

DISTRICT COURT -- INFORMATION

Citation#

Arrest# 209AR0023483

CR# 209CR0105414

Return Date 12/17/2009

Date / Time of Arrest 12/17/2009 at 01:05

Court Docket

DOB  
12/09/1974

Age  
34

Offense

240.26 (1)

HARASSMENT  
2ND SUB 1

N/A  
VIOL

Sector  
123

Prepared By  
863KETEL

FIRST DISTRICT

THE PEOPLE OF THE STATE OF NEW YORK AGAINST

ERIN MULLER  
[REDACTED]

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET THOMAS F KETELTAS, SHIELD# 10639, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 14TH DAY OF NOVEMBER, 2009, AT ABOUT 11:30 PM, AT 21 WOODFIELD COURT LAUREL HOLLOW, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAW SECTION(s) §240.26 (1) .

§ 240.26 HARASSMENT IN THE SECOND DEGREE. A PERSON IS GUILTY OF HARASSMENT IN THE SECOND DEGREE WHEN, WITH INTENT TO HARASS, ANNOY OR ALARM ANOTHER PERSON:

1. HE OR SHE STRIKES, SHOVES, KICKS OR OTHERWISE SUBJECTS SUCH OTHER PERSON TO PHYSICAL CONTACT, OR ATTEMPTS OR THREATENS TO DO THE SAME.

TO WIT: On 11/14/2009 at the time and place of occurrence the defendant and the victim, Michael Lohan, who were boyfriend/girlfriend, got into a verbal argument. During this argument the defendant did intentionally kick Michael Lohan in the head with her shoe. The actions of the defendant annoyed and alarmed the victim but did not cause any injury. The incident occurred in the driveway of the victims mothers home. Witness, Marilyn Lohan, was at her bedroom window above the incident and saw the defendant kick her son, the victim, in the head.

The above is based on information and belief, that being the sworn statements of victim, Michael Lohan and witness, Marilyn Lohan which are attached hereto and made apart hereof.

\* ANY FALSE STATEMENT MADE HEREIN IS PUNISHABLE AS A CLASS A MISDEMEANOR, PURSUANT TO SECTION 210.45 OF THE PENAL LAW.

SUBSCRIBED BEFORE ME THIS  
17TH DAY OF DECEMBER 2009.

DET THOMAS F KETELTAS

SGT JOSEPH E BEGLANE

DB

NASSAU COUNTY POLICE DEPT  
CRIME REPORT -PDCN 85ASJ - 209CR0105414  
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DEFENDANT(S)

209AR0023483

MULLER, ERIN

DOB 12/09/1974

SocSec [REDACTED]

Agency/  
Phone [REDACTED]

PENAL LAW, 240.26 (1) HARASSMENT 2ND SUB 1

VIOL N/A

NTA#

12/17/2009

PERSON(S) INVOLVED

VICTIM

LOHAN, MICHAEL

DOB 04/25/1960

SocSec U

H-Phone [REDACTED]

WITNESS  
(DEPOSED)

LOHAN, MARILYN

DOB 01/07/1941

SocSec U

W-Phone [REDACTED]

H-Phone [REDACTED]

W-Phone [REDACTED]

TESTIMONIALS

MULLER, ERIN

KETELTAS THOMAS F  
ARREST DET

4863KETEL

DET

Unit 25Q

Chart

NO STATEMENT

Investigating Detective and arresting officer  
prepared arrest paperwork  
Statement from Michael Lohan  
Statement from Marilyn Lohan

MORRISON KYLE W  
ASSIST PO

9015MORRI

PO

Unit 002

Chart

NO STATEMENT

Prepared DCJS3221 and original statement from Michael Lohan

LOHAN, MARILYN  
NONMEMBER

Unit

Chart

WRITTEN STATEMENT GIVEN SECOND SQUAD ON 12/13/2009 18:55 TO 4863KETEL  
Witness to harassment

LOHAN, MICHAEL  
NONMEMBER

Unit

Chart

WRITTEN STATEMENT GIVEN SECOND PRECINCT ON 12/07/2009 14:00 TO 9015MORRI  
Victim of harassment

DEFENDANT(S) ADMISSIONS

MULLER, ERIN

NO STATEMENT

NO STATEMENT

INJURIES

LOHAN, MICHAEL

NONE

Level: NOT INJURED

DATE, TIME & LOCATION OF INCIDENT

11/14/2009 23:30

DATE, TIME & LOCATION OF ARREST(S)

MULLER, ERIN

12/17/2009 01:05 SECOND PRECINCT STHS. WOODBURY

NOTIFICATION(S)

MULLER, ERIN

ECAB FAX

DA Notified Y

ARREST NARRATIVE

WRITTEN BY 4863KETEL ON 12/17/09

On 11/14/2009 at about 2330 hours the defendant and victim pulled into the driveway at the place of occurrence which is the victims mother's home. Witness Marilyn Lohan saw the defendants Mercedes in the driveway and looked out the window and observed what occurred. The victim Michael Lohan was the passenger in the car and the defendant was the driver. The victim reported that he did not want the defendant to drive anymore and they got into a verbal argument, because he thought she was drunk and high. The victim got out of the car and tried to get

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ARREST NARRATIVE (continued...)

the defendant not to drive. When the victim opened the drivers door the defendant at one point intentionally kicked him in the head. The victim did not receive any injuries but was alarmed at her actions. The witness yelled out to the victim and defendant as to what was going on and they left the driveway in the vehicle. The defendant surrendered to Det. Keteltas at the Second Squad on 12/17/2009 at 0105 hours for arrest processing. Records Bureau notified.

PROPERTY / EVIDENCE

EVIDENCE	DCJS3221 SIGNED BY VICTIM MICHAEL LOHAN	
EVIDENCE	STATEMENT FROM WITNESS MARILYN LOHAN	\$0.00
EVIDENCE	STATEMENT FROM VICTIM MICHAEL LOHAN	\$0.00
		\$0.00

VEHICLES / IMPOUNDS

DEFENDANT(S) B.A.C.

MULLER, ERIN

By

Test#1

Test#2

DEFENDANT(S) IDENTIFICATION

MULLER, ERIN

By VICTIM

KNOWN TO VICTIM

11/14/2009 23:30

DEFENDANT(S) MIRANDA

MULLER, ERIN

By NONE

DEFENDANT(S) SEARCH

MULLER, ERIN

By 9181CLEME

Justification ARREST

DEFENDANT(S) PHONE CALLS

MULLER, ERIN

REMARKS

MULLER, ERIN

ARRESTING OFFICERS BAIL COMMENTS

REQUESTING ORDER OF PROTECTION FOR VICTIM LOHAN AND MARILYN LOHAN

MULLER, ERIN

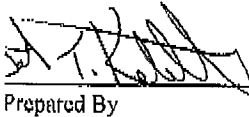

UNRECOVERED WEAPONS/DANGEROUS INSTRUMENTS

NONE

MULLER, ERIN

RELATED CASES/WITNESSES AS DEF/DEF..WITNESS REL./WITNESSES WITH PRIORS

NONE

Prepared By  Desk Officer 

Squad Supervisor 