



**HUMAN PERFORMANCE FACTORS ATTACHEMENT**

**East Windsor Police Case/Incident Report**

**Randolph, NH**

**HWY19MH010**

(8 pages)

**East Windsor Police**  
 25 School St., East Windsor CT 06088  
 (860) 292-8240

**CASE/INCIDENT REPORT**

SUPPLEMENTARY

CFS NO 1900005856	DAY 7	INCIDENT DATE 05/11/2019 05/11/2019	TIME 09:40	DATE OF RPT 05/11/2019	TIME OF RPT 12:05	TYPE OF INCIDENT DWI	INCIDENT CD 28	INVESTIGATING OFFICER Patrol Officer SZABO, DAVID	BADGE NO 191	
DIVISION		DIVISION NO		REFERENCE DIVISION	REFERENCE DIVISION NO	CASE X-REFERENCE	UNIT ID 191	TYPIST SZABOD	DATE TYPED 05/11/2019	TIME TYPED 12:05
STREET NO 00044	STREET NAME AND TYPE PROSPECT HILL RD East Windsor			APARTMENT NO/LOCATION		INTERSECTING STREET NAME AND TYPE		STATUS Cleared by Arres	TOWN CD	

OFFENSE	LOCAL X-REF CODE	IBR CODE	ATT/COMP	OFFENSE DESCRIPTION
Driving under the Influence	90D	90D	Completed	Department/discount Store

STATUS CODE C=COMPLAINANT V=VICTIM A=ARRESTEE J=JUVENILE H=OTHER M=MISSING W=WITNESS O=OFFENDER D=DRIVER S=SUSPECT P=POLICE OFFICER T=TOT

STATUS	NAME	SEX	RACE	D.O.B.	TELEPHONE	ADDRESS	OP STATE & NO.
A S D	ZHUKOVSKYY, VOLODYMYR V	M	W		Cel		

ARRESTEE NAME	CHARGES	CNTS	COURT DATE	BOND
Zhukovskyy, Volodymyr V	14-227a ILL OPN MV UNDER INFL ALC/DRUG	1	05/20/2019	\$2,500

1=NONE 2=BURNED 3=COUNTERFEIT/FORGED 4=DAMAGED/DEST 5=RECOVERED 6=SEIZED 7=STOLEN 8=UNKNOWN 9=IMPOUNDED/FOUND T=TOWED E=EVIDENCE A=ABANDONED

CODE	QTY.	DESCRIPTION	BRAND	MODEL	YEAR	STATE	REG	MAKE	MODEL	COLOR	VIN/SERIAL NO.	EST.VALUE
E	1	Chemicals Yellow liquid bottle labeled "30ml nicotine MY ECIGS"										\$10.00
E	1	Chemicals Yellow liquid bottle labeled "30ml nicotine MY ECIGS"										\$10.00
E	1	Chemicals Liquid bottle labeled "30 ml cool menthol OFE"										\$10.00
E	1	Chemicals Liquid bottle labeled "30 ml cool menthol OFE"										\$10.00
E	1	Other Silver color electronic torch lighter containing a liquid										\$10.00

**Vehicle**

YEAR	STATE	REGISTRATION	MAKE	MODEL	COLOR	VIN/SERIAL NO.	INSURANCE COMPANY	POLICY NUMBER
2018	VA		NISSAN	ARMADA	SILVER			

On 05/11/2019 at approximately 0940 hours, I was dispatched to Walmart 44 Prospect Hill Road regarding a man revving his truck engine

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INVESTIGATOR SIGNATURE: <b>/OFC. DAVID SZABO/</b>	INVESTIGATOR I.D.#: 191	SIGNED DATE: 05/19/2019	2	SUPERVISOR SIGNATURE <b>/SGT. DAVID M MCNEICE/</b>	SUPERVISOR I.D.#: 173
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and jumping around outside the vehicle. The truck was parked in the parking lot near the grocery entrance of the store. The reporting party suspected that the man may have been under the influence of drugs. The reporting party contacted the East Windsor Police Department as they walked by the man. The truck was described as a gray truck with VA registration plate [REDACTED]

Lt. Poliquin and I arrived on scene and located the vehicle parked in the parking lot. I heard the vehicle engine operating and saw a man standing near the rear trunk door. The rear trunk was open and filled with a large quantity of Walmart shopping bags containing merchandise.

The man was later identified on scene through his MA Operator's license as follows:

-Volodymyr Zhukovskyy (DOB [REDACTED]) MA Operator's License [REDACTED]

The involved vehicle was identified through the COLLECT/NCIC database as follows:

-Gray 2018 Nissan Armada VA Registration [REDACTED]

-Registered to Hertz Car Rental 44074 Mercure Circle, Sterling VA 20166

On 05/11/2019 at approximately 0623 hours, Officer Gonsalves was dispatched to Walmart regarding a similar incident involving the same vehicle and person. Subsequently, Officer Gonsalves concluded that no criminal activity had occurred at that time.

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As I approached Zhukovskyy, I introduced myself and observed the following:

- Zhukovskyy exhibited extreme hyperactivity, talkativeness, and twitchiness
- Zhukovskyy quickly and spontaneously moved his hands, arms, legs, and head in random directions
- Zhukovskyy was jumping around
- Zhukovskyy failed to make eye contact with me
- Zhukovskyy spoke extremely quickly with no break in between his comments
- Zhukovskyy had what appeared to be sores around the corners of his mouth
- Zhukovskyy could not stand still as I interviewed him and constantly touched his face and clothing
- Zhukovskyy's pants were wet around the crotch area and on his pants legs
- Zhukovskyy's front crotch zipper was completely unzipped

I asked Zhukovskyy what he was doing at Walmart. Zhukovskyy quickly mumbled that he was at Walmart to get his mom some flowers for mothers day. I asked Zhukovskyy why he was so fidgety and moving around so quickly. Zhukovskyy quickly mumbled, "I don't know, I just needed to get my mom some flowers." I immediately asked Zhukovskyy if everything was okay and if he needed medical attention. Zhukovskyy quickly mumbled, "No, I'm fine" as he touched his face and moved around. I then asked Zhukovskyy if he was prescribed any medication, during which time he quickly mumbled, "No." I asked Zhukovskyy if he had consumed any alcoholic beverages or used any drugs today. Zhukovskyy again quickly mumbled, "No." I asked Zhukovskyy if he was driving the vehicle and if any one else was with him. Zhukovskyy explained that he drove the vehicle to Walmart and that no one else was with him. When asked about his pants being wet,

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Zhukovskyy quickly mumbled, "I spilt the flowers on myself, that's why they're wet." In the back seat of the vehicle I observed approximately 2 flower pots with flowers.

Through my experience and training, Zhukovskyy appeared to be under the influence of drugs, possibly methamphetamines. I did not detect the odor of an alcoholic beverage emitting from his breath or body.

I immediately instructed Zhukovskyy to stand on a blue handicap parking line that was approximately 20 feet in front of the vehicle. I explained to Zhukovskyy that I was going to demonstrate and begin the Field Sobriety Testing process. Before the tests were administered, I asked Zhukovskyy if he had any physical injuries or disabilities that would prevent him from performing the tests. Zhukovskyy quickly mumbled, "No." I asked Zhukovskyy if he required glasses or had contacts. Zhukovskyy stated, "No." The tests were performed on the handicap parking line which was straight and on a flat unobstructed asphalt surface. All of the cruiser's flashing lights were turned off.

The first test administered was the Horizontal Gaze Nystagmus Test. I observed that Zhukovskyy's eyes were moving in random directions before I initiated the test. I asked Zhukovskyy if he understood my instructions before I began the test. Zhukovskyy mumbled, "Yes." The test indicated head movement side to side and complete failure to maintain eye contact with the tip of my finger. Zhukovskyy's eyes continued to move in random directions throughout the test. Due to his constant eye movement, Zhukovskyy was unable to perform the test.

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The second test administered was the Walk and Turn Test. I first demonstrated the test for Zhukovskyy and asked if he understood my instructions. Zhukovskyy mumbled, "Yes." I then instructed Zhukovskyy to begin the test. As Zhukovskyy performed the test, he swayed side to side, lost his balance, kept his arms approximately 12 inches away from his body, failed to walk heel to toe, stepped off the line several times on the approach walk, leaned completely over touching the ground with his right hand for balance on step number 5 of the approach walk, walked 10 steps on the approach walk, and failed to turn around and walk 9 steps back.

After I explained the test again, Zhukovskyy walked 10 steps on the walk back, swayed side to side, kept his arms approximately 12 inches away from his body, failed to walk heel to toe, stepped off the line several times, and lost his balance through the entire test.

The third test administered was the One Leg Stand. I first demonstrated the test for Zhukovskyy and asked if he understood my instructions. Zhukovskyy mumbled, "Yes." I then instructed Zhukovskyy to begin the test. Zhukovskyy failed to keep his hands by his side, swayed side to side, put his foot down several times before instructed to do so, raised his foot approximately 12 inches off the ground, and skipped over the number 4 as he counted out loud.

Due to Zhukovskyy not performing the tests to standard and my observations of the investigation, Zhukovskyy was placed under arrest at approximately 1004 hours and double locked handcuffed for the offense of 14-227a Operating A Motor Vehicle Under The Influence Of Drugs/Alcohol. Prior to transporting Zhukovskyy to the East Windsor Police Department for processing, Lt. Poliquin and I searched the

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interior of the vehicle for drugs and illegal substances. While searching the vehicle, I located the vehicle's key fob on the back seat. Lt. Poliquin located the Hertz Rental agreement that stated Zhukovskyy rented the vehicle on 05/10/2019.

Although no obvious indication of drugs were discovered, I did locate the following in the center console of the vehicle:

- Yellow liquid, open bottle labeled "30ml nicotine MY ECIGS"
- Liquid, open bottle labeled "30 ml cool menthol OFE"
- Silver color electronic torch lighter containing a liquid

Through my experience and training, drug users will mix and conceal illegal substances in other containers. The three items were seized and submitted as evidence. The COLLECT/NCIC Database identified that Zhukovskyy has been arrested in the past for DUI and possession of drug paraphernalia.

A few minutes after searching the vehicle, Zhukovskyy was transported in the back of my cruiser to the East Windsor Police Department for processing. Lt. Poliquin remained on scene and awaited Eddie's Bradley Auto to remove the vehicle.

At the East Windsor Police Department, Zhukovskyy continued his unusual extreme behavior and began to hysterically cry, during which time Officer Stepien assisted me with the booking process. At approximately 1040 hours, Zhukovskyy was read the A-44 Form Implied Consent Advisory and also afforded a reasonable opportunity to contact an attorney; however, Zhukovskyy declined to call an attorney.

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Zhukovskyy agreed to submit to the Alcohol Breathalyzer Test. The print out indicated a blood alcohol content of .000. Due to the negative results, I asked Zhukovskyy if he would be willing to submit to a urine test. Zhukovskyy became anxious and spontaneously said, "I smoked weed a week ago in Miami, do you think it will be on the test?" I again asked Zhukovskyy if he would be willing to submit to the urine test. Zhukovskyy replied, "No." The urine test refusal was witnessed by Officer Stepien.

A moment later, Zhukovskyy began to hysterically cry again to the point of almost hyperventilating. Zhukovskyy said, "My life is over, I don't want to live anymore." Zhukovskyy said this comment approximately 2-3 times. Due to his suicidal comments and extreme behavior, the East Windsor Medics were dispatched.

Zhukovskyy was arrested and charged with 14-227a Operating A Motor Vehicle Under The Influence Of Drugs And Or Alcohol. Zhukovskyy was issued a court date of 05/20/2019 at 0900 hours at Enfield Court. Zhukovskyy was released on a \$2500.00 Non-Surety Bond to the East Windsor Medics. Officer Stepien completed a 17a-503 Police Emergency Examination Request Form. Zhukovskyy was then transported to Hartford Hospital for treatment.

After Zhukovskyy was transported to the hospital, I made contact with his father Volodymyr Zhukovskyy, and informed him of the situation. I then called Hertz/Thrifty Car Rental 580 Spring Street Windsor Locks to inform them where their vehicle was located.

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