

IN THE WEST MESA JP COURT
STATE OF ARIZONA, COUNTY OF MARICOPA

****FINAL****

RELEASE QUESTIONNAIRE

Notice: Unless a specific Form IV is sealed or ordered redacted by the Court, all Form IVs are public records of the Court or Clerk at the time they are provided to the Court and will be released in their entirety upon request.

DEFENDANT'S NAME PODAVE RILEY DOB [REDACTED] BOOKING NO. [REDACTED]
ALIAS(ES) _____ CASE NO. PF2017127019001

A. GENERAL INFORMATION

Charges
1 Cts. 28-1381A1 DUI-LIQUOR/DRUGS/VAPORS/COMBO M1
1 Cts. 28-1381A2 DUI W/BAC OF .08 OR MORE M1
1 Cts. 28-1382A1 EXTREME DUI-BAC .15-.20 M1
2 Cts. 13-1201A ENDANGERMENT F6

Pursuant to A.R.S. §41-1750 ten-print fingerprints were taken of the arrested person? Yes No
If yes, PCN = _____

Pursuant to A.R.S. §13-610 one or more of the above charges requires the arresting agency to secure a DNA sample from the arrested person? Yes No

If yes, does the defendant have a valid DNA sample on file with AZDPS? Yes No

If no, Arresting Agency has taken required sample? Yes No

Offense Location: NB SR 101 RAMP 49C
Offense Date: 2017-06-11
Arrest Location: NB SR 101 RAMP 49C
Date: 2017-06-11 Time: 03:35

B. PROBABLE CAUSE STATEMENT

1. Please summarize and include the facts which establish probable cause for the arrest:
O 6/11/17 AT 0326 HOURS, AZDPS TROOPERS RESPONDED TO A REPORT OF A WRONG WAY DRIVER TRAVELING SOUTHBOUND IN THE NORTHBOUND LANES OF SR 101 NEAR MCDOWELL ROAD.

THE VEHICLE WAS CONTACTED ON THE NORTHBOUND OFF RAMP (RAMP 49C) BY SALT RIVER POLICE. THEY FOUND THE DEFENDANT IN PHYSICAL CONTROL OF THE MOTOR VEHICLE WITH THE ENGINE RUNNING. THE DEFENDANT HAD AN ODOR OF AN ALCOHOLIC BEVERAGE ON HIS BREATH, EYES BLOOD-SHOT AND WATERY AND WHEN SPEAKING, THE DEFENDANT SPOKE WITH A SLUR.

A DUI/DRE TROOPER OBSERVED THE SAME SIGNS AS SALT RIVER PD OFFICERS AND CONDUCTED STANDARDIZED FIELD SOBRIETY TESTS (HGN AND WALK AND TURN). IMPAIRMENT WAS OBSERVED ON BOTH TESTS. DUE TO THE DEFENDANT'S HEAVY SWAY, NO OTHER TESTS WERE CONDUCTED FOR HIS SAFETY. A PBT INDICATED THE PRESENCE OF ALCOHOL IN THE DEFENDANT'S SYSTEM (.174)

IT WAS REPORTED THAT TWO (2) PERSONS WERE EXITING RAMP 49C AT FREEWAY SPEEDS AND THE DRIVER HAD TO TAKE EVASSIVE ACTIOS TO AVOID STRIKING THE DEFENDANT AND HIS VEHICLE. BOTH VICTIMS FEARED THEY WOULD BE INJURED IF THEY WERE TO BE STRUCK.

AFTER HIS ARREST, THE DEFENDANT CONSENTED TO A CHEMICAL TEST. AN INTOXILYZER TEST INDICATED A BAC OF .172 AND .168 WITHIN 2 HOURS OF BEING IN PHYSICAL CONTROL OF THE VEHICLE.

A CHECK OF THE DEFENDANT INDICATED AN ACTIVE ARREST WARRANT ISSUED BY THE MARICOPA COUNTY SUPERIOR COURT FOR POSSESSION OF MARIJUANA AND POSSESSION OF DRUG PARAPHERNALIA WITH A BOND OF 500.00.

C. OTHER INFORMATION (Check if applicable)

1. Defendant is presently on probation, parole or any other form of release involving other charges or convictions: Explain:

2. List any prior: Arrests?

Convictions?

F.T.A.'s?

3. Is there any indication the defendant is:

An Alcoholic? An Addict?
 Mentally disturbed? Physically Ill?

4. Defendant is currently employed

With whom FREEDOM FINANCIAL

How long: 1 years 0 months 0 days

5. Where does the defendant currently reside? [REDACTED]

With whom BROTHER

How long: 1 years 0 months 0 days

6. What facts indicate the defendant will flee if released? Explain:

7. What facts does the state have to oppose an unsecured release? Explain:

D. CIRCUMSTANCES OF THE OFFENSE(Check if applicable)

1. Firearm or other weapon was used
Type:

Someone was injured by the defendant

Medical attention was necessary

Nature of injuries: N/A

2. Someone was threatened by the defendant
Nature and extent of threats:

3. Did the offense involve a child victim? Yes No
If yes, was DCS notified? Yes No

4. If property offense, value of property taken or damaged:

Property was recovered

5. Name(s) of co-defendant(s):

E. CRIMES OF VIOLENCE

1. Relationship of defendant to victim:

Victim(s) and defendant reside together

2. How was the situation brought to the attention of the police?

Victim Third Party Officer observed

3. There are previous incidents involving these same parties
Explain:

4. Is defendant currently the subject of:

An order of protection Any other court order

Injunction against harassment

Explain:

F. DOMESTIC VIOLENCE ISSUES (Check if applicable)

Defendant's actions

- Threats of homicide/suicide/bodily harm
- Control/ownership/jealousy issues Crime occurs in public
- Prior history of DV Kidnapping
- Frequency/intensity of DV increasing Depression
- Access to or use of weapons Stalking behavior
- Violence against children/animals
- Multiple violations of court orders

G. CIRCUMSTANCES OF THE ARREST (Check if applicable)

1. Did the defendant attempt to:

Avoid arrest Resist arrest Self Surrender

Explain:

N/A

2. Defendant was armed when arrested

Type:

3. Evidence of the offense was found in the defendant's possession

Explain:

4. Was the defendant under the influence of alcohol or drugs at the time of the offense?

Yes No Unk

H. DRUG OFFENSES

1. If the defendant is considered to be a drug dealer, please state the supporting facts:

2. What quantities and types of illegal drugs are directly involved in the offense?

Drug field test completed

Defendant admission of drug type
Approximate monetary value: \$

3. Was any money seized?

Yes No

Amount: \$

I. ADDITIONAL INFORMATION

1. Military Service:

Has the defendant served in the military services of the United States? Yes No Unknown

If yes, currently on active duty? Yes No

Branches Served In: _____

(AF - Air Force AR - Army CG - Coast Guard MC - Marine Corp
MM - Merchant Marines NG - National Guard NV - Navy
RS - Reserves)

2. Is the defendant homeless?

Yes No Unknown

3. Do you need the court to provide an interpreter to help communicate and to understand what is being said?

Yes No

If so, what language:

If a fugitive arrest, a Form IVA must also be completed

I certify that the information presented is true to the best of my knowledge.

<u>H GRANT/6846</u>	<u>AZ0079900/602-223-2000</u>	<u>2017-06-11</u>
ARRESTING OFFICER/SERIAL NUMBER	ARREST AGENCY/DUTY PHONE NUMBER	DATE
<u>2017029548/AZ0079900</u>	<u>/</u>	<u>/</u>
DEPARTMENTAL REPORT NO.	DEPARTMENTAL REPORT NO.	DEPARTMENTAL REPORT NO.



**SUPERIOR COURT OF ARIZONA FOR
Maricopa County
Final Release Order and Order Regarding Counsel**

State of Arizona

2 Cnt ENDANGERMENT F6
1 Cnt DUI W/BAC OF .0 MI

1 Cnt DUI-LIQUOR/DRUG M1
1 Cnt Extreme DUI-BAC M1

CaseNumber: **PF2017127019001**

Booking#: **T372935**

vs.

Podave Riley

It is hereby ordered that **Podave Riley shall be released** as indicated and must comply with ALL release conditions.

NEXT HEARINGS

Status Conference June 19, 2017 at 08:30 AM at South Court Tower, 175 W. Madison Street, 3rd Floor, Phoenix, AZ, 85003-2243 Courtroom: 3B **Docket: RCCT3**

Preliminary Hearing June 20, 2017 at 08:45 AM at South Court Tower, 175 W. Madison Street, 3rd Floor, Phoenix, AZ, 85003-2243 Courtroom: 3B **Docket: RCCT3**

WARNING: If the defendant appears at the next hearing without a lawyer, the hearing may still proceed as scheduled.

RELEASE TYPE

Bailable As a Matter of Right

The defendant has been found to be bailable as a matter of right. IT IS HEREBY ORDERED that the defendant must comply with all release conditions and shall be released from custody in this Cause Number as follows:

Secured Appearance Bond

The defendant will deposit with the Clerk of the above Court the total sum of **\$2,700.00**, which includes all applicable surcharges.

If the bond is posted the defendant is subject to the supervision restrictions and conditions of the Pretrial Services Agency set forth below.

PSA Supervision
Electronic Monitoring

Before Release: Mandatory Install

Defendant shall NOT BE released from Jail until Electronic Monitoring Equipment has been Installed. Curfew Times to be determined by PSA

With Curfew Restrictions -

You May Not Leave Your Home Except During The Hours Set or Approved by Your Pretrial Officer.

RELEASE CONDITIONS

1. You are not to initiate contact with the arresting officers.
2. You are not to possess any drugs without a valid prescription.
3. You are not to possess or consume any alcohol.
4. You are not to drive a motor vehicle without a valid driver's license.
5. You must continue to provide the court with proof of your local address.
6. You must return to the police department that arrested you and have them 10-Print fingerprint you. If you are released from custody you must complete this before your next hearing. You must bring proof of your fingerprinting to your next hearing or your release may be revoked.



SUPERIOR COURT OF ARIZONA FOR

Maricopa County

Final Release Order and Order Regarding Counsel

Case#: **PF2017127019001**

Booking#: **T372935**

You must appear at all court proceedings in this case or your release conditions can be revoked, a warrant will be issued and proceedings may go forward in your absence. You must maintain contact with your attorney. If convicted, you will be required to appear for Sentencing. If you fail to appear, you may lose your right to a direct appeal. In addition, failure to appear at a future court proceeding may result in a waiver of any claim that you were not informed of a plea offer made in your case by the State. **a.** You will appear to answer and submit to all further orders and processes of the court having jurisdiction of the case. **b.** You will refrain from committing any criminal offenses. **c.** You will diligently prosecute any appeal. **d.** You will not leave the state without permission of the court. If you violate any conditions of this release order, the court may order the bond and any security deposited in connection therewith forfeited to the State of Arizona. In addition, the court may issue a warrant for your arrest upon learning of your violation of any conditions of your release. After a hearing, if the court finds that you have not complied with the conditions of release, it may modify the conditions or revoke your release altogether.

If you are released on a felony charge, and the court finds the proof evident or the presumption great that you committed a felony during the period of release, the court must revoke your release. You may also be subject to an additional criminal charge, and upon conviction you could be punished by imprisonment in addition to the punishment which would otherwise be impossible for the crime committed during the period of release. Upon finding that you violated conditions of release, the court may also find you in contempt of court and sentence you to a term of imprisonment, a fine, or both.

ATTORNEY APPOINTMENT

The Court finds you to be indigent and orders an attorney to provide you representation.

You must contact the Office of the Maricopa County Public Defender at **620 W. Jackson Street, Suite 4015, Phoenix, AZ 85003. 602-506-7711**

ACKNOWLEDGEMENT BY DEFENDANT

I have received a copy of this form. I understand the standard conditions, all other conditions, and the consequences of violating this release order. I agree to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change my place of residence.

Date 6/11/2017 2:00:00 PM

Address: [REDACTED]

City, State, Zip: [REDACTED]

Mary Collins Cronin
Judge / Commissioner

Signature: **Podave Riley**
Defendant