CAMPBELL POLICE
CONTROLLED DOCUMENT
DATE: 03/06/2023
RELEASED TO: DALYCITY PD
RELEASED BY: Y44
CONFIDENTIAL PURSUANT TO 7923.600(a)

Narrative Report

Campbell Police Department
70 N. First St.
Campbell, Ca. 95008 (408) 866-2121 Fax. 379-7561

Report #20150619013
Case #2015-2530
Page # 3

34090.6 GC- Vehicle#1350 **VieVu# LE2-902224** **Date:06/19/15** **Time:0353**

☐ *Supplemental Report*

ATTACHMENTS:

Booking sheet
Evidence sheet
DS367
Vehicle code complaint
(S)'s breath test results
(S)'s CDL
CAD
Sergeant Stephenson's Supplemental Report
Officer Leitz' Supplemental Report
Officer Lau's Traffic Collision Report

SYNOPSIS:

On 06/19/15, (S) was the driver of a vehicle and collided into a fire hydrant. (S) was contacted and exhibited signs and symptoms of alcohol intoxication. Based on (S)'s signs and symptom of alcohol intoxication and because he was involved in a collision, (S) was determined to be DUI. (S) was arrested per 40300.5 VC. (S) provided a breath sample which showed a BAC of .20 and .19. (S) was transported and booked into the Santa Clara County Main Jail.

INVESTIGATION:

On 06/19/15, at approximately 0353 hours, I was on duty in full uniform in unmarked patrol vehicle #1357. CPD officers were dispatched to a white pickup truck that went off of the roadway. CPD dispatch updated that a male and female were heard near the vehicle. Sergeant Stephenson arrived in the area and contacted a male and a female near the intersection of Walnut Ave. and Chapman Ave. (See Sergeant Stephenson's Supplemental Report for details).

The male was later identified by his CDL as (S) Bermudez, and the female was identified as R1 Officer Leitz later contacted R1 and took her statement. R1 stated she and (S) Bermudez had been drinking earlier in the night, and (S) Bermudez was driving at the time of the collision. (See Officer Leitz' Supplemental Report for details)

I responded to Hacienda Ave. at Walnut Ave. where there was a white Chevy Silverado (CA Lic. [redacted] facing south / east on the south curb of Hacienda Ave. just east of Walnut Ave. The vehicle had major driver's

Reporting Officer: B. Rice	
CJIC # R7259	Date: 6/21/15

Dispositions

☒→ Arrest. ☐→ To DA for Complaint.
☐→ Information Report Only / No Crime. ☐→ Victim Declined Prosecution.
☐→ Active - Follow-up to SED. ☐→ Cleared/Closed.
☐→ Active - Follow-up to Officer ____. ☐→ To Original Report.
☐→ Inactive. ☐→ Cleared/Closed by Exception [____].
☐→ Offender is a Juvenile. ☐→ Death of Offender.

Reviewed By: _____ Date:____ Processed By: _____ Date: _____

CRIS Entry By: _____ Date: _____ Copies To: ☐ SED ☐ DA ☐ Court ☐ Other
☐ DPW ☐ Finance ☐ JPD ☐ S/O or PD_____

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side damage, there was a fire hydrant that had been knocked over near the rear of the vehicle and both front and passenger's side airbags had deployed. No one was inside the vehicle, and the vehicle key was in the ignition. (S) Bermudez was the registered owner of the vehicle.

In the area of the collision Hacienda Ave. is under heavy construction. The roadway is closed down to non-residents between S. Winchester Blvd. and San Tomas Aquino Rd. There are numerous cones and road closure signs. The roadway asphalt has been removed and dirt remains. The north / and south curbs are still intact, and there are cones dividing east and west bound traffic. Officer Tolentino took photographs of the roadway in the area of the collision, later in the day, during daylight hours. The photographs were later uploaded to Veripic. Officer Lau took photographs of the Chevy and of the scene (See Officer Lau's Traffic Collision Report for details).

I responded to where (S) Bermudez and R1 had been contacted. I activated my VieVu recorder. I had (S) Bermudez stand up and walk over to me. (S) Bermudez said he had been driving with R1 in his vehicle. (S) Bermudez said he was taking R1 home and crashed approximately 5 minutes prior, due to the roadway construction. (S) Bermudez said he was not injured and there were no other occupants in the vehicle. (S) Bermudez had an odor of an alcoholic beverage on his breath. (S) Bermudez estimated the time was around 0200 or 0300 hours at approximately 0405 hours. (S) Bermudez said he had been drinking around 2200 hours, on 06/18/15. (S) Bermudez said he was not injured. I checked (S) Bermudez for horizontal gaze nystagmus, and horizontal gaze was present with an onset prior to 45 degrees. (S) Bermudez did not want to perform FSTs or submit to a PAS test.

Based on (S) Bermudez' signs and symptoms of alcohol intoxication, statements, and because he was involved in a collision, I determined (S) Bermudez to be DUI. (S) Bermudez was placed under arrest per 40300.5 VC. I placed (S) Bermudez in the back of patrol vehicle #1350 and activated the in-car recording; which was later uploaded to veripic. (S) Bermudez chose to provide a breath sample.

I transported (S) Bermudez to AIB. While at AIB I read (S) Bermudez the chemical admonishment on the DS367 and he again decided to provide a breath sample. (S) Bermudez provided two breath samples which showed a BAC of .20 (0524 hours) and .19 (0528 hours).

While at AIB, Officer Lau contacted me and said that there was blood on the driver's side airbag. I noticed (S) Bermudez had minor cuts to the tops of both hands, with what appeared to be a small amount of fresh dried blood.

Reporting Officer: B. Rice	
CJIC # R7259	Date: 6/21/15

Dispositions

- ☒→ Arrest.
- ☐→ To DA for Complaint.
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- ☐→ Victim Declined Prosecution.
- ☐→ Active - Follow-up to SED.
- ☐→ Cleared/Closed.
- ☐→ Active - Follow-up to Officer ____.
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- ☐→ Offender is a Juvenile.
- ☐→ Death of Offender.

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I transported and booked (S) Bermudez into the Santa Clara County Main Jail.

P.L.E.O:
Sergeant Stephenson: Supplemental report / no recordings
Officer Lau: Traffic collision report / VieVu
Officer Leitz: Supplemental report / VieVu

EVIDENCE:
Uploaded to VeriPic:
- VieVu from Agent Rice's camera showing scene and (S) contact
- Incar recording from Agent Rice 1350 showing (S) transport
- Ofc. Tolentino daytime photos of scene

CASE DISPOSITION:
Closed by arrest.

Reporting Officer:	B. Rice
CJIC # R7259	Date: 6/21/15

Dispositions

- ☒→ Arrest.
- ☐→ To DA for Complaint.
- ☐→ Information Report Only / No Crime.
- ☐→ Victim Declined Prosecution.
- ☐→ Active - Follow-up to SED.
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Case # 2015-2530

☐ Supplemental Report

Supplemental Report

Details:

On 06/19/2015 at approx. 0353 hours, I was in full uniform driving a fully marked police vehicle. CPD dispatch received a call from neighbors on Hacienda at Walnut that a white pick-up truck had crashed into the barricades on Hacienda and a male and female were walking away on Walnut (Hacienda was closed to all traffic, except local residents, due to construction). I responded to the area, by driving W/B on Chapman at Walnut, where I saw a male and female walking W/B Chapman from Walnut They did not appear to be in hurry and they were not running. I contacted the parties and determined that they were involved in the collision. The female stated that they were walking to her friend's house to get assistance with the truck. I learned from the male, later identified as (S) Jamie Bermudez, that he was the driver and owner of the white truck. (S) believed that he only drove into a ditch and did not collide into anything else.

Agent Rice #80 arrived and conducted a DUI investigation

Officer Lau arrived and completed a vehicle collision report.

Case Disposition:
To original report.

Reporting Officer	
Sergeant Stephenson #36	
CJIC # S7573	Date 6/21/15

Dispositions

☐→ Arrest	☐→ Cleared/Closed
☐→ Unfounded	☐→ To Original Report
☐→ Active - Follow-up to SED	☐→ Cleared/Closed by Exception:
☐→ Active - Follow-up to Officer	A Death of Offender
☐→ Inactive	B Prosecution Declined
☐→ To DA for Complaint	C Do Not Use
☐→ Info Report Only/No Crime	D Victim Refused to Cooperate
	E Juvenile/No Custody (Not Referred JPD)

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Report # 20150619013
Case # 2015-2530
Page # 1

34090.6 GC- Vehicle# 1350 | **VieVu# 013833** | **Date: 06/19/15** | **Time: 0353**

☒ *Supplemental Report*

Investigation:

On 06/19/15 at 0353 hours I was on duty in full uniform driving a marked patrol vehicle (1350). I was dispatched to assist Agt. Rice with the report of a vehicle collision that occurred on Hacienda Ave.

Due to the roadway construction on W. Hacienda Ave, I was not able to drive directly to the scene. I contacted R1 on the corner of Walnut Drive and Chapman Drive. I activated my department provided Vievu which was later uploaded to Veripic. R1 provided the following brief statement in summary.

Statement of (W) Berry:

R1 said she is a bartender at "Cardiff" bar, located at 260 E. Campbell Ave. and had plans to hang out with (S) Bermudez when she got off of work. R1 stated her shift ended at 1:00am so she sent (S) Bermudez a text to come pick her up at the "Cardiff". Once (S) Bermudez arrived they walked over to "Khartoum's", located at 300 Orchard City Drive.

R1 said while at "Khartoum's" they both had consumed alcoholic beverages but she was unsure of how many (S) Bermudez had actually consumed because she was only with him for a short amount of time. R1 R1 said when the business closed, (S) Bermudez offered to give her a ride home. R1 suggested they should take "*Uber*" but (S) Bermudez told her he was okay to drive.

R1 told me that she had just recently moved to Campbell and was unsure of how to get to her new address. (S) Bermudez typed her address into his cellular phone "GPS" application and began to drive to her residence, located at R1 Address R1 stated she was the only passenger in the vehicle at the time of the collision and stated (S) Bermudez was the driver.

R1 told me that due to her level of intoxication, she fell asleep in the vehicle on the way back to her house. R1 told me that she woke up when she felt the car come to a sudden stop. R1 stated she was unsure of what the vehicle had collided into and said she was unable to recall any further details about the collision. R1 and (S) Bermudez exited the vehicle and began to walk southbound on Walnut Drive when CPD Officers arrived on scene.

Reporting Officer: M. Leitz, 90	
CJIC # L0494	Date: 06/19/15

Dispositions

☐→ Arrest.	☐→ To DA for Complaint.
☐→ Information Report Only / No Crime.	☐→ Victim Declined Prosecution.
☐→ Active - Follow-up to SED.	☐→ Cleared/Closed.
☐→ Active - Follow-up to Officer ____.	☒→ To Original Report.
☐→ Inactive.	☐→ Cleared/Closed by Exception [____].
☐→ Offender is a Juvenile.	☐→ Death of Offender.

Reviewed By: 36 Date:____ Processed By:_____ Date:_____

CRIS Entry By:_____ Date:_____ Copies To: ☐ SED ☐ DA ☐ Court ☐ Other_____ ☐ DPW ☐ Finance ☐ JPD ☐ S/O or PD_____

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I asked R1 if (S) Bermudez had said anything to her when they exited the vehicle which she stated he did not.

R1 advised she did not sustain any injuries from the collision and declined any medical attention.

Evidence:

Veripic:
Officer Leitz – Vievu recording of statement with (W)

Disposition:
To Original Report

Reporting Officer: M. Leitz, 90
CJIC # L0494 Date: 06/19/15

Dispositions

- ☐→ Arrest.
- ☐→ Information Report Only / No Crime.
- ☐→ Active - Follow-up to SED.
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VEHICLE CODE COMPLAINT

COURT 43470 POLICE AGENCY CAMPBELL UNIT FSD PHONE 408-866-2121

CASE 2015-2530 COMPLAINANT Sullivan BADGE 55312

ARRESTING OFFICER(S)/BADGE B. Rice #80 R7259

DEFENDANT: BERMUDEZ (LAST) JAIME (FIRST) FRANCISCO (MIDDLE) DOB [redacted] O1 DOB

CEN: 15025220 PFN: EPM881 ARRAIGNMENT DATE/TIME: 8-18-15

CUSTODY STATUS: IN ☐ SCIT ☒ BAIL ☐ O.R. ☐ O.R.P. ☐ S.O.R.P. ☐ WARRANT ☐ RETAKE ☐

OTHER ☐ Explain:

ADDRESS: [redacted] O1 Address (STREET) (CITY) (STATE)

BREATH RESULTS: .20 / .19 BLOOD RESULTS: ____ URINE RESULTS: ____ DRUG(S) DETECTED: ____

LAB #: ____ REFUSED TEST(S): ____ NOT GIVEN (REASON): ____

VEHICLE CODE SECTION(S): **DATE OF OFFENSE:** 6/19/15

☒ 23152(a) Alcohol	☐ 23152(a) Drug	☐ 23152(a) Alcohol/Drug	☒ 23152(b)	☐ 23153(a) w/Injury	☐ 23153(b)

SPECIAL ALLEGATIONS/ENHANCEMENT(S):

☐ 13202.5 Under 21 Yrs.	☐ 23577(a) Refusal	☐ 23572 Minor in Car	☒ 23578 .15/Above	☐ 23582 20 MPH+ Reckless	☐ ____ Other

VC 23152(A/B) PRIORS:

SECTION: ____ COURT: ____ DOCKET: ____ DATE: ____

SECTION: ____ COURT: ____ DOCKET: ____ DATE: ____

ATTENTION OFFICER:

ADDITIONAL VEHICLE CODE SECTION(S):

This is your copy of felony complaint authorization form.

☐ 12500(a)	☐ 14601(a)	☐ 14601.1(a)	☐ 14601.2(a)	☐ 14601.5(a)	☐ 20002(a)

DO NOT LEAVE IT WITH COURT

OTHER PRIORS:

SECTION: ____ COURT: ____ DOCKET: ____ DATE: ____
SECTION: ____ COURT: ____ DOCKET: ____ DATE: ____
SECTION: ____ COURT: ____ DOCKET: ____ DATE: ____

ADDITIONAL CHARGE(S): ____

NOTES: ____

CASE REJECTED/REASON: ____

ATTORNEY'S INITIALS RF 1506 TMPO 0-249 OFFENSE TYPE ____ D.A. TEAM LETTER MISD DATE 7/2/15

REFERRAL # 29291 INTERPRETER REQUIRED ☐ LANGUAGE ____

628 REV 2/07

ISD 714603

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DUI/Arrest Investigation Report

Campbell Police Department

Report ID # 20150619013

Case # 2015-2530

TYPE OF REPORT: ☐ OFFICER ☒ ARREST

CASE DISPOSITION: ☒ ARREST ☐ TO DA FOR COMPLAINT ☐ INFO REPORT ONLY / NO CRIME

Event Information

OFFICER	BADGE #	CJIC #	ASSISTING PERSONNEL
RICE	80	R7259	LAU / LEITZ / STEPHENSON

NCIC CODE AND CRIME SECTION (List most serious crime first)

1	23152(a) VC	DUI	I M F	4	I M F
2	23152(b) VC	DUI OVER .08	I M F	5	I M F
3			I M F	6	I M F

LOCATION OF OCCURRENCE	BUSINESS NAME (If Applicable)
HALIFAX / WALNUT	

DATE OF STOP	TIME OF STOP	DATE OF ARREST	TIME OF ARREST
6/19/15	0357	6/19/15	0436

Suspect

IF ARREST: ☒ SEE BOOKING SHEET ☐ SEE JUVENILE CONTACT REPORT — SUSPECT # 1

NAME (LAST, FIRST, MIDDLE): BERMUDEZ, JAIME FRANCISCO

AKA(S):

[redacted] O1 Phys Description, DOB, PII

SCARS, MARKS, TATTOOS:

HOME ADDR [redacted] O1 Address

HOM [redacted] O1 Ph Number

EMPLOYER NAME: DALY CITY

EMPLOYER ADDRESS: 333 90TH ST. DALY CITY

ADDITIONAL DESCRIPTION: PFN EDM881
CFN 15025220

Suspect Vehicle

CHECK IF: ☒ REGISTERED OWNER SAME AS DRIVER

REGISTERED OWNER'S NAME:

REGISTERED OWNER'S ADDRESS:

YEAR	MAKE	MODEL	BODY TYPE	COLOR	LICENSE NUMBER	STATE
14	CHEVY	SILV.	P/U	WHT	9624MI	CA

ADDITIONAL VEHICLE DESCRIPTION:

Involved Parties

REPORTING PARTY	WITNESS #	PASSENGER #	DOB	SEX	RACE
☐	1	1			

R1 DOB & Phys Description

R1 Name, Address, Phone # [redacted]

BUSINESS OR NAME (LAST, FIRST, MIDDLE):

HOME ADDRESS:

WORK ADDRESS:

HOME PHONE: WORK PHONE:

OTHER DESCRIPTION:

REPORTING PARTY	WITNESS #	PASSENGER #	DOB	SEX	RACE
☐					

BUSINESS OR NAME (LAST, FIRST, MIDDLE):

HOME ADDRESS:

WORK ADDRESS:

HOME PHONE: WORK PHONE:

OTHER DESCRIPTION:

CASE CLOSED

REVIEWED BY: [signature] DATE: 6/21/15

CRIS ENTRY BY: 428 DATE: 6/27/15

PROCESSED BY: S24 DATE: 6-25-15

COPIES TO: ☐ ISD ☒ DA ☒ COURT ☐ OTHER ☐ DPW ☐ FINANCE ☐ JPD ☐ S/O or PD

DUI / Arrest-Investigation Report

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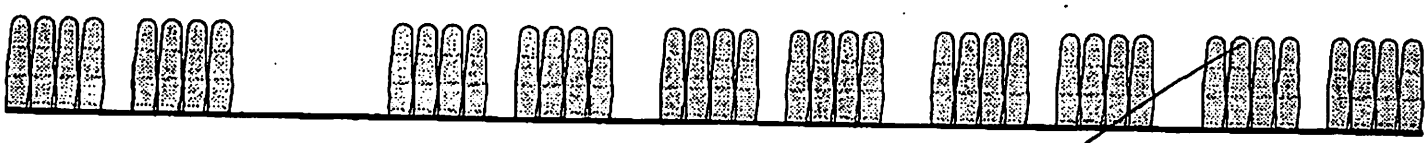
Report ID # 201506 19013
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Page # 1

Field Sobriety Tests (Record results only for those tests administered)

ODOR OF ALCOHOLIC BEVERAGE? ☒ YES ☐ NO		TIME STARTED DRINKING 10PM	TIME STOPPED DRINKING —	HOW MUCH HAVE YOU HAD TO DRINK? N/A			
WHERE ARE YOU NOW? —	WHAT TIME IS IT 2053	ACTUAL TIME 0410	ATTITUDE COOP	SPEECH —	EYES WATERY	PUPILS —	NYSTAGMUS AGN
LOCATION WHERE TESTS CONDUCTED N/A			DESCRIBE UNUSUAL SURFACE, WEATHER, OR LIGHTING CONDITIONS N/A				

Finger Dexterity Test: (Touch your fingertips to thumb and count as directed. Do a total of _____ sets.)

Asked Performed



Balance On One Foot: (Subject balances on one foot for _____ seconds.)

Line Walk: (Subject takes _____ steps forward, turns around and takes _____ steps back, walking heel to toe.)

Alphabet Test: (☐ See attached card.)

Standing Modified Test: (Subject stands heel to toe and looks left/right and then forward.)

Rhomberg Test: (Subject estimates 30 seconds while standing with feet together, hands at sides, head tilted back, and eyes closed.)

Actual Time: _____

Chemical Tests

☐ BLOOD	☒ BREATH	RESULTS: .20 % .19 % ____ %	☐ URINE	☐ REFUSAL	TIME ADMINISTERED 0524, 0528
☐ DRUG RESULTS REQUESTED	DRUG(S) SUSPECTED				