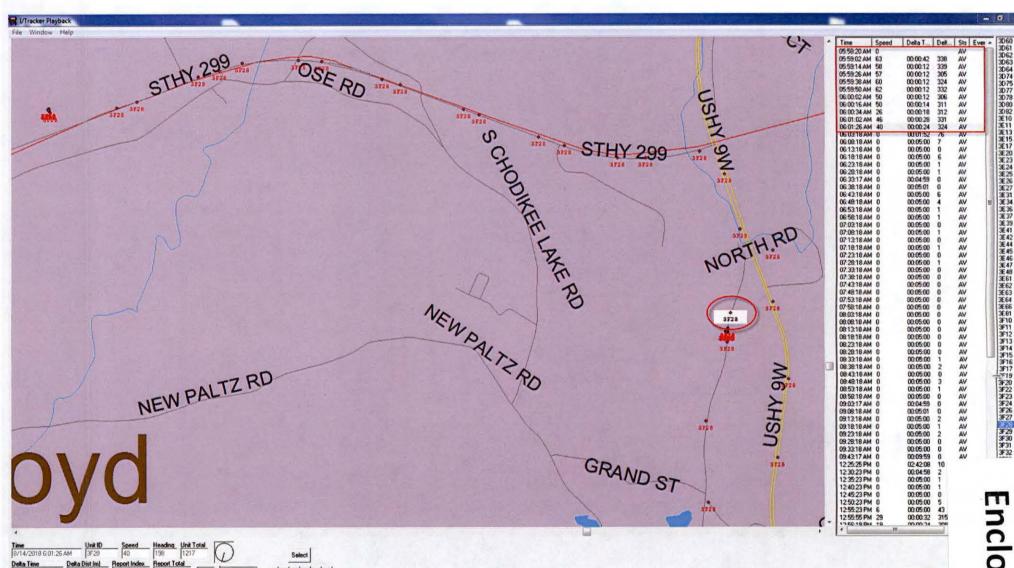
- 12. Troy's Auto body completed an estimate for the damage to 3F28 and indicated that it will cost \$6,561.06 to repair 3F28. A copy of the estimate can be found attached as Enclosure #10.
- 13. Sergeant SAVAGE was interviewed regarding this accident and stated in sum and substance that on August 14, 2018, at approximately 6:20 AM, she spoke with Trooper COLBY at SP Kingston, who advised that Trooper DISTASI, SP Highland was involved in an accident. Sergeant SAVAGE contacted Trooper DISTASI, who advised that he had struck a pedestrian on North Road near State Route 9W in the Town of Lloyd. Sergeant SAVAGE stated that Trooper DISTASI informed her that the pedestrian appeared to have an arm injury and EMS was contacted. Sergeant SAVAGE then spoke with Sergeant Station Commander FITZMAURICE, who advised he would respond to the scene. A copy of Sergeant SAVAGE'S memorandum can be found attached as Enclosure #11.
- 14. Trooper COLBY was interviewed and stated in sum and substance that on August 14, 2018, he was working a 2 shift out of SP Kingston. Trooper COLBY stated that at approximately 6:00 AM, he received a phone call at SP Kingston from Trooper DISTASI. Trooper DISTASI informed Trooper COLBY that he had just been involved in a Troop car/pedestrian accident on North Road in the Town of Lloyd and he needed to speak to a Sergeant. Trooper DISTASI advised that he was in 3F28 and en route to the Mid-Hudson Bridge detail. Trooper DISTASI advised that the pedestrian was conscious and alert, but was injured and being transported to Mid-Hudson Regional Hospital in Poughkeepsie, NY. Trooper COLBY then contacted Sergeant SAVAGE and advised her. The phone conversation took place on a non-recorded phone line at SP Kingston. A copy of Trooper COLBY'S memorandum can be found attached as Enclosure #12.
- 15. Trooper DISTASI called Ulster County 911 just after his vehicle struck the pedestrian and he requested fire and ems. A copy of this phone conversation and subsequent radio transmissions were secured on a disc and can be found attached as Enclosure #13.
- 16. Sergeant Station Commander FISHER completed an MV-104A, Police Accident Report (SPP1628LHPLK). I discussed the findings of this report with Sergeant Station Commander FISHER and agree with his findings, that being the cause of the accident is due to pedestrian error. A copy of this MV-104A can be found attached as Enclosure #14.
- 17. I conferred with Senior Investigator LANGOWSKY, Investigator BRIAN HUNTER and Trooper MARKLE regarding this accident. Trooper MARKLE was assigned to reconstruct the circumstances of this accident. On September 26, 2018, Trooper MARKLE completed a Preliminary Findings memorandum and has determined the primary cause of this accident is pedestrian error. Trooper MARKLE had indicated that the pedestrian was walking in the middle of the road when the accident occurred. A copy of the Preliminary Findings memorandum can be found attached as Enclosure #15.
- 18. I spoke with Senior Investigator FITZMAURICE, who advised that the SP Highland BCI Investigative Report is currently open and a completed Investigative Report will be submitted at a later date under separate cover. Senior Investigator FITZMAURICE further advised that was transferred to

<b>Administrative</b>	Investigation	Report
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SJS#	8417412	Date:	08/14/2018					

Westchester Medical Center the day of the accident and the hospital will not release condition or the extent of his injuries. It is still currently admitted in the hospital.

19. After conferring with Troop F CRU, reviewing photos and documents, I agree with the Preliminary Findings memorandum that was completed by Trooper MARKLE. On August 14, 2018 at the time of the accident, the pedestrian WILSON was wearing dark colored clothing and walking in the middle of North Road. Trooper DISTASI was operating 3F28 southbound in the south lane of North Road, which is an unlit roadway with no lane markings on the pavement. At the time of the accident, the pavement was wet due to rain and there were foggy and cloudy conditions. Trooper DISTASI saw an object appear at the driver side front of 3F28 and subsequently struck the object. Trooper DISTASI was not able to take evasive action to avoid a collision and did not know the object he hit was a person until he stopped 3F28 and got out to investigate. Due to the above stated facts, Trooper DISTASI was not able to avoid who was illegally walking in the middle of the roadway. Trooper DISTASI was operating 3F28 in the proper portion of the roadway, that being the south lane of North Road. This accident is determined to be non-preventable on the part of Trooper DISTASI. I recommend this investigation to be closed with no further action taken.



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## **Vehicle – Pedestrian Injury Collision**

North Road Town of Lloyd Ulster County

August 14, 2018

5:58 A.M.



# Troop F Collision Reconstruction Unit

55 Crystal Run Road Middletown, NY 10941 Telephone (845) 346-3556 Facsimile (845) 344-5380

Prepared by Trooper Kyle M. Markle

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#### Introduction

On August 14, 2018, at approximately 8:45 A.M., I, Trooper Kyle M. Markle of the Troop F Collision Reconstruction Unit (F-CRU), was contacted by New York State Police Senior Investigator Paul Langowsky of the Troop F Forensic Identification Unit (F-FIU), and was requested to respond to the scene of a vehicle (3F28) - pedestrian injury collision involving marked New York State Police vehicle 3F28. The collision occurred on North Road in the Town of Lloyd, Ulster County, New York.

I arrived at the collision scene at approximately 9:45 A.M. New York State Police personnel on scene consisted of Inspector Robert C Gregory, Major Pierce V. Gallagher, Captain Michael J. Drake, Captain Lawrence A. Muller, Captain Brian J. Shortall, Lieutenant Peter J. Cirigliano II, Lieutenant Reva J. Navarro, Lieutenant Michael W. Sumnick, and Sergeant Station Commander John J. Fisher. I was assisted at the scene by Senior Investigator Michael J. MacIntosh of the Troop H Collision Reconstruction Unit (H-CRU), Investigator Brian L. Hunter (F-CRU), Investigator Adam B. Maillet (F-CRU), Trooper Thomas G. Brennan (F-CRU), and Senior Investigator Langowsky. The weather at the time of the investigation was cloudy skies and an air temperature of 72 degrees Fahrenheit. The road surface was reported to be wet at the time of the collision and remained that way throughout the on-scene investigation.

#### Summary

I was briefed by Senior Investigator Langowsky, who advised me that the preliminary investigation revealed that at approximately 5:58 A.M., Vehicle #1, New York State Police unit 3F28, a 2015 Ford Taurus, was traveling southbound on North Road. The operator of Vehicle #1 was identified as Trooper James L. Distasi with a date of birth (D.O.B.) of



Vehicle #1 at Scene

A pedestrian who was identified as with a D.O.B. of was walking northbound on North Road in the center of the roadway. Vehicle #1 struck with the left front fender and headlight assembly. After being struck, subsequently strikes the lower left corner of the windshield, driver side "A" pillar, side mirror and spot light with his upper body. Following the collision, Vehicle #1 came to a position of controlled final rest within the southbound lane of travel. After being struck, was projected and came to a position of un-controlled final rest in a grassy area adjacent to the northbound lane of travel. Was transported to Mid-Hudson Regional Hospital in Poughkeepsie, New York for medical treatment. The operator of Vehicle #1 was transported to First Care Walk – In Medical Center in Highland, New York for medical treatment.

Trooper Brennan photographed the scene documenting its condition at the time of the investigation. The roadway was checked for any defects or items that might have contributed to the collision. No such defects or items were observed. Investigator Hunter forensically mapped the scene of the collision utilizing a Leica TCRP 1205+R400 Electronic Total Work Station (Serial #265500). Investigator Maillet forensically mapped the scene of the collision utilizing a DT Research GPS Workstation (Serial #0T7TT9611825008). I took aerial photos utilizing CRU (UASF-6) DJI Phantom 4 Pro (Serial #189CEBEBA20914).

A search using the Bosch Crash Data Retrieval Tool (Version 17.8) indicated that Vehicle #1 was supported by the software.

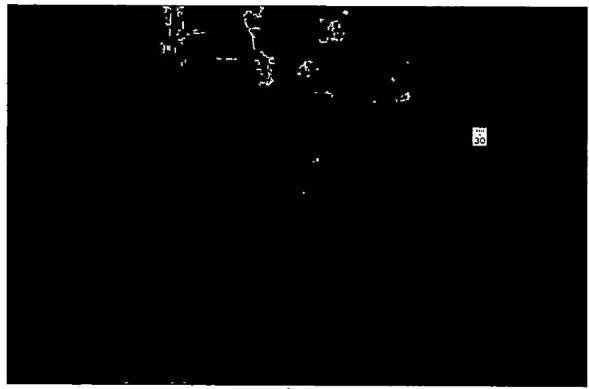
On August 14, 2018, Investigator Hunter imaged the data from Vehicle #1, which was located at the scene of the collision. An analysis of the imaged data from the Airbag Control Module (ACM) of Vehicle #1 indicated that no event had been recorded.



North Road Facing North

North Road, in the area of the collision was an unlit, two-lane, individual flow roadway oriented in a southwest-northeast direction. For report clarity, the roadway direction will be described as it if were oriented south to north. There was no centerline marking on the roadway to divide southbound and northbound traffic. The roadway was constructed of asphalt and was moderately traffic polished. The area surrounding the collision scene consisted of a wooded area to the east and west, along with several residential properties to the south. The roadway in the area of the collision curved to the left, and there was no pedestrian signage or roadway paint designating a pedestrian crosswalk or regulated crossing area. (Refer to attached scaled diagram for scene evidence descriptions and locations).

At the time of the collision, was wearing two separate tee shirts, one shirt was dark blue and the other shirt was green in color. Was also wearing black jeans, and black shoes. None of the clothing being worn by was found to have reflective properties. The possibility of being seen walking in the middle of the roadway by the operator of Vehicle #I was also hindered by the lack of artificial ambient light, as well as the weather conditions at the time of the collision. The only source of artificial ambient lighting in the area was located on the east side of the roadway several hundred feet south of the collision scene. The weather at the time of collision was reported to be foggy with cloudy skies, and a wet roadway.



North Road Facing South

The primary contributing factor for this collision, as it relates to the analysis of all subject matter surrounding this investigation was pedestrian error on the part of for walking in the roadway. Additional consideration should be given to lack of reflective clothing, the lack of artificial ambient lighting in the area, as well as the adverse weather conditions present at the time of the collision. All of which would have had an adverse effect on the view out of the front windshield that the operator of Vehicle #1 would have experienced prior to the collision.

A full reconstruction will not be completed. All notes and information will be retained on file with the Troop F Collision Reconstruction Unit.

