

INCIDENT/INVESTIGATION REPORT

Agency Name: Haywood County Sheriff's Office
ORI: NC0440000

OCA: 201101088
Date / Time Reported: 04/17/2011 2:00 Hrs

INCIDENT DATA

Table with 3 rows for incident details: #1 (2100 - DWI - Alcohol and/or Drugs), #2 (Crime Incident), #3 (Crime Incident). Includes checkboxes for Attempt/Complete and location information.

MO

How Attacked or Committed: by subject operating a motor vehicle while under the influence
Weapon / Tools: 40 - Personal Weapons (Hand)

VICTIM

Victim V1 details: # of Victims: 1, Type: Person, Injury: None, Home Address: State of N.C., DOB / Age, Race, Sex, Relationship To Offender, Resident Status.

OTHERS INVOLVED

Others Involved: LEO Carver, T N; W Grasty, Cody Wayne. Includes details for each individual such as name, address, and phone number.

PROPERTY

Table for Property with columns: Victim #, DCI, Status, Value, OJ, QTY, Property Description, Make/Model, Serial Number.

STATUS

Status section including Officer Name (Sgt Matthew Shell), Officer Signature, Supervisor Signature, Case Status, and Case Disposition.

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Status Codes	L = Lost S = Stolen R = Recovered D = Damaged Z = Seized B = Burned C = Counterfeit / Forged F = Found																				
DRUGS	DCI	Status	Quantity	Type Measure	Suspected Type						Check up to 3 types of activity for each										
OFFENDER	Offender Used Alcohol/Drugs		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> Unk <input type="checkbox"/> No <input type="checkbox"/> N/A		Offender 1						Primary Offender Resident Status										
	Computer		<input type="checkbox"/> Yes <input type="checkbox"/> Unk <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A		Age: 35 Race: W Sex: F			Age: Race: Sex:			Age: Race: Sex:										
SUSPECT	Name (Last, First, Middle)				Alias or Nickname				Home Address												
	Fletcher, Holly Sutton								330 Sutton Branch Road, Clyde, NC 28721												
	Occupation				Business Address																
	DOB / Age		Race	Sex	Height	Weight	Build	Hair Color	Hair Style	Hair Length	Eye Color	Glasses									
	07/16/1975 35		W	F	0' "																
	Scars, Marks, Tattoos, or other distinguishing features (i.e. limp, foreign accent, voice characteristics)																				
Hat	Jacket	Shirt/Blouse	Tie/Scarf	Coat/Suit	Pants/Dress/Skirt	Socks	Shoes														
Was Suspect Armed?		Type of Weapon				Direction of Travel			Mode of Travel												
VYR	Make	Model	Style	Color	Lic/Lis	Vin															
WITNESS	Name (last, first, middle)				DOB / Age		Race	Sex	OCA												
	Home Address				Home Phone		Employer		Phone												
Suspect Hate / Bias Motivated: Yes <input type="checkbox"/> No <input type="checkbox"/>																					
NARRATIVE	Narrative																				
	On the above date and time I, Sgt. M.J. Shell, while on routine patrol observed a silver in color Chevrolet Tahoe with its brake lights on parked in a parking space on Main St in downtown Waynesville. I was traveling north on Main St. and observed the light at the intersection of Depot St. and Main St. to be a solid red stop light. As I approached the vehicle and the intersection the vehicle pulled out of the parking space and which made me have to abruptly apply my brakes in order not to collide with the vehicle. I then observed the Tahoe to pull through the intersection, turning left onto Depot St. failing to yield for the red light. I then proceeded through the intersection and activated my patrol vehicle blue lights, at that time the Tahoe pulled over on Depot St. besides the courthouse.																				
	I got out of my patrol vehicle and approached the vehicle on the drivers side. As I approached the vehicle I observed the brake lights on the vehicle were on and the reverse lights were on. I observed a blonde haired female in the drivers seat and she had her head turned from me I asked to see her drivers license. It took an unusual amount of time for her to locate her drivers license, as she turned to look at me her eyes appeared to glazed over and she appeared to be intoxicated I asked the driver if she had anything to drink tonight and she stated no she had not I asked if she was sure and she stated maybe one. Her speech was slurred and I could smell the oder of alcohol in the vehicle. She asked if I knew who she was and I stated no, she said I am a Sutton I advised her my name and told her name had no bearing on the reason for me stopping her. The driver gave me her license and I identified the driver as Holly Sutton Fletcher. I advised Mrs. Fletcher to stay in the vehicle and that I would be right back,																				

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Narrative			
she asked me again if I knew who she was and she stated that June Ray was her aunt. While speaking to Mrs. Fletcher Waynesville Police Officer Sam Holland had pulled beside my patrol vehicle. I spoke to him in reference to the vehicle stop I then got into my vehicle and checked the vehicles registration plate and Mrs. Fletcher's drivers license, which both came back valid.			
I then approached the vehicle again and asked Mrs. Fletcher if she would submit to taking an alco-sensor test. She stated that she needed some peanut butter and began looking through her vehicle I told her she did not need any and asked again if she would take the test. She asked me if I was "fucking kidding her" and I stated no and she again stated she needed some peanut butter. I asked her again if she would take the test and offered the straw end to her Mrs. Fletcher barely blew on the straw. She stated to me several time that she was a Sutton and I was doing this because she was a Sutton. She was verbally abusive to me by calling me a "mother fucker and a son of a bitch." She advised me the she was a Navy veteran and she protected me. I asked her again to submit to the alco-sensor and she again blew very faintly I set the test which registered a .16. I asked her to step out of the vehicle and she asked if I was "fucking arresting her." I called the HCSO dispatch and asked them to have Waynesville Police Dept. to come back to my location for assistance. At this point I formed an opinon that Mrs. Fletcher was driving under the influence of an impairing substance, this opinon was based off of Mrs. Fletcher's slurred speech, glazed eyes, her abusive language, and being very defiant and uncooperaive and an oder of alcohol coming from the vehicle. Mrs. Fletcher was still verbally abusive and becoming increasingly defiant. Officer Tim Carver and S. Holland arrive at my location, I opened the vehicle door and asked her to step out of the vehicle, which she did. I advised her she was under arrest for driving while impaired and told her to put her hands behind her back she was very unstable on her feet and she stumbled I grabbed her by the arm to steady her and she pulled away from me. I was able to get her handcuffed and double locked the handcuffs for safety. She resisted us as we attempted to place her in my patrol vehicle and was cursing us. She attempted to kick me and I advised her not to kick me and pushed her into the vehicle. I asked HCSO dispatch to have to next available wrecker to tow the vehicle. It appears on the in car video that Mrs. Fletcher attempts to open the doors on my vehicle but is unable to. She is still verbally abusive to me and the other officers on scene.			
I transport Mrs. Fletcher to the Haywood County Detention Facility to conduct an intoxilyzer test which Officer T. Carver of the WPD will conduct. While enroute to the jail she ask why she is being arrested and I advised her again for driving while impaired, she states that she was not even driving that June Ray was and then she states that Tammy Caldwell was driving, she again tells me her name and that she is a Navy veteran. She asked to make a phone call which Officer Carver allows her to do, I advise Mrs. Fletcher several time that she must dial the number 9 before dialing the phone number, she has to redial numbers several times because she does not dial 9 first. She states that she wants to call June and she is advised she can call anyone she wants. She makes several calls to unknown people advising them that she is in jail and to come get her. After she makes phone calls she is advised to sit back down while Officer Carver explains the intoxilyzer test. She will not sit down and she again turns defiant and will not follow commands, she states that she will only sit down if we get her a cup of coffee, and she is advised when she is done with the test she can have some coffee. She states that she is not taking any test and she will not do anything we say. She tells us several time we cannot do this and that she was not driving. She states to me that I am going to blow for her. Eventually Mrs. Fletcher appears to clam down and begins to listen			
Officer Name / ID Sgt Matthew Shell - C2	Officer Signature	Date / Time Submitted	Page <u>3</u> of <u>5</u>

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Narrative

to Officer Carver. I go back to my patrol vehicle print out citation for the offenses for the initial traffic stop. This takes me several minutes and when I return into the jail Mrs. Fletcher is in a cell and Officer Carver advised that an incident occurred and he is taking further charges against Mrs. Fletcher (see Waynesville PD report for further details).

I applied for a search warrant to obtain a blood sample from Mrs. Fletcher which was sworn by Magistrate D. Barnette. Mrs. Ray and Mrs. Fletcher's husband George Cure arrived at the HCSO. We advised them of the situation and asked if they felt they could calm her down in order to get the sample. They were advised that a search warrant was approved and she had no choice in the matter to submit to the sample. Mrs. Ray and Mr. Cure thought they could speak to her. I called back and spoke to Cpl. Scott Nelson, the on duty supervisor if they could come back to booking with me. Cpl. Nelson had already witnessed Mrs. Fletcher's behavior and we both agreed it may help make this process go easier. We allowed Mr. Cure and Mrs. Ray to speak to Mrs. Fletcher and she was cursing them and kept saying she was not driving. She was still very defiant and would not listen to them. EMS was on scene prepared to take the test. Mrs. Fletcher would not voluntarily submit to the test so she was restrained while EMS took the test. Mrs. Fletcher struck her husband in the face and kicked the EMS worker twice in the leg. After the sample was taken she was taken before the Magistrate, Mrs. Fletcher would not cooperate or listen to the Magistrate or her husband or Mrs. Ray. Mrs. Fletcher was placed back in her cell where she urinated on the floor I assisted Cpl. Nelson retrieve Mrs. Fletcher's sweater and we ask why she urinated on the floor, she stated that she had to pee we advised her there was toilet in the cell and she stated we needed to tell new people about the using the toilet. She was going to be allowed to be released at 10:00a.m. on this date. Video from the jail will be obtained reference to this incident. Hard copies of patrol vehicle video have been made. No further actions were required.

SUPPLEMENT #3 P Ross - 611 04/18/2011 09:26

Case reviewed by CID, Detective Cope. No CID action.

SUPPLEMENT #4 Sgt Matthew Shell - C2 04/19/2011 02:50

Met with Assistant District Attorney Jeff Jones and updated him on case status. Further warrants will be issued in reference to domestic assault and assault on EMS.

SUPPLEMENT #5 Sgt Matthew Shell - C2 04/19/2011 03:42

Added EMS workers information.

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Others Involved

Type: <input type="checkbox"/> Person <input type="checkbox"/> Business <input type="checkbox"/> Society <input type="checkbox"/> Government <input type="checkbox"/> Financial Institute <input type="checkbox"/> Religious <input type="checkbox"/> L.E. Officer Line of Duty <input type="checkbox"/> Other/Unknown							
Code	Name (Last, First, Middle)	Victim of Crime #	DOB / Age	Race	Sex		
OT	Ray, June						
Home Address 285 N MainSt St 1500, Waynesville, NC 28786				Home Phone			
Employer Name/Address Clerk of Court				Business Phone			
Type: <input type="checkbox"/> Person <input type="checkbox"/> Business <input type="checkbox"/> Society <input type="checkbox"/> Government <input type="checkbox"/> Financial Institute <input type="checkbox"/> Religious <input type="checkbox"/> L.E. Officer Line of Duty <input type="checkbox"/> Other/Unknown							
Code	Name (Last, First, Middle)	Victim of Crime #	DOB / Age	Race	Sex		
OT	Cure, George Thomas		06/15/1970 40	W	M		
Home Address 330 Sutton Branch Rd, Clyde, NC 28721				Home Phone			
Employer Name/Address				Business Phone			
Type: <input type="checkbox"/> Person <input type="checkbox"/> Business <input type="checkbox"/> Society <input type="checkbox"/> Government <input type="checkbox"/> Financial Institute <input type="checkbox"/> Religious <input type="checkbox"/> L.E. Officer Line of Duty <input type="checkbox"/> Other/Unknown							
Code	Name (Last, First, Middle)	Victim of Crime #	DOB / Age	Race	Sex		
F	Perry, Reginald		05/16/1988 22	W	M		
Home Address 474 Town Mtn. Dr., Franklin, NC 28734				Home Phone			
Employer Name/Address Haywood County EMS				Business Phone			
Type: <input type="checkbox"/> Person <input type="checkbox"/> Business <input type="checkbox"/> Society <input type="checkbox"/> Government <input type="checkbox"/> Financial Institute <input type="checkbox"/> Religious <input type="checkbox"/> L.E. Officer Line of Duty <input type="checkbox"/> Other/Unknown							
Code	Name (Last, First, Middle)	Victim of Crime #	DOB / Age	Race	Sex		
F	Melton, Bradford Clay		03/23/1978 33	W	M		
Home Address 65 Shooting Star Rd, Waynesville, NC 28786				Home Phone			
Employer Name/Address Haywood County EMS				Business Phone			

