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SUPERIOR COURT

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IN THE SUPERIOR COURT OF GUAM
HAGÁTÑA, GUAM

CF 0447-12

THE PEOPLE OF GUAM,

CRIMINAL CASE No. CF

GPD Report No. 12-33573

vs.

Charges:

ENDY TIMAS TIMOTI,
DOB: 03/07/1969

1) MURDER

(As a First Degree Felony)

Special Allegation: *Possession & Use of a
Deadly Weapon in the Commission of a Felony*

Notice of Commission: *Felony Committed*

While on Felony Release

2) MANSLAUGHTER

(As a First Degree Felony)

Special Allegation: *Possession & Use of a
Deadly Weapon in the Commission of a Felony*

Notice of Commission: *Felony Committed*

While on Felony Release

3) VEHICULAR HOMICIDE

WHILE INTOXICATED

(As a Second Degree Felony)

Special Allegation: *Possession & Use of a
Deadly Weapon in the Commission of a Felony*

Notice of Commission: *Felony Committed*

While on Felony Release

4) VEHICULAR HOMICIDE

(As a Second Degree Felony)

Special Allegation: *Possession & Use of a
Deadly Weapon in the Commission of a Felony*

Notice of Commission: *Felony Committed*

While on Felony Release

Defendant.

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- 5) **DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL WITH INJURIES**
(As a Third Degree Felony)
Special Allegation: *Possession & Use of a Deadly Weapon in the Commission of a Felony*
Notice of Commission: *Felony Committed While on Felony Release*
- 6) **DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL (B.A.C.) WITH INJURIES**
(As a Third Degree Felony)
Special Allegation: *Possession & Use of a Deadly Weapon in the Commission of a Felony*
Notice of Commission: *Felony Committed While on Felony Release*
- 7) **THIRD OFFENDER DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL**
(As a Third Degree Felony)
Notice of Commission: *Felony Committed While on Felony Release*
- 8) **THIRD OFFENDER DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL (B.A.C.)**
(As a Third Degree Felony)
Notice of Commission: *Felony Committed While on Felony Release*
- 9) **DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL**
(As a Misdemeanor)
- 10) **DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL (B.A.C.)**
(As a Misdemeanor)
- 11) **RECKLESS DRIVING WITH INJURIES**
(As a Misdemeanor)
- 12) **RECKLESS DRIVING WITH PROPERTY DAMAGE**
(As a Petty Misdemeanor)
- 13) **OPERATING A MOTOR VEHICLE WITHOUT A VALID LICENSE**
(As a Petty Misdemeanor)
- 14) **DRIVING INTO ONCOMING LANE**
(As a Petty Misdemeanor)

MAGISTRATE'S COMPLAINT

The Attorney General of Guam hereby accuses **ENDY TIMAS TIMOTI** of certain crimes committed as follows:

1 **FIRST CHARGE**

2 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
3 offense of *Murder*, in that he recklessly caused the death of another human being, that is,
4 *A.S. (DOB: 09/22/1968-Age 43 yrs)*, under circumstances manifesting extreme indifference to the
5 value of human life, in violation of 9 G.C.A. §§ 16.20, § 16.40(a)(2) and § 16.40(b).

6 **SPECIAL ALLEGATION:**

7 *Possession and Use of a Deadly Weapon in the*
8 *Commission of a Felony*

9 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI**
10 did knowingly and unlawfully possess or use a deadly weapon, that is, *a motor*
11 *vehicle*, in the commission of a felony, that is, *Murder*, in violation of 9 G.C.A.
12 § 80.37.

13 **Notice of Commission:**

14 *Felony Committed While on Felony Release*

15 In the commission of the above offense, the Defendant, **ENDY TIMAS**
16 **TIMOTI**, committed the above felony offense while he was on release pursuant to
17 Chapter 40, Title 8, Guam Code Annotated, on a pending felony charge, to wit:
18 **Driving While Under the Influence of Alcohol (As a 3rd Degree Felony)**, in
19 violation of 9 G.C.A. § 18106 and § 18102(a), filed under Superior Court Criminal
20 Case No. **CF0287-12**, within the meaning of 9 G.C.A. § 80.37.5.

21 **SECOND CHARGE**

22 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
23 offense of *Manslaughter*, in that he recklessly caused the death of another human being, that is
24 *A.S. (DOB: 09/22/1968-Age 43 yrs)*, in violation of 9 G.C.A. § 16.50(a)(1) and § 16.50(b).

25 **SPECIAL ALLEGATION:**

26 *Possession and Use of a Deadly Weapon in the*
27 *Commission of a Felony*

28 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI**
did knowingly and unlawfully possess or use a deadly weapon, that is, *a motor*

1 **vehicle**, in the commission of a felony, that is, **Manslaughter**, in violation of
2 9 G.C.A. § 80.37.

3 **Notice of Commission:**
4 *Felony Committed While on Felony Release*

5 In the commission of the above offense, the Defendant, **ENDY TIMAS**
6 **TIMOTI**, committed the above felony offense while he was on release pursuant to
7 Chapter 40, Title 8, Guam Code Annotated, on a pending felony charge, to wit:
8 **Driving While Under the Influence of Alcohol (As a 3rd Degree Felony)**, in
9 violation of 9 G.C.A. § 18106 and § 18102(a), filed under Superior Court Criminal
10 Case No. **CF0287-12**, within the meaning of 9 G.C.A. § 80.37.5.

11 **THIRD CHARGE**

12 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
13 offense of *Vehicular Homicide While Intoxicated*, in that, while driving a vehicle in violation of
14 16 G.C.A. §18102, **ENDY TIMAS TIMOTI** did an act forbidden by law in operating or driving a
15 vehicle or did negligently operate or drive a vehicle which proximately caused the death of a person,
16 that is, **A.S. (DOB: 09/22/1968-Age 43 yrs)**, in violation of 16 G.C.A. §18111(b).

17 **SPECIAL ALLEGATION:**
18 *Possession and Use of a Deadly Weapon in the*
19 *Commission of a Felony*

20 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI**
21 did knowingly and unlawfully possess or use a deadly weapon, that is, **a motor**
22 **vehicle**, in the commission of a felony, that is, **Vehicular Homicide While**
23 **Intoxicated**, in violation of 9 G.C.A. § 80.37.

24 **Notice of Commission:**
25 *Felony Committed While on Felony Release*

26 In the commission of the above offense, the Defendant, **ENDY TIMAS**
27 **TIMOTI**, committed the above felony offense while he was on release pursuant to
28 Chapter 40, Title 8, Guam Code Annotated, on a pending felony charge, to wit:

1 **Driving While Under the Influence of Alcohol (As a 3rd Degree Felony)**, in
2 violation of 9 G.C.A. § 18106 and § 18102(a), filed under Superior Court Criminal
3 Case No. CF0287-12, within the meaning of 9 G.C.A. § 80.37.5.

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5 **FOURTH CHARGE**

6 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
7 offense of *Vehicular Homicide*, in that, while driving a vehicle, did an act forbidden by law, or
8 negligently drove a vehicle upon a highway, which proximately caused the death of a person, that
9 is, *A.S. (DOB: 09/22/1968-Age 43 yrs)*, in violation of 16 G.C.A. §18111(a).

10 **SPECIAL ALLEGATION:**
11 *Possession and Use of a Deadly Weapon in the
Commission of a Felony*

12 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI**
13 did knowingly and unlawfully possess or use a deadly weapon, that is, *a motor*
14 *vehicle*, in the commission of a felony, that is, *Vehicular Homicide*, in violation of
15 9 G.C.A. § 80.37.

16 **Notice of Commission:**
17 *Felony Committed While on Felony Release*

18 In the commission of the above offense, the Defendant, **ENDY TIMAS**
19 **TIMOTI**, committed the above felony offense while he was on release pursuant to
20 Chapter 40, Title 8, Guam Code Annotated, on a pending felony charge, to wit:
21 **Driving While Under the Influence of Alcohol (As a 3rd Degree Felony)**, in
22 violation of 9 G.C.A. § 18106 and § 18102(a), filed under Superior Court Criminal
23 Case No. CF0287-12, within the meaning of 9 G.C.A. § 80.37.5.

24 **FIFTH CHARGE**

25 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
26 offense of *Driving While Under the Influence of Alcohol with Injuries*, in that while under the
27 influence of an alcoholic beverage, he did operate or was in physical control of a motor vehicle, and
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1 when doing so, did an act forbidden by law, or neglected a duty imposed by law, or negligently drove
2 a vehicle which act or neglect or negligence proximately caused bodily injury to a person other than
3 himself, that is, *A.S. (DOB: 09/22/1968-Age 43 yrs)*, in violation of 16 G.C.A. § 18102(c) and §
4 18110.

5 **SPECIAL ALLEGATION:**
6 *Possession and Use of a Deadly Weapon in the*
7 *Commission of a Felony*

8 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI**
9 did knowingly and unlawfully possess or use a deadly weapon, that is, *a motor*
10 *vehicle*, in the commission of a felony, that is, *Driving While Under the Influence*
11 *of Alcohol with Injuries*, in violation of 9 G.C.A. § 80.37.

12 **Notice of Commission:**
13 *Felony Committed While on Felony Release*

14 In the commission of the above offense, the Defendant, **ENDY TIMAS**
15 **TIMOTI**, committed the above felony offense while he was on release pursuant to
16 Chapter 40, Title 8, Guam Code Annotated, on a pending felony charge, to wit:
17 **Driving While Under the Influence of Alcohol (As a 3rd Degree Felony)**, in
18 violation of 9 G.C.A. § 18106 and § 18102(a), filed under Superior Court Criminal
19 Case No. **CF0287-12**, within the meaning of 9 G.C.A. § 80.37.5.

20 **SIXTH CHARGE**

21 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
22 offense of *Driving While Under the Influence of Alcohol with Injuries (B.A.C.)*, in that while
23 having eight one-hundredths of one percent (0.08%) or more, by weight, of alcohol in his blood, he
24 did operate or was in physical control of a motor vehicle, and when doing so, did an act forbidden
25 by law, or neglected a duty imposed by law, or negligently drove a vehicle which act or neglect or
26 negligence proximately caused bodily injury to a person other than himself, that is, *A.S. (DOB:*
27 *09/22/1968-Age 43 yrs)*, in violation of 16 G.C.A. § 18102(d) and § 18110.

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SPECIAL ALLEGATION:
*Possession and Use of a Deadly Weapon in the
Commission of a Felony*

On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did knowingly and unlawfully possess or use a deadly weapon, that is, *a motor vehicle*, in the commission of a felony, that is, *Driving While Under the Influence of Alcohol with Injuries (B.A.C.)*, in violation of 9 G.C.A. § 80.37.

Notice of Commission:
Felony Committed While on Felony Release

In the commission of the above offense, the Defendant, **ENDY TIMAS TIMOTI**, committed the above felony offense while he was on release pursuant to Chapter 40, Title 8, Guam Code Annotated, on a pending felony charge, to wit: **Driving While Under the Influence of Alcohol (As a 3rd Degree Felony)**, in violation of 9 G.C.A. § 18106 and § 18102(a), filed under Superior Court Criminal Case No. **CF0287-12**, within the meaning of 9 G.C.A. § 80.37.5.

SEVENTH CHARGE

On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the offense of *Driving While Under the Influence of Alcohol (3rd Offender)*, in that he did operate or was in physical control of a vehicle while under the influence of alcohol, **and the offense occurred within five (5) years of two (2) separate prior convictions**, in violation of 16 G.C.A. § 18106 and § 18102(a) (as enacted on June 22, 1993, Public Law 22-20).

Notice of Commission:
Felony Committed While on Felony Release

In the commission of the above offense, the Defendant, **ENDY TIMAS TIMOTI**, committed the above felony offense while he was on release pursuant to Chapter 40, Title 8, Guam Code Annotated, on a pending felony charge, to wit: **Driving While Under the Influence of Alcohol (As a 3rd Degree Felony)**, in

1 violation of 9 G.C.A. § 18106 and § 18102(a), filed under Superior Court Criminal
2 Case No. CF0287-12, within the meaning of 9 G.C.A. § 80.37.5.

3 **EIGHTH CHARGE**

4 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
5 offense of *Driving While Under the Influence of Alcohol (BAC) (Third Offender)*, in that he did
6 operate or was in physical control of a vehicle while he had .08% or more, by weight, of alcohol in
7 his blood, **and the offense occurred within five (5) years of two (2) separate prior convictions**,
8 in violation of 16 G.C.A. § 18106 and § 18102(b) (as enacted on June 22, 1993, Public Law 22-20).

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10 **Notice of Commission:**
Felony Committed While on Felony Release

11 In the commission of the above offense, the Defendant, **ENDY TIMAS**
12 **TIMOTI**, committed the above felony offense while he was on release pursuant to
13 Chapter 40, Title 8, Guam Code Annotated, on a pending felony charge, to wit:
14 **Driving While Under the Influence of Alcohol (As a 3rd Degree Felony)**, in
15 violation of 9 G.C.A. § 18106 and § 18102(a), filed under Superior Court Criminal
16 Case No. CF0287-12, within the meaning of 9 G.C.A. § 80.37.5.

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18 **NINTH CHARGE**

19 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
20 offense of *Driving While Under the Influence of Alcohol*, in that he did operate or was in physical
21 control of a vehicle while under the influence of alcohol, in violation of 16 G.C.A. § 18102(a) (as
22 enacted on June 22, 1993, Public Law 22-20).

23 **TENTH CHARGE**

24 On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the
25 offense of *Driving While Under the Influence of Alcohol (BAC)*, in that he did operate or was in
26 physical control of a vehicle while he had .08% or more, by weight, of alcohol in his blood, in
27 violation of 16 G.C.A. §18102(b) (as enacted on June 22, 1993, Public Law 22-20).

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ELEVENTH CHARGE

On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the offense of *Reckless Driving with Injuries* in that he did drive a vehicle upon a highway in a willful and wanton disregard for the safety of persons and property, and such driving proximately caused bodily injury to a person, that is, *A.S. (DOB: 09/22/1968-Age 43 yrs)*, in violation of 16 G.C.A. § 9107 (b).

TWELTH CHARGE

On or about 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI**, did commit the offense of *Reckless Driving with Property Damage*, in that he did drive a vehicle upon a highway in a willful or wanton disregard for the safety of persons and property, and such driving proximately caused property damage, in violation of 16 G.C.A. § 9107(a) and (c).

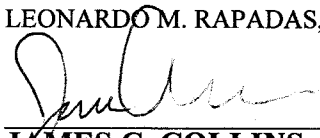
THIRTEENTH CHARGE

On or about the 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI** did commit the offense of *Operating a Motor Vehicle without a Valid License*, in that he did knowingly drive a motor vehicle on a highway without having in his immediate possession a valid operator or chauffeur's license issued under the Motor Vehicle Code of Guam, in violation of 16 G.C.A. § 3101(a) and 9108.

FOURTEENTH CHARGE

On or about 23rd day of July 2012, in Guam, **ENDY TIMAS TIMOTI**, did commit the offense of *Driving in the Oncoming Lane*, in that he did operate a motor vehicle upon a public highway, and when doing so, did drive on the left-hand side of a distinctive roadway marking which divides the highway, in violation of 16 G.C.A. § 3309, 3310 & 9108.

Dated this 24th day of July 2012.

OFFICE OF THE ATTORNEY GENERAL
LEONARDO M. RAPADAS, Attorney General of Guam

JAMES C. COLLINS
Assistant Attorney General, Prosecution Division

IN THE SUPERIOR COURT OF GUAM

DECLARATION

COMES NOW, James C. Collins, a duly appointed Assistant Attorney General, and aver, upon information and belief, that the foregoing is true.

I have reviewed Guam Police Report No. 12-33573 submitted by GPD Officer D.Q. Manila and attachments which set forth the following events occurred on Guam.

On or about July 23, 2012 at approximately 17:00 Officer Manila received a radio transmission concerning an auto-auto collision in Agat. Upon arriving at the location of the collision at approximately 17:05, Manila observed two vehicles; a motorcycle bearing Guam License Plate [M1247] and a Red Toyota Matrix bearing Guam License Plate [INA4576]. Manila was contacted by a witness, later identified as PAUL JOHN NANGAUTA, who stated that he had been travelling southbound behind the motorcycle and had observed the Matrix exit from an apartment complex into the northbound lane, and then cross over into the southbound lane, striking the motorcycle. NANGAUTA stated that the driver of the motorcycle was pinned under the Matrix and then dragged for several feet. NANGAUTA immediately contacted 911. NANGAUTA then stated that he observed a male individual wearing a white t-shirt, blue jeans, a dark colored sun visor, and sunglasses standing in front of the Matrix. A second witness, later identified as STEPHEN C. SAN NICOLAS stated that he observed the lone individual wearing the blue jeans and a white shirt emerge from the driver's seat of the Matrix. Manila approached the individual identified by NANGAUTA and SAN NICOLAS as the driver of the Matrix, who was standing near the front bumper of the Matrix. Manila inquired if the individual, later identified as ENDY TIMAS TIMOTI, was the driver of Matrix. TIMOTI repeatedly stated "his fault" and "not me". Manila escorted TIMOTI to his patrol vehicle and secured him in handcuffs. Several minutes later, another witness, HENRIENA ASKIN, stated that the Matrix belonged to her common law husband, who she identified as TIMOTI. Later, Officer T.M. Benavente approached the patrol vehicle in which TIMOTI was confined, and observed the odor of intoxicants emanating from TIMOTI's breath and from the cabin of the vehicle. Benavente also observed that TIMOTI's eyes were blood-shot and watery. TIMOTI was transported and agreed to take a blood test. A blood draw and analysis conducted at Guam Memorial Hospital revealed a Blood Alcohol Content (BAC) of .264 mg/dl. TIMOTI stated that he had previously consumed one six pack of Bud Light with his cousin earlier in the day. It was determined that TIMOTI did not have a valid Guam Driver's License. The operator of the motorcycle, later

identified as A.S. (DOB: 09/22/68) was transported by emergency services personnel to Guam Naval Regional Medical Center. NRMC indicated to officers that A.S. had suffered a large laceration to the chin, a fractured femur, and major blunt trauma to the head and torso. A.S. was pronounced dead at approximately 17:54. A review of TIMOTI's previous criminal history reveals two prior convictions for DUI within the last five years in Superior Court cases CM-0395-07 and CM-0594-10. Further, at the time of this incident, TIMOTI was on pre-trial release in CF-0287-12, which is a felony DUI case. The facts alleged in that case also include a collision with another vehicle. TIMOTI appeared in court for a hearing on CF-0287-12 on the morning of July 23, 2012 less than twelve (12) hours before the collision and was under orders not to operate a motor vehicle or possess or consume alcohol.

Based on the foregoing, there is probable cause to charge ENDY TIMAS TIMOTI with **MURDER** (As a 1st Degree Felony), in violation of Title 9 G.C.A. §§ 16.40 (a) (2), 16.40 (b) & 16.20, with A SPECIAL ALLEGATION of POSSESSION OR USE OF A DEADLY WEAPON IN THE COMMISSION OF A FELONY, in violation of Title 9 G.C.A. § 80.37, and with A SPECIAL NOTICE of FELONY COMMITTED WHILE ON FELONY RELEASE, in violation of Title 9 G.C.A. § 80.37.5, with **MANSLAUGHTER** (As a 1st Degree Felony), in violation of Title 9 G.C.A. §§ 16.50 (a) (1) & 16.50 (b), with A SPECIAL ALLEGATION of POSSESSION OR USE OF A DEADLY WEAPON IN THE COMMISSION OF A FELONY, in violation of Title 9 G.C.A. § 80.37, and with A SPECIAL NOTICE of FELONY COMMITTED WHILE ON FELONY RELEASE, in violation of Title 9 G.C.A. § 80.37.5, with **VEHICULAR HOMICIDE WHILE INTOXICATED** (As a 2nd Degree Felony), in violation of Title 16 G.C.A. § 18111 (b) with A SPECIAL ALLEGATION of POSSESSION OR USE OF A DEADLY WEAPON IN THE COMMISSION OF A FELONY, in violation of Title 9 G.C.A. § 80.37, and with A SPECIAL NOTICE of FELONY COMMITTED WHILE ON FELONY RELEASE, in violation of Title 9 G.C.A. § 80.37.5, with **VEHICULAR HOMICIDE** (As a 2nd Degree Felony), in violation of Title 16 G.C.A. § 18111 (a), with A SPECIAL ALLEGATION of POSSESSION OR USE OF A DEADLY WEAPON IN THE COMMISSION OF A FELONY, in violation of Title 9 G.C.A. § 80.37, and with A SPECIAL NOTICE of FELONY COMMITTED WHILE ON FELONY RELEASE, in violation of Title 9 G.C.A. § 80.37.5, with **DRIVING UNDER THE INFLUENCE WITH INJURIES** (As a 3rd Degree Felony) in violation of Title 16 G.C.A. §§ 18102 (c) & 18110 with A SPECIAL ALLEGATION of

POSSESSION OR USE OF A DEADLY WEAPON IN THE COMMISSION OF A FELONY, in violation of Title 9 G.C.A. § 80.37, and with A SPECIAL NOTICE of FELONY COMMITTED WHILE ON FELONY RELEASE in violation of Title 9 G.C.A. § 80.37.5, with **DRIVING UNDER THE INFLUENCE WITH INJURIES (BAC)** (As a 3rd Degree Felony) in violation of Title 16 G.C.A. §§ 18102 (d) & 18110 with A SPECIAL ALLEGATION of POSSESSION OR USE OF A DEADLY WEAPON IN THE COMMISSION OF A FELONY, in violation of Title 9 G.C.A. § 80.37, and with A SPECIAL NOTICE of FELONY COMMITTED WHILE ON FELONY RELEASE in violation of Title 9 G.C.A. § 80.37.5, with **THIRD OFFENDER DRIVING UNDER THE INFLUENCE** (As a 3rd Degree Felony), in violation of Title 16 G.C.A. §§ 18102 (a) & 18106 with A SPECIAL NOTICE of FELONY COMMITTED WHILE ON FELONY RELEASE in violation of Title 9 G.C.A. § 80.37.5, with **THIRD OFFENDER DRIVING UNDER THE INFLUENCE (BAC)** (As a 3rd Degree Felony), in violation of Title 16 G.C.A. §§ 18102 (b) & 18106 with A SPECIAL NOTICE of FELONY COMMITTED WHILE ON FELONY RELEASE in violation of Title 9 G.C.A. § 80.37.5, with **DRIVING UNDER THE INFLUENCE OF ALCOHOL** (As a Misdemeanor), in violation of Title 16 G.C.A. § 18102 (a), with **DRIVING UNDER THE INFLUENCE OF ALCOHOL (BAC)** (As a Misdemeanor), in violation of Title 16 G.C.A. § 18102 (b), with **RECKLESS DRIVING WITH INJURIES** (As a Misdemeanor), in violation of Title 16 G.C.A. §§ 9107 (a) & 9107 (b), with **RECKLESS DRIVING WITH PROPERTY DAMAGE** (As a Petty Misdemeanor), in violation of Title 16 G.C.A. §§ 9107 (a) & 9107 (c), with **DRIVING WITHOUT A LICENSE** (As a Petty Misdemeanor), in violation of Title 16 G.C.A. §§ 3101 (a), 3101 (l) & 9108, and with **DRIVING INTO ONCOMING LANE** (As a Petty Misdemeanor), in violation of Title 16 G.C.A. §§ 3310 & 9108.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 24 day of July, 2012.


JAMES C. COLLINS