



**OHIO DEPARTMENT
OF PUBLIC SAFETY**
EDUCATION • SERVICE • PROTECTION

TED STRICKLAND, GOVERNOR
HENRY GUZMÁN, DIRECTOR

**JULY
2008**



DISCLAIMER

The information contained in the Hot Sheet comes from law enforcement agencies. The Bureau of Motor Vehicles does not submit information due to the Driver Privacy Protection Act. The information contained in the Hot Sheet is also based on arrests and previous convictions.

Program-to-Date Totals

**August 1, 1991 through
June 30, 2008**

- 19,672 arrests of habitual offenders (five or more arrests)
- 38,940 calls were placed to 1-800-GRAB-DUI



HOT SHEET NEWS

A Monthly Newsletter Reporting Ohio's Habitual OVI Offenders

THE WORST



Batavia Post Tpr. James Taylor arrested Thomas D. Dalton, 47, for his **SIXTEENTH OVI** offense on 6/1/08.

Berea Police Dept. Patrolman Robb Chernisky arrested William B. Slavik, 44, for his **TENTH OVI** offense on 6/11/08. He tested .288 BAC.

Middletown Police Dept. Patrolman R.S. Ortiz arrested Edward A. Hipsher, 44, for his **TENTH OVI** offense on 6/22/08. He was stopped for driving left-of-center.

Mt. Gilead Post Tpr. Mason Boyce arrested Alvin S. Ogle, 50, for his **TENTH OVI** on 6/14/08.



SHERIFF ARRESTS

Defiance Co. Sheriff's Office Deputy James Scheires arrested Jerry J. Santos, 53, for his **SIXTH OVI** offense on 6/8/08.

Delaware Co. Sheriff's Office Deputy Dereck Keller arrested Scott E. Hinerman, 41, for his **NINTH OVI** offense on 6/13/08. He was stopped for speeding and tested .130 BAC.

Gallia Co. Sheriff's Office Deputy Nathan Harvey arrested Clarence Roush, Jr., 51, for his **EIGHTH OVI** offense on 6/17/08. He was stopped for a license plate violation. He tested .131 BAC.

LOCAL ARRESTS

Antwerp Police Dept. Patrolman Stormy Doctor arrested Zachary N. Litzenberg, 25, for his **FIFTH OVI** offense on 6/22/08. He was stopped for a red light violation.

Delhi Twp. Police Dept. Officer Frank Gentile arrested James P. Stone, 50, for his **SIXTH OVI** offense on 6/6/08. He was involved in a crash. He tested .210 BAC.

Ohio's Habitual OVI Offenders

East Canton Police Dept. Patrolman Jason McMillen arrested Larry F. Miner, 41, for his **SEVENTH OVI** offense on 6/24/08. He was stopped for a marked lanes violation. He tested .269 BAC.

Glenwillow Police Dept. Officer Pete Bernacki arrested John A. Nagal, 51, for his **FIFTH OVI** offense on 6/6/08. He was involved in a crash.

Goshen Twp. Police Dept. Cpl. Ron Robinson arrested Nicholas K. Miracle, 34, for his **FIFTH OVI** offense on 6/7/08. Robinson also arrested David F. Banks, 52, for his **SIXTH OVI** offense on 6/30/08. He tested .225 BAC.

Goshen Twp. Police Dept. Cpl. Don Hodson arrested Tony McAllister, 48, for his **SEVENTH OVI** offense on 6/15/08. He was found passed out behind the wheel of his vehicle with the engine running.

Middletown Police Dept. Patrolman Ryan Morgan arrested Stanley Whisman, 45, for his **SEVENTH OVI** offense on 6/22/08. He was stopped for speeding and tested .161 BAC.

Middletown Police Dept. Patrolman Jason Deaton arrested Michael D. Wilson, 44, for his **SIXTH OVI** offense on 6/12/08. He was involved in a crash.

Middletown Police Dept. Patrolman R.S. Ortiz arrested Melvin Rakestraw, 46, for his **FIFTH OVI** offense on 6/14/08.

North Olmsted Police Dept. Patrolman Robert Wagner arrested Michael A. Strimbu, 47, for his **SIXTH OVI** offense on 6/2/08. He was stopped for speeding. He tested .109 BAC.

Payne Police Dept. Patrolman Stormy Doctor arrested William D. Fraley, 53, for his **FIFTH OVI** offense on 6/21/08. He was stopped for driving without headlights.

OSHP ARRESTS

Ashland Post Tpr. Bradley Bishop arrested Anne M. Lewis, 44, for her **FIFTH OVI** offense on 6/5/08. She was involved in a crash.

Ashtabula Post Tpr. Ricky Caraway arrested Ervin D. Kenney, Jr., 42, for his **SIXTH OVI** offense on 6/21/08. Caraway arrested James O. Olp, 29, for his **FIFTH OVI** offense on 6/14/08.

Bucyrus Post Sgt. David Dillon arrested Randy L. Stake, 38, for his **FIFTH OVI** offense on 6/7/08. He was stopped for marked lanes and speeding violations. He tested .163 BAC.

Bucyrus Post Sgt. Richard Logsdon arrested Glenn T. Clark, 42, for his **SIXTH OVI** offense on 6/22/08. He was stopped for speeding.

Canfield Post Tpr. Johnnie Maier arrested Brian K. Aleman, 37, for his **FIFTH OVI** offense on 6/1/08.

Canfield Post Tpr. Mark Starnes arrested Garry L. Mayle, 62, for his **SEVENTH OVI** offense on 6/7/08. Starnes also arrested Dennis M. Christman, 52, for his **SEVENTH OVI** offense on 6/19/08.

Canfield Post Tpr. Shawn Martin arrested Kurt O. Huber, 44, for his **SIXTH OVI** offense on 6/13/08. He was stopped for a stop light violation.

Chardon Post Tpr. Ryan Fox arrested James P. Guarnieri, 43, for his **SIXTH OVI** offense on 6/1/08. He was involved in a motorcycle crash.

Chardon Post Tpr. Charles Emery arrested Lydia M. Shume, 41, for her **SEVENTH OVI** offense on 6/25/08. She was stopped for driving left-of-center.

Chillicothe Post Tpr. Aaron Morgan arrested Terry M. Riffle, 48, for his **FIFTH OVI** offense on 6/7/08.

Circleville Post Tpr. Isaac Saunders arrested Lonnie W. Jarvis, 49, for his **SIXTH OVI** offense on 6/29/08.

Circleville Post Sgt. Shad Caplinger arrested Donald L. McConaha, 57, for **FIFTH OVI** offense on 6/6/08.

Circleville Post Tpr. Brian Alloy arrested Robert C. Short, Jr., 46, for his **SEVENTH OVI** offense on 6/16/08.

Dayton Post Tpr. Kristin Welk arrested Norman K. Curry, 47, for his **SEVENTH OVI** offense on 6/26/08.

Delaware Post Tpr. Frank Applegate arrested David C. Bigrigg, 43, for his **FIFTH OVI** offense on 6/14/08.

Elyria Post Sgt. Christopher Midkiff arrested Duran D. Mims, 28, for his **SIXTH OVI** offense on 6/26/08.

Findlay Post Tpr. Justin Craig arrested Horton H. Scarberry, 42, for his **SEVENTH OVI** offense on 6/7/08. He was stopped for speeding.

Fremont Post Tpr. Garry Odom arrested the follow drivers: Robert D. Holcomb, 44, for his **FIFTH OVI** offense on 6/2/08; Chad E. Trautwein, 33, for his **FIFTH OVI** offense on 6/7/08; and David L. Saunders, 67, for his **SIXTH OVI** offense on 6/13/08.

Fremont Post Tpr. Jacob Tidaback arrested Matthew D. Shepherd, 37, for his **FIFTH OVI** offense on 6/7/08.

Gallipolis Post Tpr. Tyler Brown arrested Timothy W. Smith, 40, for his **SIXTH OVI** offense on 6/7/08.

Georgetown Post Tpr. David Grooms arrested Melody J. Manchester, 40, for her **SIXTH OVI** offense on 6/18/08. She was stopped for a vehicle defect. She tested .162 BAC.

Georgetown Post Tpr. Joshua Hunter arrested Alan R. Binegar, 50, for his **EIGHTH OVI** offense on 6/8/08. He was stopped for a traffic violation and tested .257 BAC.

Ironton Post Tpr. Jeremy Schuldt arrested Jeffrey E. Canfield, 40, for his **FIFTH OVI** offense on 6/28/08. He tested .229 BAC.

Jackson Post Sgt. Michael Akers arrested Michael A. Grow, 42, for his **SIXTH OVI** offense on 6/14/08.

Jackson Post Tpr. Heath Shamer arrested Richard E. Boggs, 61, for his **FIFTH OVI** offense on 6/29/08.

Lisbon Post Tpr. Stephen Pacheco arrested David A. Shaw, 43, for his **SEVENTH OVI** offense on 6/28/08.

Lisbon Post Tpr. Kenneth Metz arrested David A. Bailey, 36, for his **FIFTH OVI** offense on 6/22/08.

Marietta Post Tpr. John Smith arrested Christopher A. Young, 41, for his **FIFTH OVI** offense on 6/4/08.

Medina Post Tpr. Brian Beal arrested Michael E. Francis, 42, for his **FIFTH OVI** offense on 6/2/08.

New Philadelphia Post Tpr. Logan Putnam arrested Beverly A. Rose, 65, for her **SEVENTH OVI** offense on 6/25/08. She was involved in a crash with an Uhrichsville police cruiser.

New Philadelphia Post Tpr. Larry Gaskill arrested Rudolph A. Hagele, 63, for his **SIXTH OVI** offense on 6/6/08. He was stopped for a marked lanes violation. He tested .080 BAC.

Ravenna Post Tpr. Jose Reyes arrested Bryan E. Freeborn, 50, for his **FIFTH OVI** offense on 6/8/08.

Ravenna Post Tpr. Clinton Smith arrested Donald G. Starcher, 33, for his **FIFTH OVI** offense on 6/1/08.

Sandusky Post Tpr. Christopher Capizzi arrested Billy K. Whyde, 36, for his **FIFTH OVI** offense on 6/27/08.

Sandusky Post Tpr. Anthony Scherley arrested William A. Fisher, 47, for his **FIFTH OVI** offense on 6/8/08.

St. Clairsville Post Sgt. Richard Chesar arrested David E. Otto, 42, for his **SIXTH OVI** offense on 6/28/08.

Toledo Post Tpr. Jason Archer arrested John C. Zimmerman, 44, for his **FIFTH OVI** offense on 6/17/08.

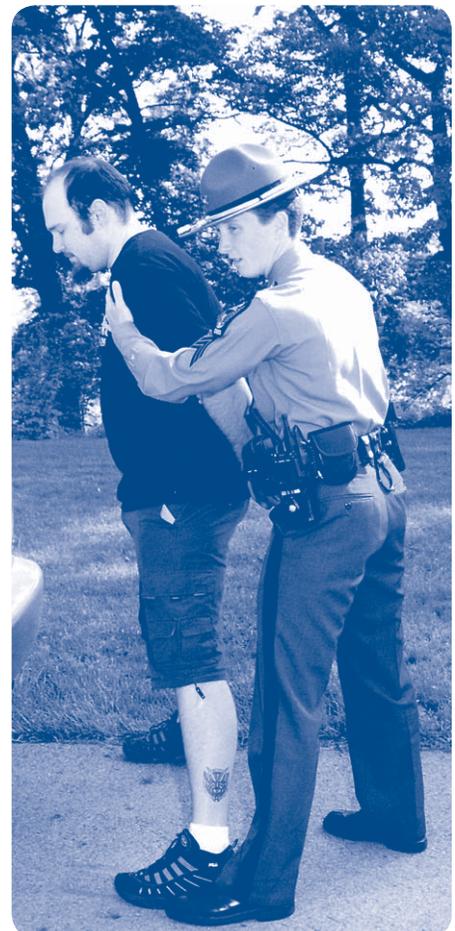
Van Wert Post Tpr. Joseph Sisco arrested Gary L. Stegaman, 39, for his **FIFTH OVI** offense on 6/1/08. Sisco also arrested Allan T. Pierce, 41, for his **FIFTH OVI** offense on 6/23/08.

Wapakoneta Post Tpr. Rodney Kiefer arrested David A. Vetter, 50, for his **SEVENTH OVI** offense on 6/20/08.

West Jefferson Post Tpr. Matthew Himes arrested John E. Ferguson, 44, for his **SIXTH OVI** offense on 6/13/08.

Wilmington Post Tpr. Kyle Hurles arrested Charles D. Brown, 50, for his **FIFTH OVI** offense on 6/3/08.

Wilmington Post Tpr. Joseph Griffith arrested Lance L. Smith, 45, for his **FIFTH OVI** offense on 6/26/08.



Senate Bill 17 Field Bill Analysis

Law Summary:

- Adds a new provision to both the Vehicle Implied Consent Law and the Watercraft Implied Consent Law that specifies that if a person is arrested for any of the list of offenses that subjects a person to either of those laws and the person has two or more prior convictions of state OVI, state OVUAC, state OMWI, or “equivalent offenses,” in the prior six years, has five or more such prior convictions within the prior 20 years (OVI and OVUAC), or has a prior felony state OVI conviction (OVI and OVUAC), the arresting law enforcement officer must request the person to submit, and the person must submit, to a chemical test of the person’s whole blood, blood serum or plasma, breath, or urine. If the person refuses to submit to a chemical test upon request of the officer, the officer may employ whatever reasonable means are necessary to ensure that the person submits to a chemical test.
 - The officer is immune from criminal and civil liability based upon any claim for acts taken under the provision described in clause, unless the officer acted with malicious purpose, in bad faith, or in a wanton or reckless manner.
- Provides that if a defendant claims a constitutional defect in any prior conviction when it is necessary to prove such a conviction for sentencing and other purposes, the defendant has the burden of proving the defect by a preponderance of the evidence.
- Requires the Ohio Department of Public Safety to establish a state registry of Ohio’s habitual OVI/OMWI offenders and an Internet database, both of which are public records, containing specified information about persons who on or after the effective date of the bill receive their fifth or subsequent conviction within the preceding 20 years.
- Extends to 45 days the period of the “hard suspension” of a person’s driver or commercial driver license or nonresident operating privilege when results of a chemical test following an arrest for state OVI, state OVUAC, or another equivalent offense indicate a prohibited concentration of alcohol or drugs and the person has previously been convicted of or pleaded guilty to one state OVI, state OVUAC, or an equivalent offense within the prior six years.
- Utilizes electronic monitoring technology during sentencing for habitual offenders. Technology being ignition interlock devices and continuous alcohol monitoring devices.

HOT SHEET

NEWS NOTES

- In order to process your HOT SHEET Report Form, please either print legibly or type. It is difficult to process some reports because they smear in the faxing process. Thank you!
- If anyone has photos from sobriety checkpoints or other alcohol-related programs, please send them, along with a small explanation.
- If you would like more information about the Habitual Offender’s Program or would like to inform us about your agency’s Hot Sheet arrest, please contact:

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