

Domestic Violence  Child Abuse  Arson  Homicide  Hate Crime  Elderly  Gang Related  Liquor Establishment

Agency: SPD

## Incident / Investigation Report

Case Number: 10-12148



### IGNITION INTERLOCK - OPERATING VEH. W/O FUNCTIONING DEVICE

Reported 05/15/2010 15:15

Found 05/15/2010 15:15

Occurred 05/15/2010 15:15

Location N 110th St / E Shea Bl, Scottsdale, AZ

Original Officer (1296) MITCHELL, M

### Original Information

Original Page: 3

Date Added: 05/15/2010

Added By: (1296) MITCHELL, M

### Notes / Narratives

On 05/15/2010 at approximately 1515 hours (OF) Stoudemire, Carrie operated a motor vehicle without an ignition interlock device at 110th street and E Shea Blvd in Scottsdale.

On 05/15/2010 at approximately 1515 hours I was conducting routine patrol in a fully marked patrol vehicle. I was heading westbound on E Shea Blvd in the #1 lane. I saw a black colored Lincoln Navigator heading eastbound on E Shea Blvd at 110th street in the #2 lane. I estimated the speed of the black Navigator to be traveling at 60 mph. I made a U Turn on E Shea Blvd and was heading eastbound on E Shea Blvd.

I saw the black colored Navigator at approximately 11300 E Shea Blvd straddling the #2 and #3 lane until Frank Lloyd Wright Blvd and E Shea Blvd. The vehicle completely had the left two tires in lane #2 and the right two tires were completely in lane #3. The vehicle slowly moved over to lane #3 and continued heading eastbound. The vehicle displayed license plate (AZ/20: ). I initiated a traffic stop on the vehicle and the vehicle yielded at 116th street and E Shea Blvd. As the vehicle came to a complete stop the vehicle jerked.

I approached the driver side of the vehicle and the female driver was identified by her photo AZ driver's license as (OF) Stoudemire, Carrie. On Carrie's driver's license was "Interlock device required". I asked Carrie if she had an interlock device inside the vehicle. Carrie stated she did not have one and MVD did not tell her she needed one on all of the vehicles. Carrie stated she had an interlock device on one of her vehicles and did not need it on any other vehicle. Carrie stated she was renting the vehicle she was driving. I asked Carrie to provide me her vehicle rental paperwork. I advised Carrie when she found the paperwork to wave it out the window and to stay in her vehicle.

I asked Carrie where she was coming from and she stated she did not need to tell me. Carrie lifted up her sunglasses off of her face and put them on top of her head. Carrie stated, "I'm not drunk, I'm on the way to my alcohol class now." Carrie's eyes were watery and glassy. Carrie later stated she had been on her way to pick up one of her sons.

I returned to my patrol vehicle and called for a back up officer to assist me. I conducted an MVD and records check on Carrie. Carrie's driver's license returned valid. A further inquiry of her driver's license showed the interlock device requirement was mailed on 06/16/2006. The interlock device requirement was effective until 10/30/2010.

As I was in my patrol vehicle Carrie honked the horn to the vehicle several times. Carrie was waving her hands out the window with paperwork in her hand. I exited my patrol vehicle and very loudly stated, "Hold on I will be there in a minute."

Officer Navarro #1316 arrived on scene. Carrie began honking her horn on the vehicle approximately two more times.

I approached the driver side of the vehicle displaying (AZ/20: ). I asked Carrie if she would be willing to perform SFST's and Carrie stated she would. I asked Carrie if she would step out of her vehicle and onto the sidewalk where she would be out of the roadway. Carrie asked, "Am I under arrest?" I told Carrie she was not. Carrie stated, "I'm not doing any of your tests. I don't

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have to." I explained to Carrie that I was conducting an investigation and she did not have the right to refuse, but that I could not make her conduct the tests. Carrie crossed her arms and stated, "Arrest me then if you have enough."

On 05/15/2010 at approximately 1525 hours I placed Carrie in handcuffs to the rear. I double locked the handcuffs. I searched Carrie with negative results and placed her in the backseat of my patrol vehicle. I seat belted Carrie in for her safety.

A second vehicle displaying license plate (AZ/AF [redacted]) approached the scene and pulled in in front of the vehicle displaying (AZ/2C [redacted]). Two male subjects exited their vehicle and spoke with Officer Navarro.

Carrie then stated she had a lot of cash inside her wallet that was located inside her purse. Carrie stated she wanted her purse to go with Amar`e, but that she wanted her wallet to go with her. Carrie stated, "I don't trust him, he will take all of my money!"

Carrie began to yell, "Amar`e!" several times at the top of her lungs! Carrie continued, "I want my son!" I told Carrie to be quiet and if there was anything I could tell Amar`e I would tell him for her. Carrie began to scream louder. I rolled up the back window. I asked Carrie if she needed any medical attention and she stated that she did not.

I walked towards Officer Navarro who was standing near two male subjects. I recognized one male subject as Amar`e Stoudemire. The second male subject was a darker skinned black male approximately 6'10 and 300 lbs. The second male subject had gold teeth and stated, "This is bull shit!"

I explained to the two male subjects that they needed to leave the scene because they were causing Carrie to act out. Amar`e put his head down and began to take a few steps towards Carrie with the second male subject. I told both male subjects that I was giving them a direct order to leave the scene. Amar`e stated to the second subject, "Come on."

Carrie began kicking the door in the patrol vehicle and was screaming very loudly. Carrie was screaming, "Amar`e get a lawyer!"

Amar`e and the second subject got into the Bentley and left the scene.

I went back to my patrol vehicle and rolled down the right side passenger window. Carrie stated she was very hot. I again asked Carrie if she needed medical attention and she stated she did not.

I transported Carrie to the District 3 Jail. While en route to the District 3 Jail I tape recorded the entire ride.

Carrie stated that I could not tell her to shut up and that she had the freedom of speech. Carrie stated she was glad she didn't have a warrant so that I didn't "stick it to her". Carrie stated, "It feels good to be arrested and not drunk! Woooooo hoooooo!" Carrie continued to say that she was happy that Obama was President and that I must be so upset that there is a black President.

Carrie was booked and later released by detention staff. Carrie was issued citation # 1812550 with the following charges:

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ARS 28-1464.H - Unlawful to operate Vehicle without Ignition Interlock Device

ARS 28-701.A - Speeding

ARS 28-729.1 - Failure to Drive in Single Lane

Carrie was explained the citation and signed the citation while at the district 3 Jail.

NFI.

### Notes / Continuation