



Malheur County Sheriff's Office

Brian E. Wolfe, Sheriff

Distribution date/approved by: _____

- DA JUSTICE C JUV DEPT
 VALE MUNI CT DHS DMV
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 CASE FILE

Malheur County Sheriff
151 B St. W
Vale, OR 97918
 Business: (541) 473-5126
 Dispatch: (541) 473-5125
 Fax: (541) 473-5504

Distributed by: _____

Incident Report: S201500292

Current As Of: 2/17/2015 1:54:29 PM

Offense: DRIVING COMPLAINT

Reported 1/31/2015 Rcvd 8:39 PM Dispatcher: 26147
 Department Disp Officer: 46967
 End Cldr BELNAP, Brian

Location: HAUL RD

CityState: VALE

Apt: **Grid:** 01 **Off Ext:**

Incident Summary SUBJECT CONTACTED IN REFERENCE TO A DRIVING COMPLAINT IN WHICH DRIVER MAY BE INTOXICATED

People Involved:

Involvement	Name / Address	Sex / Race Phone/ Cell Phone	DOB/ AGE	Citation/Charge/Offense Caution	Date Officer
Complainant	ANONYMOUS, XX XXX VALE, OR			DRIVING COMPLAINT	1/31/2015 BELNAP
Mentioned	APPLEGATE, TODD 1578 JAMES LN VALE, OR			DRIVING COMPLAINT	1/31/2015 BELNAP
Mentioned	BATES, Michael S 704 SMITH Dr VALE, OR			DRIVING COMPLAINT	1/31/2015 BELNAP
Mentioned	CRANE, Nichole R 815 HAUL RD VALE, OR	F W		DRIVING COMPLAINT	1/31/2015 BELNAP
Suspect	HAWLEY, Matthew James 1490 Foothill Dr Vale, OR	M W		DRIVING COMPLAINT	1/31/2015 BELNAP

Officer: BELNAP

Incident Report: S201500292

Current As Of:

2/17/2015 1:54:29 PM

Property Involved:

Tag#	ID	File#	Category	Description	Location	Loss / Recovered Amt
	46967	59297	Evidence	CD with video of incident.	Case File	
						Totals --->

Vehicles Involved:

Year	Make	Model	Style	Color	Tag State	Tag Number	Owner Name	Impound/ Tow/	Fee
2009	HYUN		4D	WHI	OR		HAWLEY		

Incident Report: S201500292

Current As Of:

2/17/2015 1:54:29 PM

Continuation Report

Summary

Deputy Walker, Intoxicated driver

Mentioned

ANONYMOUS, - COMPLAINANT

XX XXX VALE OR

Phone:

DOB: Employer: Emp Phone:

BATES, Michael S - MENTIONED

704 SMITH Dr VALE OR 97918

[REDACTED]

[REDACTED] Employer: Emp Phone:

CRANE, Nichole R - MENTIONED

815 HAUL RD VALE OR 97918

[REDACTED]

[REDACTED] Employer: Emp Phone:

HAWLEY, Matthew James - SUSPECT

1490 Foothill Dr Vale OR 97918

[REDACTED]

[REDACTED] Employer: VALE SCHOOL DIST SUPR Emp Phone: 541-473-3181

Action Taken

On 1-31-15 at approximately 10:42 PM Deputy Belnap advised me of a possible intoxicated driver near the Vale cemetery. We attempted to locate the driver and were advised the vehicle was behind the residence at 815 Haul Road Vale, Malheur County, Oregon.

Deputy Belnap and I responded to the area and located a white sedan behind the residence stuck in the mud. The driver was identified as Matt Hawley. Matt was still inside his vehicle trying to get out of the mud, backing up and driving forward in an attempt to get out. I approached Matt's vehicle and asked if he would step out of his vehicle and come speak with us. Matt complied and came to our location. Immediately, as Matt walked up, I could smell an overwhelming odor of an alcoholic beverage coming from his breath. I asked Matt several questions pertaining to where, when and how much he had to drink. Matt continued to change his answer and was not cooperative.

Incident Report: S201500292

Current As Of:

2/17/2015 1:54:29 PM

Matt stated in substance that he was there because Nichole Crane lives there and she is his girlfriend. I asked Matt why he chose to park, in the back, in the mud. Matt stated that he parks there as they are trying to keep their relationship quiet. Matt seemed to think that Nichole was still inside her residence and that everything between them is going good. We explained to Matt that Nichole was in Boise and didn't want to see him and that is why she left. Matt seemed surprised at this information.

I asked Matt again about his drinking in an attempt to figure out where he began to drink. Matt again lied and was not telling us where, when or how much he drank. Matt thought it was 11-11:30 PM actual time was 9:07 PM. Matt continued his dishonesty and avoided answering questions pertaining to his intoxication level. I asked Matt how he would feel if his students found out about this incident. Matt stated his students will never know about this. I explained to Matt that he could get back on the road and at his level of intoxication he could crash hurting or killing someone and then everyone would know. Matt seemed to get aggravated. I continued attempting to get more information pertaining to Matt's drinking and driving however, he was still not cooperative.

Deputy Belnap spoke to a neighbor who witnessed Matt driving. I also spoke with the neighbor, Todd Applegate. Todd stated that Nichole was at their house all day and while there Matt texted her over 30 times (while she was getting her hair done). Nichole didn't respond as she is trying to avoid him. Matt showed up this evening and as he walked around the back of Nichole's house, Nichole left and was headed to Boise so she wouldn't have to be around Matt. Todd stated Matt was parked in the front of Nichole's house and then when he couldn't find her he drove over to Todd's asking where she was. Todd stated he could tell Matt was intoxicated. Matt then left Todd's and drove across the street to Nichole's, but this time he parked in the back. Todd watched as Matt got stuck. Matt tried for over an hour to get out of the mud but he couldn't.

Sergeant Kesey and I spoke and then again spoke with Matt. Matt stated he drank while in his vehicle at Nichole's. Sergeant Kesey looked through the window of Matt's vehicle and observed a bottle of what appeared to be hard alcohol behind the driver's seat. This concluded the DUII investigation. Sergeant Kesey gave Matt a ride to his residence in Vale.

See attached video of this incident for complete details.

Statements

Included in action taken

Evidence/Property

1 CD with video of incident. Location= Case File ID=46967 Loss\$=

Action Recommended

Officer: BELNAP

Page 4

CONFIDENTIAL
Incident: S201500292

Incident Report: S201500292

Current As Of: 2/17/2015 1:54:29 PM

Forward to Undersheriff Johnson

Date/ ID: 2/2/2015 35844 WALKER, Casey Incident: S201500292

Incident Report: S201500292

Current As Of:

2/17/2015 1:54:29 PM

Continuation Report

Summary

Deputy Belnap
Driving Complaint-Impaired Driver

Mentioned

ANONYMOUS, - COMPLAINANT
XX XXX VALE OR

Phone:

DOB: Employer: Emp Phone:

APPLEGATE, TODD - MENTIONED
1578 JAMES LN VALE OR 97918

Phone:

DOB: Employer: Emp Phone:

BATES, Michael S - MENTIONED
704 SMITH Dr VALE OR 97918

[REDACTED]

[REDACTED]

Employer: Emp Phone:

CRANE, Nichole R - MENTIONED
815 HAUL RD VALE OR 97918

[REDACTED]

[REDACTED]

Employer: Emp Phone:

HAWLEY, Matthew James - SUSPECT
1490 Foothill Dr Vale OR 97918

[REDACTED]

[REDACTED]

Employer: VALE SCHOOL DIST SUPR Emp Phone: 541-473-3181

Action Taken

On 1-31-2015, I was notified by dispatch about a impaired driver, Matt Hawley, on Haul Rd in Vale Malheur County Oregon.

I was advised he was operating a white sedan and was in the area of Nicole Crane's residence at 815 Haul Rd. I observed Deputy Walker arrive in town as I was leaving he gas station and asked if he could meet with me near Producers Livestock.

Incident Report: S201500292

Current As Of:

2/17/2015 1:54:29 PM

We met and I advised him of the complaint. While I was advising Deputy Walker of the complaint we received more information from dispatch that Mr. Hawley was yelling and revving his engine outside of Mike Bates house. I knew Mike's Bates house to be located at 704 Smith Drive in Vale. It is just a few houses away from Nicole's residence on Haul.

Deputy Walker and I responded to the area. As we turned towards Mike's residence I noticed a vehicle's headlights from the rear of Nicole's house shining. We continued and checked the area and found no vehicle near Mike Bates house. We then returned to Nicole's house and drove up and noticed a white car that was stuck in the mud on the side of her house.

The operator was moving the vehicle back and forth in an attempt to get unstuck. It seemed to be only making things worse and it appears the operator was about to back into a red trailer if they kept it up.

Deputy Walker stepped out and motioned for the operator to stop which he did. The driver, Matt Hawley, then stepped out and began talking with Deputy Walker in front of our patrol cars. I was a few feet away from Mr. Hawley and could smell an overwhelming odor of an alcoholic beverage coming from his person as he spoke with Deputy Walker.

Deputy Walker was asking Mr. Hawley questions about his reason for being on the property and about the level of intoxication he was observing. Mr. Hawley was very vague and evasive with his responses and would not give a straight answer. He would say he wasn't drinking and that he was on "private property". When questioned about drinking he would respond or would repeat the question. He never would give a straight answer about when he had consumed alcohol.

Mr. Hawley did state in substance during our contact he was there seeing his girlfriend, Nicole Crane, (Niki) and he usually stays with her on the weekends.

I had dispatch try to contact Nicole to see if he was even supposed to be on the property. The neighbor, Todd Applegate, came over while I was back at my car and said Mr. Hawley had been at his house looking for Nicole but he told him she was not there. Todd stated he believed Mr. Hawley was intoxicated at this point. He got upset and left in his car driving over to Nicole's house where he then got stuck.

Todd continued saying Nicole was there but she was avoiding him because she didn't want to see him. He said Mr. Hawley would not stop texting and calling Nicole's phone and is basically "stalking" her at this point.

Deputy Walker was trying to determine not if but where Mr. Hawley had been drinking. Mr. Hawley first states he drank at home. Then he said he didn't once Deputy Walker said he drank

Incident Report: S201500292

Current As Of:

2/17/2015 1:54:29 PM

and the drove up here. Mr Hawley then changes his story to he drank once he got here. (Nicoles residence)

At one point, Mr. Hawley becomes defensive referring to a "DUII watch list" he was put on. He advised his daughter called him and told him he was put on the list. He told Deputy Walker he had better have a good reason to put him on this list. After this exchange, he then states he had not drank, "How bout that". Mr. Hawley was not aware of the current time. He believed it was about 11:30. The actual time was around 9:00.

Mr. Hawley states he had been there around an hour. He continued by saying he has a relationship he dont want everyone to know about. (referring to he and Nicole)

When I questioned him about his contact with Todd. He said my account was incorrect. He said he stopped by to see if Niki was there. Mr. Hawley said they have been seeing each other for two years. Later in the conversation he says they have been dating for 1 1/2 years and they stay together every weekend so its not in everyones view.

Sgt Kesey arrives on scene and attempts to get the same information Deputy Walker had already tried. He goes through many of the same questions. Sgt Kesey questions him and he again becomes evasive. Sgt Kesey looks into Mr. Hawley's his car at one point and observes a bottle of alcohol.

Mr. Hawley's car was secured and Sgt Kesey gave him a ride home.

Incident Report: S201500292

Current As Of:

2/17/2015 1:54:29 PM

Statements

Evidence/Property

Action Recommended

Date/ ID: 2/5/2015 46967

BELNAP, Brian

Incident: S201500292

Officer's Signature: _____

Date: _____