


CRIMINAL COURT OF THE CITY OF NEW YORK
COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK
-against-
1. Trevor Smith (M 34)

756169
Defendant.

MISDEMEANOR
ADA SCHWEILOCH


Police Officer David Mischo, shield 19611 of the 018 Precinct-Midtown North Precinct, states as follows:

On May 3, 2007, at about 00:30 hours at 11th Avenue at West 51st Street in the County and State of New York, the Defendant committed the offenses of:

1. VTL1192.3 Operating a Motor Vehicle While Intoxicated (1 count)
2. VTL1192.1 Operating A Motor Vehicle While Impaired (1 count)

the defendant operated a motor vehicle while in an intoxicated condition; and the defendant operated a motor vehicle while his ability to do so was impaired by the consumption of alcohol.

The offenses were committed under the following circumstances:

Deponent states that he observed the defendant operating a black 2006 GMC Yukon sport utility vehicle in that the key was in the ignition, the engine was running and defendant was behind the wheel and the defendant was intoxicated in that the defendant had watery and bloodshot eyes, had the odor of an alcoholic beverage on his breath and was unsteady on his feet.

Deponent further states that he is informed by Police Officer Daniel Glatz, shield #11347 of Highway Patrol, District One, that informant administered a test pursuant to provisions of Section 1194 of the Vehicle and Traffic Law to determine the defendant's blood alcohol content and that such test indicated that the defendant had a blood alcohol content of .067 of one per centum by weight of alcohol in his blood.

False statements made herein are punishable as a class A misdemeanor pursuant to section 210.45 of the penal law.

Deponent

Date