

## **CITY OF RYE**

### **NOTICE**

The City Council will hold a Special Meeting on Monday, June 24, 2013, beginning at 7:30 p.m. in Council Chambers at City Hall.

### **AGENDA**

1. Pledge of Allegiance.
2. Roll Call.
3. Presentation by All City Management Services (ACMS) for the outsourcing of school crossing guard services.
4. Appeal of denial of FOIL request by Timothy Chittenden.
5. Adjournment.

\* \* \* \* \*

The next regular meeting of the City Council will be held on Wednesday, July 10, 2013 at 8:00 p.m. The meeting will be preceded by a Workshop on the Rye Golf Club with members of the Rye Golf Club Commission and the Rye Golf Club Strategic Committee beginning at 7:00 p.m.

\*\* City Council meetings are available live on Cablevision Channel 75, Verizon Channel 39, and on the City Website, indexed by Agenda item, at [www.ryeny.gov](http://www.ryeny.gov) under "RyeTV Live".

\* Office Hours of the Mayor by appointment by emailing [dfrench@ryeny.gov](mailto:dfrench@ryeny.gov).



# CITY COUNCIL AGENDA

NO. 3

DEPT.: City Manager

DATE: June 24, 2013

CONTACT: Scott Pickup, City Manager

**AGENDA ITEM:** Presentation by All City Management Services (ACMS) for the outsourcing of school crossing guard services.

**FOR THE MEETING OF:**

June 24, 2013

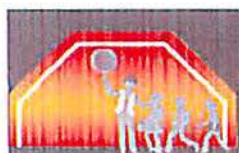
**RYE CITY CODE,  
CHAPTER  
SECTION**

**RECOMMENDATION:** That the Mayor and Council review the outsourcing proposal of school crossing guard services.

**IMPACT:** ☐ Environmental ☒ Fiscal ☒ Neighborhood ☐ Other:

**BACKGROUND:** A proposal has been put forward to outsource the school crossing guard services to All City Management Services (ACMS) who would assume all responsibility for crossing guard services, including recruitment, training, background checks, equipment, supervision, and management. ACMS carries its own liability insurance coverage; their rates represent the crossing guards' salaries plus all operating costs.

See attached documentation.



# ALL CITY MANAGEMENT SERVICES

## The Crossing Guard Company

[Home](#)
[About Us](#)
[Contact Us](#)
[Client Resources](#)
[Supervisors](#)
[Employees](#)


## About Us

All City Management Services (ACMS), founded in 1985, maintains its Corporate Headquarters in California. Since our inception we have limited the scope and focus of the company to School Crossing Guards. It is our commitment to limiting our operations to School Crossing Guards that has helped us emerge as "The" Crossing Guard Company.

The core of our business was built on assuming responsibility for the task and challenges of successfully privatizing and managing School Crossing Guard Programs. Having successfully privatized over 130 Crossing Guard programs, chief among our immediate goals in this process is to engineer a seamless transition from public to private management. The continuity of the Crossing Guards' employment is a key component of this seamless transition. We value the experiences and understanding of the Crossing Guards currently working in each program we privatize. Much of our success with individual programs is a result of the experience and knowledge Crossing Guards bring to our management.

In our typical contractual arrangement we relieve clients of the responsibilities and concerns of managing a Crossing Guard program which include personnel recruitment, background clearance, training, payroll functions, administrative support, providing substitutes, supervision, investigating complaints, problem resolution, communicating with schools and site safety inspections.

Through our decentralized mode of operations we have learned to effectively manage programs under a variety of circumstances and demographics. Your location or the size of your program matter not, as we essentially transport our management, training and experience to your Crossing Guard program. Each Crossing Guard program we have taken on has brought a unique set of issues and challenges. The heart of our success has been our ability to articulate these challenges and experiences into our training, policies and procedures to benefit Crossing Guards in other cities, towns and communities we service nationwide.

ACMS maintains a comprehensive General Liability Insurance and Worker's Compensation Insurance to cover our clients and employees. While risk is an evasive concept, we bring to each program 25 years of risk assessment. We have developed safety and training standards that have helped us to significantly reduce the risk and incidence of accidents involving our Crossing Guards, pedestrians and ultimately the agencies we service.

[About Us Overview](#)  
[Benefits](#)  
[News Articles](#)  
[CrossTalk Newsletter](#)  
[Crossing Guards of the Year](#)  
[Compliments and Concerns](#)  
[Frequently Asked Questions](#)



Our clients include:



© 2010 The Crossing Guard Company. All Rights Reserved.

[Home](#) | 
 [About Us](#) | 
 [Clients](#) | 
 [Supervisors](#) | 
 [Employees](#) | 
 [Contact Us](#) | 
 [Employment](#)



## ALL CITY MANAGEMENT SERVICES

*The Crossing Guard Company*

[Home](#)[About Us](#)[Contact Us](#)[Client Resources](#)[Supervisors](#)[Employees](#)

### Summary of Benefits

- Professionally Managed Program
- Relieving Staff Personnel of Crossing Guard Duties
- On-going Crossing Guard Training
- Liability Risk Reduction
- Elimination of Site Vacancies
- Professional Liaison with Parents and School Districts
- Coordination of School Schedules with Guard Personnel
- Comprehensive General Liability Insurance Coverage
- Professional Training and Certification
- Safety Assemblies at Schools
- Local Supervision and Response to Problems
- Individual Acknowledgment through Crossing Guard Awards Program
- Safety Checks at each Intersection
- Crossing Guard Background Checks
- Worker's Compensation Insurance Coverage
- Program Problem Resolution

[About Us Overview](#)[Benefits](#)[News Articles](#)[CrossTalk Newsletter](#)[Crossing Guards of the Year](#)[Compliments and Concerns](#)[Frequently Asked Questions](#)

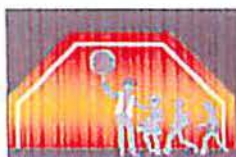
Our clients  
include:



© 2010 The Crossing Guard Company. All Rights Reserved.

[Home](#) | [About Us](#) | [Clients](#) | [Supervisors](#) | [Employees](#) | [Contact Us](#) | [Employment](#)





# ALL CITY MANAGEMENT SERVICES

## The Crossing Guard Company

[Home](#)
[About Us](#)
[Contact Us](#)
[Client Resources](#)
[Supervisors](#)
[Employees](#)


## Frequently Asked Questions

### Will our current Crossing Guards keep their jobs?

Yes, our goal is to maintain the jobs and site assignments for all current Crossing Guards.

### How long does it take to transfer over the Crossing Guard program?

Once all contractual agreements are completed, we conduct a 3-4 hour orientation and processing meeting. At the conclusion of this meeting the transfer is complete.

### Do you bring in Guards from other areas?

No we typically recruit and hire from the local community.

### Why do you need to know the wages of the current Crossing Guards?

To maintain their wages and incorporate them into our pricing.

### Will you call on the city to staff positions if you cannot?

No, we will bring all available resources to handle staffing challenges and are contractually bound to staff them.

### What role does the city play once we privatize the program?

Minimal, we handle all aspects of the program but some agencies may want to maintain a role in the program.

### How are problems and complaints handled?

We investigate and log all complaints and their resolution.

### What kind of Insurance do we have?

Worker's Compensation Insurance and General Liability Insurance.

### What happens if a Crossing Guard is injured?

They are treated by any local medical facility and an Incident Report is completed and forwarded to our client.

### What is the term of the initial contract?

Typically from a 1 year up to a 5 year term, depending on our clients' preference.

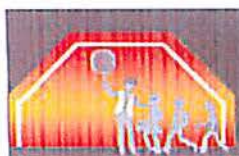
[About Us Overview](#)
[Benefits](#)
[News Articles](#)
[CrossTalk Newsletter](#)
[Crossing Guards of the Year](#)
[Compliments and Concerns](#)
[Frequently Asked Questions](#)


Our clients  
include:



© 2010 The Crossing Guard Company. All Rights Reserved.

[Home](#) | [About Us](#) | [Clients](#) | [Supervisors](#) | [Employees](#) | [Contact Us](#) | [Employment](#)



## ALL CITY MANAGEMENT SERVICES

### The Crossing Guard Company

[Home](#)
[About Us](#)
[Contact Us](#)
[Client Resources](#)
[Supervisors](#)
[Employees](#)

[Client Resources](#)
[Compliments and Concerns](#)


### Resources for our Clients

One of the primary goals of our website is to provide all ACMS Clients with online and immediate access to information and all the documents related to our service agreement. The documents clients can view and print include:

- General Liability Insurance Certificates
- Worker's Compensation Insurance Certificates
- Current Contract for Services
- Client Worksheets (details the hours and annual program cost)
- Matrix of site locations (details the locations served)

To login and access this information you must first obtain a user name and password. [Click here](#) to complete a request for your login information. Clients may also request login credentials by calling the Corporate Office at (800.540.9290) or emailing [info@thecrossingguardcompany.com](mailto:info@thecrossingguardcompany.com).

We also encourage our clients to use the Compliments and Concerns tab to communicate concerns, questions, provide feedback or comments about the Crossing Guard program or the Crossing Guards.

### Announcements

No announcements are currently posted.

Our clients include:



© 2010 The Crossing Guard Company. All Rights Reserved.

[Home](#) | [About Us](#) | [Clients](#) | [Supervisors](#) | [Employees](#) | [Contact Us](#) | [Employment](#)



# CITY COUNCIL AGENDA

NO. 4

DEPT.: City Manager

DATE: June 24, 2013

CONTACT: Scott Pickup, City Manager

**AGENDA ITEM:** Appeal of denial of FOIL request by Timothy Chittenden.

**FOR THE MEETING OF:**

June 24, 2013

**RYE CITY CODE,  
CHAPTER  
SECTION**

**RECOMMENDATION:** That the Council make a decision on the FOIL appeal.

**IMPACT:** ☐ Environmental ☐ Fiscal ☐ Neighborhood ☐ Other:

**BACKGROUND:** The FOIL Request was for “copies of all reports, cad dispatch reports, accident reports, incident reports, arrest reports, Vehicle and Traffic summons issued, supplemental reports, drug screening reports, inventory reports and all other reports with regard to the 12/23/2010 accident at City Manager Pickup's house.”

The requestor was provided with twenty-two (22) documents but is appealing based on the belief that not all of the records were provided and that redactions were made to the documents.

See attached documentation.

**From:** Timothy Chittenden [mailto:timothychittenden@mac.com]  
**Sent:** Thursday, February 21, 2013 10:43 AM  
**To:** Connors, William R.  
**Subject:** E-Mail FOIL Request Re: Accident at Pickup's house

**REQUEST FOR RECORDS BY E-MAIL**

**FOIL REQUEST**

**Dear Records Access Officer of the City of Rye:**

**(1) Please email the following records if possible:**

Copies of all reports, cad dispatch reports, accident reports, incident reports, arrest reports, Vehicle and Traffic summons issued, supplemental reports, drug screening reports, inventory reports and all other reports with regard to the 12/23/2010 accident at City Manager Pickup's house.

**(2) Please advise of the appropriate time during normal business hours for inspecting the following records prior to obtaining copies:**

Copies of all reports, cad dispatch reports, accident reports, incident reports, arrest reports, Vehicle and Traffic summons issued, supplemental reports, drug screening reports, inventory reports and all other reports with regard to the 12/23/2010 accident at City Manager Pickup's house.

**(3) Please inform me of the cost of providing paper copies of the following records:**

Copies of all reports, cad dispatch reports, accident reports, incident reports, arrest reports, Vehicle and Traffic summons issued, supplemental reports, drug screening reports, inventory reports and all other reports with regard to the 12/23/2010 accident at City Manager Pickup's house.

(4) If all the requested records cannot be emailed to me, please inform me by email of the portions that can be emailed and advise me of the cost for reproducing the remainder of the records requested (\$0.25 per page or actual cost of reproduction).

(5) If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

(6) If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.

If it is necessary to modify my request, and an email response is not preferred, please contact me at the following telephone number: (914) 497-8469.

If for any reason any portion of my request is denied, please inform me of the reasons for the denial in writing and provide the name, address and email address of the person or body to whom an appeal should be directed.

Name: Timothy Chittenden





William R. Connors  
*Police Commissioner*

## POLICE DEPARTMENT

City of Rye, New York

21 McCullough Place

Rye, N. Y. 10580

Phone: (914) 967-1234

FAX: (914) 967-8341



June 4, 2013

Mr. Timothy Chittenden  
2 Hammond Road  
Rye, New York 10580

Dear Mr. Chittenden:

Your request under the Freedom of Information Law (F.O.I.L.) captioned "Re: Accident at Pickup's House" requesting "Copies of all reports, cad dispatch reports, accident reports, incident reports, arrest reports, Vehicle and Traffic summons issued, supplemental reports, drug screening reports, inventory reports and all other reports with regard to the 12/23/2010 accident at City Manager Pickup's house" has been reviewed.

Twenty-two (22) documents have been located that are responsive to this request. Copies are attached.

You may file an appeal of this determination if you so desire the Rye City Council, 1051 Boston Post Road, Rye, New York 10580, telephone number (914) 967-5400.

Very truly yours,

A handwritten signature in cursive script that reads "William R. Connors".

William R. Connors  
Police Commissioner

**[REDACTED]**  
F11ZPATRICK.BRYAN DOB 10/31/66 1/20/11  
-- 65 GLEN OAKS DRIVE ARR.11-00007 --  
RYE.NY CPCS 7

**CITY COURT  
CITY OF RYE  
COUNTY OF WESTCHESTER**

**MISDEMEANOR COMPLAINT**

**THE PEOPLE OF THE STATE OF NEW YORK  
-against-**

**BRYAN FITZPATRICK 65 Glen Oaks Drive Rye, NY 10580**

**10/31/1986**

**Defendant**

Be it known that the complainant herein P.O. Mauricio Gomez of the City of Rye Police Department Westchester County, New York, accuses the defendant named above of the following offense committed at 125 Osborn Road, City of Rye, New York on December 23, 2010 between 2:40 a.m. and 3:00 a.m.

**COUNT ONE : The Offense of RECKLESS ENDANGERMENT OF PROPERTY, a violation of Penal Law PL145.25 (a class B misdemeanor)**

The Defendant at the above date, time and place did recklessly engage in conduct which created a substantial risk of damage to the property of another person in an amount exceeding two hundred fifty dollars.

To wit: The defendant at the above date, time and place, did cause damage to the residence located at 125 Osborn Road when he recklessly operated his car on a roadway that was clean and free of any debris, by failing to stop at a stop sign at the intersection of Osborn Road and Theall Road, and by failing to stop his vehicle before it struck the front of the residence, causing damage to the window and the exterior and interior walls of the house as well as the furniture in the living room, in the amount of approximately \$39, 000.00.

The above allegations of fact are made by the complainant herein on direct knowledge and upon information and belief, with the sources of complainant's information and the grounds for his or her belief being personal observations and the owner's deposition of Scott Pickup attached hereto and made a part hereof.

**NOTICE: PURSUANT TO THE PENAL LAW, SECTION 210.45, IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN.**

July 15, 2011

  
P.O. Mauricio Gomez



**POLICE DEPARTMENT**  
City Of Rye, New York

**NOTICE:** Pursuant to the Penal Law, Section 210.45, it is a Crime punishable as a Class A Misdemeanor to knowingly make a false statement herein.

CITY OF RYE )  
COUNTY OF WESTCHESTER ) ss  
STATE OF NEW YORK )

I SCOTT PICKUP of 125 OSBORN ROAD RYE  
Name Address: No. Street City

Do hereby state the following to be the truth, the whole truth and nothing but the truth, which statement I make voluntarily without any threat or harm or promise of immunity from punishment, so help me god.

PROPERTY DAMAGE 125 OSBORN

THE RE-CONSTRUCTION OF PHYSICAL DAMAGE TO  
THE EXTERIOR AND INTERIOR OF 125 OSBORN IS  
NOT COMPLETE, BUT THE CURRENT ESTIMATE FOR  
REPAIR FOR PROPERTY DAMAGE TO THE HOUSE  
IS APPROXIMATELY \$39K, TO THE EXTERIOR  
PATH, LAWN + LANDSCAPING \$10K, AND THE  
CONTENTS APPROXIMATELY \$24K.

FULL REIMBURSEMENT FROM INSURANCE IS NOT  
ASSURED, AND I WOULD SEEK PROPERTY DAMAGE  
RESTITUTION FROM THE DRIVER DUE TO THE  
LARGE FINANCIAL EXPOSURE.

Sworn to before me this 4th day  
of APRIL 2011

[Signature]  
Police Justice Notary Public  
City of Rye Westchester County

Signed: [Signature]

Date: 4/4/11



New York State Department of Motor Vehicles  
**POLICE ACCIDENT REPORT**  
 MV-104A (8/04)  
 DMV COPY

Local Code: 10-15877

☐ AMENDED REPORT

DMV COPY

1	Accident Date 12/23/2010	Day of Week Thurs	Approx. Time 0303	No. of Vehicles 1	No. Injured 0	No. Killed 0	Not Investigated at Scene <input type="checkbox"/>	Left Scene <input type="checkbox"/>	Police Photos <input type="checkbox"/>	20					
2	VEHICLE 1 License ID Number: 732 740 247 Driver Name - exactly as printed on license: Fitzpatrick Bryan M Address (Include Number & Street): 65 Glen Oaks Dr. City or Town: Rye State: NY Zip Code: 10580				VEHICLE 2 License ID Number: _____ Driver Name - exactly as printed on license: _____ Address (Include Number & Street): _____ City or Town: _____ State: _____ Zip Code: _____						21				
3	Date of Birth: 10/31/88 Sex: M Unlicensed <input checked="" type="checkbox"/> No. of Occupants: 1 Public Property Damaged <input type="checkbox"/>				Date of Birth: _____ Sex: _____ Unlicensed <input type="checkbox"/> No. of Occupants: _____ Public Property Damaged <input type="checkbox"/>						22				
4	Name - exactly as printed on registration: Fitzpatrick Bryan M M Date of Birth: 10/31/88 Address (Include Number & Street): 65 Glen Oaks Dr. Apt. No.: _____ City or Town: Rye State: NY Zip Code: 10580				Name - exactly as printed on registration: _____ Sex: _____ Date of Birth: _____ Address (Include Number & Street): _____ Apt. No.: _____ City or Town: _____ State: _____ Zip Code: _____						23				
5	Plate Number: NYE 2948 State of Reg: NY Vehicle Year & Make: 2010 Neko SW 016 Ticket/Arrest Number(s): BC9271883 / BC9271894 Violation Section(s): 1172a / 1180a				Plate Number: _____ State of Reg: _____ Vehicle Year & Make: _____ Vehicle Type: _____ Ins. Code: _____ Ticket/Arrest Number(s): _____ Violation Section(s): _____						24				
6	Check if involved vehicle is: <input type="checkbox"/> more than 95 inches wide; <input type="checkbox"/> more than 34 feet long; <input type="checkbox"/> operated with an overweight permit; <input type="checkbox"/> operated with an overdimension permit.				Check if involved vehicle is: <input type="checkbox"/> more than 95 inches wide; <input type="checkbox"/> more than 34 feet long; <input type="checkbox"/> operated with an overweight permit; <input type="checkbox"/> operated with an overdimension permit.				Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.			25			
7	VEHICLE 1 DAMAGE CODES Box 1 - Point of Impact: 2 2 Box 2 - Most Damage: 1 3 4 Enter up to three more Damage Codes: _____ Vehicle Towed: By Hannigan To: _____				VEHICLE 2 DAMAGE CODES Box 1 - Point of Impact: 1 2 Box 2 - Most Damage: _____ Enter up to three more Damage Codes: 3 4 5 Vehicle Towed: By _____ To: _____				ACCIDENT DIAGRAM 			26			
VEHICLE DAMAGE CODING: 1-13. SEE DIAGRAM ON RIGHT. 14. UNDERCARRIAGE 17. DEMOLISHED 15. TRAILER 18. NO DAMAGE 16. OVERTURNED 19. OTHER								Cost of repairs to any one vehicle will be more than \$1000. <input type="checkbox"/> Unknown/Unable to Determine <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			27				
Reference Marker: _____ Coordinates (if available): _____ Latitude/Northing: _____ Longitude/Easting: _____				Place Where Accident Occurred: County: Westchester City/Village/Town of: Rye Road on which accident occurred: Osborn Road at 1) intersecting street: _____ (Route Number or Street Name) or 2) _____ of _____ (Route Number or Street Name) Feet Mins (Milepost, Nearest Intersecting Route Number or Street Name)							28				
Accident Description/Officer's Notes: Driver of vehicle states that as he was traveling S/B on Theal Rd. he was unable to stop at the stop sign @ Osborn Rd. due to sand and other debris in the roadway. He then went over the sidewalk through a fence and struck and damaged the house @ 125 Osborn Rd. Vehicle 1 pushed in the front of the house.											29				
Names of all involved: Bryan M Fitzpatrick Date of Death Only: _____											30				
Officer's Rank and Signature: [Signature] Print Name: [Name]				Badge/ID No.: 35		NCIC No.: 059 0500		Precinct/Post Troop/Zone: 3		Station/Beat/Sector: Rye		Reviewing Officer: [Signature]		Date/Time Reviewed: 12/23/10 0146	

FS-20

**GEICO** getco.com NEW YORK STATE INSURANCE IDENTIFICATION CARD

Policy Number [REDACTED] Effective Date 03/24/2010 Expiration Date 12:01 A.M. (12:01 A.M.)

An authorized NEW YORK insurer has issued an Owner's Policy of Liability Insurance complying with Article 6 (Motor Vehicle Financial Security Act) of the NEW YORK Vehicle and Traffic Law to:

FITZPATRICK, BRYAN, M

65 GLEN OAKS DR  
RYE NY 10580

Name & Address of Issuer:

GEICO INDEMNITY COMPANY  
One GEICO Plaza,

Washington, DC 20076-0001

(Not acceptable to obtain registration after 45 days from effective date.)

Applicable with respect to the following Motor Vehicle:

2010 M BENZ C300  
Year Make Model

WDDGF8BB1AR111783

Vehicle Identification Number

Company Code: 100

Keep this document to show to the police and courts.

NEW YORK STATE REGISTRATION DOCUMENT

PAS  
EXE2948  
2010 ME/BE  
4DSD WH  
003636 G 6  
WDDGF8BB1AR111783  
NONTRANSFERABLE  
FE644263 MAR 24 2010  
TTH MLADEB  
RYE  
65 GLEN OAKS DR  
PATRICK, BRYAN, M  
NY 10580  
29.50  
33/23/12  
NYMA\*

FE644263 WORD IF ALTERED EXCEPT FOR ADDRESS  
239.00  
ANNUAL CREG  
AIR TAX AND REGISTRATION



FS-20

**GEICO** getco.com NEW YORK STATE INSURANCE IDENTIFICATION CARD

Policy Number [REDACTED] Effective Date 04/03/2010 Expiration Date 12:01 A.M. (12:01 A.M.)

An authorized NEW YORK insurer has issued an Owner's Policy of Liability Insurance complying with Article 6 (Motor Vehicle Financial Security Act) of the NEW YORK Vehicle and Traffic Law to:

FITZPATRICK, BRYAN, M

65 GLEN OAKS DR  
RYE NY 10580

Applicable with respect to the following Motor Vehicle:

2010 M BENZ C300  
Year Make Model

WDDGF8BB1AR111783

Vehicle Identification Number

Company Code: 100

Washington, DC 20076-0001

One GEICO Plaza,  
GEICO INDEMNITY COMPANY



0929-0929 01/11/11 MSGID# bd32c4a1-1d8d-11e0-864e-b1b1b1b1b1b1 PART 1 OF 1  
KWPY FL25 KWP KCAR  
00001 FILE 25 WESTCHESTER COUNTY DPS  
TO ALL WESTCHESTER COUNTY PDS AND CARMEL PD  
JAN 11-11

TODAYS UPDATE TO THE RICI LAW TABLE HAS BEEN COMPLETED TO ADD THE NEW LAWS THAT  
WENT INTO EFFECT ON 01/01/11. AT THIS TIME ALL AGENCIES MUST LOG OUT,  
RE-START AND LOG BACK IN TO BOTH THE RICI LIVE AND THE RICI TEST APPLICATIONS  
IN ORDER FOR THE UPDATE TO TAKE EFFECT.

AUTH LT MELITI  
OPER - MASELLI, PETER

0919

CO MASELLI



## New York State Arrest Report

Page 1 of 2

NYSID No. 99999999J

Arresting Agency: Rye PD NY0590800

Precinct:

FBI No: 99999999J

OBTS No. 99999999J

Arrest No. B11-00007

## ARRESTEE

Name (Last, First, MI): Fitzpatrick, Bryan, M  
Alias/Maiden (L, F, M)

Cautions:

Street Address 65 Glen Oaks Dr

Phone No: [REDACTED]

City, State, Zip: Rye, NY 10580

Bus. Phone:

Date of Birth: 10/31/86

Arrest Age: 24

Sex: M

Race: White

Ethnic: Not Hispanic Origin

Height: 5' 7"

Weight: 160

Hair:

Eyes:

Skin: Light

Marital Status: Single

Occupation: Miscellaneous

Build: Medium

Social Security: 999-99-9999

Residence: Resident

Place of Birth: White Plains, NY

## ARREST

Type: Crime in Progress

Date: 01/20/11

Time: 14:00

Place of Arrest: 21 McCullough Pl, Rye NY

☒ FingerPrinted

Arresting Officer: Cancel, Joseph

ID No. 11

☒ Photographed

Assisting Officer: None

ID No.

Miranda Officer:

Date:

Time:

Weapons: None/Not Applicable

Ball Total: \$0.00

Arraignment Court: Rye City Court

Date:

Time:

Judge:

## CHARGES

Of Incident: P10-03101 Location: Rye, NY

Date: 12/23/2010 Time: 03:03 # Offenders: 2 # Victims: 1

From Dispatch: report of a motor vehicle accident, vehicle struck residence at 125 osborn rd, EMS, FD notified.  
PO Anfuso, Gomez dispatched

On above mentioned date and time I was dispatched to a call of a motor vehicle accident. The vehicle had left the roadway and struck the house at 125 Osborn rd. Upon arrival I noticed a large amount of damage to the front of the house and then saw a vehicle laying on its side with the front wind screen shattered. Myself and Sgt. Craig were able to locate the driver of the vehicle sitting on the front steps of the damaged house. Driver stated that he was ok. We then spoke to the residents they also confirmed that everyone in the house was ok. EMS, Rye FD and Hannigans Towing were dispatched to they scene. EMS checked the driver for injuries and for signs of intoxication which both came back negative. Driver was asked to submit to a breath test using the Alco-sensor which he agreed to. Field test came back as negative for impairment from alcohol. The Fire Department was able to make the scene safe. Con Edison was also contacted to check the scene due to damage to the house with close proximity to the houses gas line. DEC was contacted due to the fluid spill from the damaged vehicle into the lawn of 125 Osborn Rd. (DEC spill #1010085) City of Rye Building Inspector Vincent Tamburro was contacted and dispatched to the scene to inspect the homes condition to determine its structural integrity to allow residents to remain. Commissioner Connors also was on scene. An inspection of the crash site revealed that there were no skid marks and the roadway was clean, dry and free from any debris. Photos were taken of the scene by Sgt. Craig.

I transported the driver of the vehicle to police HQ in RMP#11 for further investigation. During the transport into HQ the driver was speaking to me and still I was unable to smell the odor of alcoholic beverage on his breath. Due to the temperature outside myself and PO Anfuso conducted a second field sobriety test using the Alco-sensor in the lobby of Police HQ which confirmed the first field test, negative for impairments from alcohol. The driver was allowed to call his father to come pick him up. The driver was issued two summonses and released.

The tow truck arrived on scene to remove the vehicle from the front yard of 125 Osborn rd. Vehicle was towed out from the yard and was inventoried by Sgt Craig and PO Anfuso. In the front center drivers console a cigarette pack that was taped shut was found containing a quantity of 49, 2mg. pills later to be determined to be "Alprazolam" a barbituate drug. Upon further inventory of the vehicle two other types of pills were found in the front driver side door panel compartment in zip-lock type bags. 1- 20mg. pill identified as "Floaxetine" also a barbituate and 1-unknown dosage size pill identified as "Naltrexone" a narcotic blocker. All pills were bagged and placed into evidence locker #5. Vehicle was towed to Hannigans Impound yard.

Party Turned himself into Rye Police HQ on Warrant issued for his arrest. See Cad # 11-884.

Law Book	Article/Section	Sub	Class	Col	Deg	Alt	Name of Offense	Counts	NCIC Code	<input checked="" type="checkbox"/> Fingerprintable
PL	75 220.03		A	M	7	C	CRIM POSS CONTRL SUBST	1	19	Ball: \$0.00

Warrant None

Arrest\_R\_NY © 2003-2007 Archonix Systems, LLC. All Rights Reserved. V09 19

Tuesday, January 25, 2011



Victim/Owner: fitzpatrick, bryan, m	Quantity	Units	Value
Property Type Drugs/Narcotics	49	Milligram	\$1.00
Drug Type: Barbiturates (Phenobarbital, Pentobarbital, etc.) Serial No.			
49-Alprazolam			
Involvement: Seized	Thursday, December 23, 2010	49	\$1.00

**Narrative**

From Dispatch: report of a motor vehicle accident, vehicle struck residence at 125 osborn rd, EMS, FD notified. PO Anfuso, Gomez dispatched

On above mentioned date and time I was dispatched to a call of a motor vehicle accident. The vehicle had left the roadway and struck the house at 125 Osborn rd. Upon arrival I noticed a large amount of damage to the front of the house and then saw a vehicle laying on its side with the front wind screen shattered. Myself and Sgt. Craig were able to locate the driver of the vehicle sitting on the front steps of the damaged house. Driver stated that he was ok. We then spoke to the residents they also confirmed that everyone in the house was ok. EMS, Rye FD and Hannigans Towing were dispatched to they scene. EMS checked the driver for injuries and for signs of intoxication which both came back negative. Driver was asked to submit to a breat test using the Alco-sensor which he agreed to. Field test came back as negative for impairment from alcohol. The Fire Department was able to make the scene safe. Con Edison was also contacted to check the scene due to damage to the house with close proximity to the houses gas line. DEC was contacted due to the fluid spill from the damaged vehicle into the lawn of 125 Osborn Rd. (DEC spill #1010085) City of Rye Building Inspector Vincent Tamburro was contacted and dispatched to the scene to inspect the homes condition to determine its structural integrity to allow residents to remain. Commissioner Connors also was on scene. An inspection of the crash site revealed that there were no skid marks and the roadway was clean, dry and free from any debris. Photos were taken of the scene by Sgt. Craig.

I transported the driver of the vehicle to police HQ in RMP#11 for further investigation. During the transport into HQ the driver was speaking to me and still I was unable to smell the odor of alcoholic beverage on his breath. Due to the temperature outside myself and PO Anfuso conducted a second field sobriety test using the Alco-sensor in the lobby of Police HQ which confirmed the first field test, negative for impairments from alcohol. The driver was allowed to call his father to come pick him up. The driver was issued two summonses and released.

The tow truck arrived on scene to remove the vehicle from the front yard of 125 Osborn rd. Vehicle was towed out from the yard and was inventoried by Sgt Craig and PO Anfuso. In the front center drivers console a cigarette pack that was taped shut was found containing a quantity of 49, 2mg. pills later to be determined to be "Alprazolam" a barbituate drug. Upon further inventory of the vehicle two other types of pills were found in the front driver side door panel compartment in zip-lock type bags. 1- 20mg. pill identified as "Floxedine" also a barbituate and 1-unknown dosage size pill identified as "Naltrexone" a narcotic blocker. All pills were bagged and placed into evidence locker #5. Vehicle was towed to Hannigans impound yard.

Party Turned himself into Rye Police HQ on Warrant issued for his arrest. See Cad # 11-884.

Inquiries: ☐ DMV ☐ Scoff ☐ Stolen Property ☐ NYSPIN Msg. No.  
☐ Wanted ☐ Criminal History ☐ Other

Complainant Signature: \_\_\_\_\_

☒ Complainant Signed

Reporting Officer Signature: \_\_\_\_\_

ID: 5

Michael C Anfuso

Reviewing Officer Signature: \_\_\_\_\_

ID: 5

Scott J Craig

# New York State Arrest Report

Page 1 of 2

NYSID No. 99999999J

Arresting Agency: Rye PD NY0590800

Precinct:

FBI No: 99999999J

OBTs No. 99999999J

Arrest No. B11-00007

## ARRESTEE

Name (Last, First, MI): Fitzpatrick, Bryan, M

Cautions:

Alias/Maiden (L, F, M)

Street Address 65 Glen Oaks Dr

Phone No: [REDACTED]

City, State, Zip: Rye, NY 10580

Bus. Phone:

Date of Birth: 10/31/86

Arrest Age: 24

Sex: M

Race: White

Ethnic: Not Hispanic Origin

Height: 5' 7"

Weight: 160

Hair:

Eyes:

Skin: Light

Marital Status: Single

Occupation: Miscellaneous

Build: Medium

Social Security: 999-99-9999

Residence: Resident

Place of Birth: White Plains, NY

## ARREST

Type: Warrant

Date: 01/20/11

Time: 14:00

Place of Arrest: 21 McCullough Pl, Rye NY

☐ Fingerprinted

Arresting Officer: None

ID No.

☐ Photographed

Assisting Officer:

ID No.

Miranda Officer:

Date:

Time:

Weapons:

Bail Total: \$0.00

Arraignment Court: Rye City Court

Date:

Time:

Judge:

## CHARGES

Of Incident: P10-03101 Location: Rye, NY

Date: 12/23/2010 Time: 03:03 # Offenders: 2 # Victims: 1

From Dispatch: report of a motor vehicle accident, vehicle struck residence at 125 osborn rd, EMS, FD notified. PO Anfuso, Gomez dispatched

On above mentioned date and time I was dispatched to a call of a motor vehicle accident. The vehicle had left the roadway and struck the house at 125 Osborn rd. Upon arrival I noticed a large amount of damage to the front of the house and then saw a vehicle laying on its side with the front wind screen shattered. Myself and Sgt. Craig were able to locate the driver of the vehicle sitting on the front steps of the damaged house. Driver stated that he was ok. We then spoke to the residents they also confirmed that everyone in the house was ok. EMS, Rye FD and Hannigans Towing were dispatched to they scene. EMS checked the driver for injuries and for signs of intoxication which both came back negative. Driver was asked to submit to a breath test using the Alco-sensor which he agreed to. Field test came back as negative for impairment from alcohol. The Fire Department was able to make the scene safe. Con Edison was also contacted to check the scene due to damage to the house with close proximity to the houses gas line. DEC was contacted due to the fluid spill from the damaged vehicle into the lawn of 125 Osborn Rd. (DEC spill #1010085) City of Rye Building Inspector Vincent Tamburro was contacted and dispatched to the scene to inspect the homes condition to determine its structural integrity to allow residents to remain. Commissioner Connors also was on scene. An inspection of the crash site revealed that there were no skid marks and the roadway was clean, dry and free from any debris. Photos were taken of the scene by Sgt. Craig.

I transported the driver of the vehicle to police HQ in RMP#11 for further investigation. During the transport into HQ the driver was speaking to me and still I was unable to smell the odor of alcoholic beverage on his breath. Due to the temperature outside myself and PO Anfuso conducted a second field sobriety test using the Alco-sensor in the lobby of Police HQ which confirmed the first field test, negative for impairments from alcohol. The driver was allowed to call his father to come pick him up. The driver was issued two summonses and released.

The tow truck arrived on scene to remove the vehicle from the front yard of 125 Osborn rd. Vehicle was towed out from the yard and was inventoried by Sgt Craig and PO Anfuso. In the front center drivers console a cigarette pack that was taped shut was found containing a quantity of 49, 2mg. pills later to be determined to be "Alprazolam" a barbituate drug. Upon further inventory of the vehicle two other types of pills were found in the front driver side door panel compartment in zip-lock type bags. 1- 20mg. pill identified as "Floxetine" also a barbituate and 1-unknown dosage size pill identified as "Naltrexone" a narcotic blocker. All pills were bagged and placed into evidence locker #5. Vehicle was towed to Hannigans impound yard.

Party Turned himself into Rye Police HQ on Warrant issued for his arrest. See Cad # 11-884.

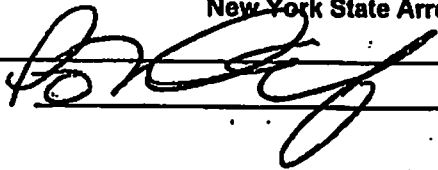
Low Book	Article/Section	Sub	Class	Col	Deg	Alt	Name of Offense	Counts	NCIC Code	<input checked="" type="checkbox"/> Fingerprintable
PL	75 220.03		A	M	7	C	CRIM POSS CONTRL SUBST	1	19	Bail: \$0.00

Warrant None

New York State Arrest Report

Page 2 of 2

Arresting Officer Signature:



ID:

Supervisor Signature:

\_\_\_\_\_

ID:

\_\_\_\_\_

RYE CITY COURT : CITY OF RYE, N.Y.  
COUNTY OF WESTCHESTER : STATE OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

- against -

Check One:

BRYAN M. FITZPATRICK  
65 GLEN OAKS DRIVE  
RYE, NY, 10580

D.O.B. 10/31/1986

☐ Information  
☒ Misdemeanor  
☐ Felony

Defendant(s)

Be it known that the complainant herein PO MAURICIO GOMEZ Of the City of Rye Police Department (or of XXXXX) accuses the defendant(s) named above of the following offenses committed at OSBORN ROAD in the City of Rye, New York on the 23 day of December 2011 at about 03:00 o'clock A.M.  
COUNT ONE: The offense of Criminal poss. of a cont. sub. 7 th degree in violation of section 220.03 subd.        of the Penal Law which is a Misdemeanor.  
COUNT TWO: The offense of        in violation of section        subd.        of the        which is a       .  
COUNT THREE: The offense of        in violation of section        subd.        of the        which is a       .  
And, in support of the foregoing, your complainant under penalty of section 210.45 of the penal law states as follows:

COUNT(S): 1

A person is guilty of a criminal possession of a controlled substance in the seventh degree when he knowingly and unlawfully possesses a controlled substance.

TO WIT:

On December 23, 2010 during an inventory of a vehicle involved in a motor vehicle accident (NY REG. EXE2948), which was operated by defendant, who was the lone passenger, a large amount of pills were found in the center console next to the driver's seat. Pills were found in a cigarette pack and two other types of pills in a clear plastic bag were found in the driver side door panel. All three types of pills were not found in any type of prescription packaging and were all deemed to be controlled substances. Forty-nine, Alprazolam 2mg. Pills, One, 20mg. Floxetine pill, and One dose of Naltrexone pill.

The above allegations of fact are made by the complainant herein on direct knowledge (and upon information and belief), with the sources of complainant's information and the grounds for his belief being

Police Department Investigation

NOTICE: PURSUANT TO THE PENAL LAW, SECTION 210.45, IT IS A CRIME PUNISHABLE AS A CLASS A MISDEMEANOR TO KNOWINGLY MAKE A FALSE STATEMENT HEREIN.

Signed

PO Mauricio Gomez#35



## New York State Incident Report

Page 1 of 2

Agency: Rye Police Department CAD No. 10-15877  
 Occurrence Date: Thursday, Dec 23 2010 03:03 AM Reported Date: Thursday, Dec 23 2010 04:52 AM Incident No. P10-03101  
 Status: Active Status Date: 12/23/10 ORI: 0590800  
 Incident Type: CFS.008 Mv Accident - Property Damage  
 Incident Address: 125 Osborn Rd Location Type: H  
 City, State, Zip: Rye, NY No. of Victims: 1 No. of Offenders: 1  
 Grid: Blas Crime: No Bias/Not Applicable  
 Weapon(s): None

**Offenses**

Law Book	Article/Section	Sub	Class	Cal	Deg	Att	Name of Offense	Counts	NCIC Code
PL	75	220.03	A	M	7	C	CRIM POSS CONTRL SUBST	1	19

Location: Street Computer Not Used to Commit Offense Weapons: None

**Victims/Associated Persons**

Type: Victim Residence: Not Applicable  
 Name: Society Phone: Bus. Phone:  
 Address:  
 Injury Level: Unknown Treatment: Not applicable Types: Unknown  
 Offenses: CRIM POSS CONTRL SUBST ☐ Victim was advised of rights and services

Related Offenders: fitzpatrick, bryan, m

Not Applicable

Type: Reporting Person/Witness  
 Name: Pickup, Mrs  
 Address: 125 Osborn Rd, Rye, NY 10580  
 Age: 30-40

Sex: F

Residence: Resident

Phone: [REDACTED]

Bus. Phone:

Handicap: No

Race: White

Ethnic: Not Hispanic Origin

☐ Victim was advised of rights and services**Arrestees/Offenders/Missing Person**

Type: Offender Condition: Unknown Cautions:  
 Name: fitzpatrick, bryan, m Phone: Bus. Phone:  
 Address: 65 Glen Oaks Dr, Rye, NY 10580  
 Birth Date: 10/31/1986 Age @Incid 24 Sex: M Race: White Ethnic: Not Hispanic Origin  
 Height: Weight: Hair: Eyes: Skin:  
 Occupation: Employer/School: Glasses: No Build:  
 Allases: Scars, Marks, Tattoos:

**Property**

Victim/Owner	Property Type	Drug Type	Involvement	Quantity	Units	Value
fitzpatrick, bryan, m	Drugs/Narcotics	Barbiturates (Phnobarbital, Pentobarbital, etc.)	Seized	1	Milligram	\$1.00
1- flyoxetine / 20mg.						
December 23, 2010				1		\$1.00
fitzpatrick, bryan, m	Drugs/Narcotics	Unknown	Seized	1	Milligram	\$1.00
1 Naltrexone						
December 23, 2010				1		\$1.00
fitzpatrick, bryan, m	Drugs/Narcotics	Barbiturates (Phnobarbital, Pentobarbital, etc.)	Seized	49	Milligram	\$1.00
49-Alprazolam						
December 23, 2010				49		\$1.00

**Narrative**

From Dispatch: report of a motor vehicle accident, vehicle struck residence at 125 osborn rd, EMS, FD notified.  
 PO Anfuso, Gomez dispatched

On above mentioned date and time I was dispatched to a call of a motor vehicle accident. The vehicle had left the

roadway and struck the house at 125 Osborn rd. Upon arrival I noticed a large amount of damage to the front of the house and then saw a vehicle laying on its side with the front wind screen shattered. Myself and Sgt. Craig were able to locate the driver of the vehicle sitting on the front steps of the damaged house. Driver stated that he was ok. We then spoke to the residents they also confirmed that everyone in the house was ok. EMS, Rye FD and Hannigans Towing were dispatched to the scene. EMS checked the driver for injuries and for signs of intoxication which both came back negative. Driver was asked to submit to a breath test using the Alco-sensor which he agreed to. Field test came back as negative for impairment from alcohol. The Fire Department was able to make the scene safe. Con Edison was also contacted to check the scene due to damage to the house with close proximity to the houses gas line. DEC was contacted due to the fluid spill from the damaged vehicle into the lawn of 125 Osborn Rd. (DEC spill #1010085) City of Rye Building Inspector Vincent Tamburro was contacted and dispatched to the scene to inspect the homes condition to determine its structural integrity to allow residents to remain. Commissioner Connors also was on scene. An inspection of the crash site revealed that there were no skid marks and the roadway was clean, dry and free from any debris. Photos were taken of the scene by Sgt. Craig.

I transported the driver of the vehicle to police HQ in RMP#11 for further investigation. During the transport into HQ the driver was speaking to me and still I was unable to smell the odor of alcoholic beverage on his breath. Due to the temperature outside myself and PO Anfuso conducted a second field sobriety test using the Alco-sensor in the lobby of Police HQ which confirmed the first field test, negative for impairments from alcohol. The driver was allowed to call his father to come pick him up. The driver was issued two summonses and released.

The tow truck arrived on scene to remove the vehicle from the front yard of 125 Osborn rd. Vehicle was towed out from the yard and was inventoried by Sgt Craig and PO Anfuso. In the front center drivers console a cigarette pack that was taped shut was found containing a quantity of 49, 2mg. pills later to be determined to be "Alprazolam" a barbituate drug. Upon further inventory of the vehicle two other types of pills were found in the front driver side door panel compartment in zip-lock type bags. 1- 20mg. pill identified as "Floxedine" also a barbituate and 1-unknown dosage size pill identified as "Naltrexone" a narcotic blocker. All pills were bagged and placed into evidence locker #5. Vehicle was towed to Hannigans impound yard.

Inquiries: ☐ DMV ☐ Scoff ☐ Stolen Property ☐ NYSPIN Msg. No.  
☐ Wanted ☐ Criminal History ☐ Other

Complainant Signature:

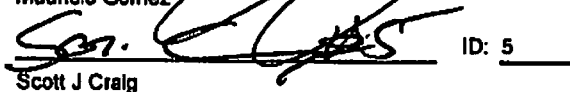
☒ Complaint Signed

Reporting Officer Signature:

  
Mauricio Gomez

ID: 35

Reviewing Officer Signature:

  
Scott J Craig

ID: 5

## New York State Incident Report

Page 1 of 1

Agency: Rye Police Department  
Occurance Date: Thursday, Jan 20 2011 01:45 PM  
Status: Active  
Incident Type: CFS.175 Warrant-Criminal  
Incident Address: 65 Glen Oaks Dr  
City, State, Zip: Rye, NY  
Grid:  
Weapon(s): None

Reported Date: Thursday, Jan 20 2011 01:46 PM  
Status Date: 1/20/2011

CAD No. 11-00884  
Incident No. P11-00142  
ORI: 0590800

Location Type: H  
No. of Victims: 1  
No. of Offenders: 1  
Bias Crime: No Bias/Not Applicable

## Offenses

Law Book	Article/Section	Sub	Class	Cat	Qty	Alt	Name of Offense	Counts	NCIC Code
CPL	570.06					C	Fugitive from justice	1	
Location: Government Office Computer Use Not Reported							Weapons: None		

## Victims/Associated Persons

Type: Victim  
Name: Society  
Address:  
Injury Level: Unknown  
Offenses: Fugitive from justice

Residence: Not Applicable  
Phone:  
Bus. Phone:  
Treatment: Not applicable

☐ Victim was advised of rights and services

Related Offenders: Fitzpatrick, Bryan, m Not Applicable

Type: Reporting Person  
Name: Fitzpatrick, Bryan  
Address: 65 Glen Oaks Dr, Rye, NY  
Birth Date: Age @ Incd: Sex: Race: Ethnic:

Residence:  
Phone: [REDACTED]  
Handicap: No  
Race:  
Ethnic:

Bus. Phone:  
Ethnic:

☐ Victim was advised of rights and services

## Arrestees/Offenders/Missing Person

Type: Arrestee  
Name: Fitzpatrick, Bryan, m  
Address: 65 Glen Oaks Dr, Rye, NY 10580  
Birth Date: 10/31/1986 Age @ Incd: 24 Sex: M  
Height: 5' 7" Weight: 165 Hair: Eyes: Glasses: No  
Occupation: Employer/School: Scars, Marks, Tattoos: Japanese Symbol Left Bicep

Condition: Unknown  
Phone: (914) 835-0487  
Residence:  
Race: White  
Ethnic: Not Hispanic Origin  
Skin: Light  
Build: Medium

Cautions:  
Bus. Phone:

## Property

## Narrative

From Dispatch: Walk in Warrant Arrest

The subject walked into HQ to answer a Warrant issued by the Detective Division on 1/20/11. The subject was processed and arraigned by Judge Latwin. The defendant was released on \$250 cash bail and is due back in Rye City Court on 1/25/11.

Inquiries: ☐ DMV ☐ Scoff ☐ Stolen Property ☐ NYSPIN Msg. No.  
☐ Wanted ☐ Criminal History ☐ Other

Complainant Signature:

☐ Complainant Signed

Reporting Officer Signature:

Michael C Anuso

Reviewing Officer Signature:

Robert P Vogel



Department of Laboratories and Research  
Division of Forensic Science  
10 Dana Rd.  
Valhalla, New York 10595  
Phone: (914) 231-1630



Lab No. **F2010-1973**

Submission # **1**

Westchester  
gov.com

### REQUEST FOR EVIDENCE EXAMINATION

Submitting Agency: City of Rye PD

Jurisdiction: Rye (City)

Recovery/Collection Date: 12/23/10

Name(s):

(S): Bryan M Fitzpatrick

(B)Business/(D)Deceased/(E)Elimination/(H)Hosp. Subm/(J)Subject/  
(M)ME Subm/(O)Other/(S)Suspect/(V)Victim/(X)Defendant

Agency ID#/MEW#: 10-15877

Case Type: Controlled Substances

Investigator Name: Det Wood # 427

Telephone #: 967-1234 Ext 328 Fax#:

Cross reference#:

#### Brief Description and Agency Item #/Property #.

Item # 1-plastic bag containing tablet(s)-49 white tablets- Agency# 001

Item # 2-plastic bag containing tablet(s)-one tan color tablet  
one white tablet with green and black stripe markings- Agency# 002

#### To be Completed Upon Submission

Submitter:

*Det Wood 427 RPD*

Det Wood # 427

Receiver:

*[Signature]*

Jerry Irizarry

By signing this document the submitter agrees that the most appropriate test method(s) will be selected at the discretion of the laboratory.

Received: 12/28/2010 1124

For Drug Submissions: Number of sealed and labeled containers received: \_\_\_\_\_

Contents of packaging are not inventoried at time of receipt.



STATE OF NEW YORK COUNTY OF WESTCHESTER against Bryan M Fitzpatrick  
Defendant(s)

The People of the State of New York,

I, Stephanie Brumley, do hereby swear I am a(n) Assistant Forensic Scientist employed by the Westchester County Dept. of Laboratories and Research, Division of Forensic Sciences and that I performed an analysis and obtained results on the following item(s) the Laboratory received on 12/28/2010 at 1124 hrs. from Det Wood # 427 of the City of Rye PD, Case No. 10-15877.  
Branch: Rye

**SPECIMEN:**

1.1) One (1) cigarette box containing:

1.1.1-1.1.1.49) Forty nine (49) rectangular white tablets.

2.1 One (1) clear ziplock plastic bag containing:

2.1.1) One (1) white capsule.

2.1.2) One (1) round tan tablet.

**REQUEST:**

Examination for the presence of controlled substances.

**RESULTS/OPINIONS/INTERPRETATIONS:**

1.1.1-1.1.1.49) Physical identification indicates the presence of 2 milligrams of alprazolam per tablet.  
Alprazolam is present in the one (1) tablet selected for examination.

2.1.1-2.1.2) Physical identification indicates the presence of prescription drugs.

Unless otherwise indicated, the above controlled substances were confirmed using gas chromatography/mass spectrometry against a known standard.

**NOTICE: THE MAKING OF FALSE STATEMENTS IN THIS INSTRUMENT IS PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL LAW.**

I CERTIFY THAT THIS IS A TRUE AND CORRECT REPORT Signed

Stephanie Brumley

Stephanie Brumley  
Assistant Forensic Scientist  
1/20/2011



Laboratory Analysis Electronic Packing Slip

Print Prelog Form

New Case

Back

Logout

## Case Information

Sent electronically to Lab: (12/28/2010 @ 10:18)

Division of Forensic Toxicology



Department Case:10-15877 Submission # 1

F2010-1973

Case Type: Controlled Substances  
 Received: 12/28/2010 by JJ11  
 Inv Agency: City of Rye PD  
 Agency Case #: 10-15877

- Department: City of Rye PD [0003] / User Name: Rye PD
- Department Case: 10-15877
- Submission Number: 1

## Submission Information

- Officer Name: Det Wood # 427

- Officer Email: jwood@ryepd.ny.gov

- Office Phone: 914-286-1034

- Release Date: 12/23/2010

Name Information

- Juris: Rye (City)

- Case Type: Controlled Substances

Full Name	Date Of Birth	Sex	Race
Suspect: Has Prev Evid Been Submitted, No Fitzpatrick, Bryan M	10/31/1986	Male	White

- Case Comments: MVA, Fitzpatrick, Bryan

## Analysis Request Information

Item Number	Package	Item Type Code	Item Description	Serial Number	Exam Requests	Evidence Recovered From
001	cardboard box	[DC04]tablet(s)	49 white tablets		TOX-Tox Screen	OTHER
002	plastic bag	[DC04]tablet(s)	one tan color tablet one white tablet with green and black stripe markings		TOX-Tox Screen	OTHER

## New York State Incident Report

Page 1 of 2

Agency: Rye Police Department CAD No. 10-15877  
 Occurrence Date: Thursday, Dec 23 2010 03:03 AM Reported Date: Thursday, Dec 23 2010 04:52 AM Incident No. P10-03101  
 Status: Cleared By Arrest : At least one Adult Status Date: 1/20/2011 ORI: 0590800  
 Incident Type: 35A Drug Possession  
 Incident Address: 125 Osborn Rd Location Type: H  
 City, State, Zip: Rye, NY No. of Victims: 1 No. of Offenders: 2  
 Grid: Bias Crime: No Bias/Not Applicable  
 Weapon(s): None

**Offenses**

Law Book	Article/ Section	Sub	Class	Col	Deg	Alt	Name of Offense	Counts	NCIC Code
PL	75 220.03		A	M	7	C	CRIM POSS CONTRL SUBST	1	19

Location: Street Computer Not Used to Commit Offense Weapons: None

**Victims/Associated Persons**

Type: Victim Residence: Not Applicable  
 Name: Society Phone: Bus. Phone:  
 Address:  
 Injury Level: Unknown Treatment: Not applicable Types: Unknown  
 Offenses: CRIM POSS CONTRL SUBST ☐ Victim was advised of rights and services

Related Offenders: Fitzpatrick, Bryan, M Not Applicable  
 fitzpatrick, bryan, m Not Applicable

Type: Reporting Person/Witness Residence: Resident  
 Name: Pickup, Mrs Phone: [REDACTED] Bus. Phone:  
 Address: 125 Osborn Rd, Rye, NY 10580 Handicap: No  
 Sex: F Race: White Ethnic: Not Hispanic Origin  
☐ Victim was advised of rights and services

**Arrestees/Offenders/Missing Person**

Type: Arrestee Condition: Unknown Cautions:  
 Name: Fitzpatrick, Bryan, M Phone: [REDACTED] Bus. Phone:  
 Address: 65 Glen Oaks Dr, Rye, NY 10580 Residence:  
 Birth Date: 10/31/1986 Age @Incid 24 Sex: M Race: White Ethnic: Not Hispanic Origin  
 Height: 5' 7" to 5' 7" Weight: 160 to 160 Hair: Eyes: Skin: Light  
 Occupation: Employer/School: Glasses: No Build: Medium  
 Aliases: Scars, Marks, Tattoos: left shoulder- Japanese symbol

Type: Offender Condition: Unknown Cautions:  
 Name: fitzpatrick, bryan, m Phone: Bus. Phone:  
 Address: 65 Glen Oaks Dr, Rye, NY 10580 Residence:  
 Birth Date: 10/31/1986 Age @Incid 24 Sex: M Race: White Ethnic: Not Hispanic Origin  
 Height: Weight: Hair: Eyes: Skin:  
 Occupation: Employer/School: Glasses: No Build:  
 Aliases: Scars, Marks, Tattoos:

**Property**

Victim/Owner:	Property Type	Drug Type:	Involvement:	Quantity	Units	Value
fitzpatrick, bryan, m	Drugs/Narcotics	Barbiturates (Phnobarbital, Pentobarbital, etc.)	Seized	1	Milligram	\$1.00
fitzpatrick, bryan, m	Drugs/Narcotics	Unknown	Seized	1	Milligram	\$1.00
fitzpatrick, bryan, m	Drugs/Narcotics	Unknown	Seized	1	Milligram	\$1.00

Serial No. Thursday, December 23, 2010

Victim/Owner: fitzpatrick, bryan, m	Quantity	Units	Value
Property Type Drugs/Narcotics	49	Milligram	\$1.00
Drug Type: Barbiturates (Phnobarbital, Pentobarbital, etc.)	Serial No.		
49-Alprazolam			
Involvement: Seized	Thursday, December 23, 2010	49	\$1.00

**Narrative**

From Dispatch: report of a motor vehicle accident, vehicle struck residence at 125 osborn rd, EMS, FD notified. PO Anfuso, Gomez dispatched

On above mentioned date and time I was dispatched to a call of a motor vehicle accident. The vehicle had left the roadway and struck the house at 125 Osborn rd. Upon arrival I noticed a large amount of damage to the front of the house and then saw a vehicle laying on its side with the front wind screen shattered. Myself and Sgt. Craig were able to locate the driver of the vehicle sitting on the front steps of the damaged house. Driver stated that he was ok. We then spoke to the residents they also confirmed that everyone in the house was ok. EMS, Rye FD and Hannigans Towing were dispatched to they scene. EMS checked the driver for injuries and for signs of intoxication which both came back negative. Driver was asked to submit to a breast test using the Alco-sensor which he agreed to. Field test came back as negative for impairment from alcohol. The Fire Department was able to make the scene safe. Con Edison was also contacted to check the scene due to damage to the house with close proximity to the houses gas line. DEC was contacted due to the fluid spill from the damaged vehicle into the lawn of 125 Osborn Rd. (DEC spill #1010085) City of Rye Building Inspector Vincent Tamburro was contacted and dispatched to the scene to inspect the homes condition to determine its structural integrity to allow residents to remain. Commissioner Connors also was on scene. An inspection of the crash site revealed that there were no skid marks and the roadway was clean, dry and free from any debris. Photos were taken of the scene by Sgt. Craig.

I transported the driver of the vehicle to police HQ in RMP#11 for further investigation. During the transport into HQ the driver was speaking to me and still I was unable to smell the odor of alcoholic beverage on his breath. Due to the temperature outside myself and PO Anfuso conducted a second field sobriety test using the Alco-sensor in the lobby of Police HQ which confirmed the first field test, negative for impairments from alcohol. The driver was allowed to call his father to come pick him up. The driver was issued two summonses and released.

The tow truck arrived on scene to remove the vehicle from the front yard of 125 Osborn rd. Vehicle was towed out from the yard and was inventoried by Sgt Craig and PO Anfuso. In the front center drivers console a cigarette pack that was taped shut was found containing a quantity of 49, 2mg. pills later to be determined to be "Alprazolam" a barbituate drug. Upon further inventory of the vehicle two other types of pills were found in the front driver side door panel compartment in zip-lock type bags. 1- 20mg. pill identified as "Floxetine" also a barbituate and 1-unknown dosage size pill identified as "Naltrexone" a narcotic blocker. All pills were bagged and placed into evidence locker #5. Vehicle was towed to Hannigans impound yard.

Party Turned himself into Rye Police HQ on Warrant issued for his arrest. See Cad # 11-884.

Inquiries: ☐ DMV ☐ Scoff ☐ Stolen Property ☐ NYSPIN Msg. No.  
☐ Wanted ☐ Criminal History ☐ Other

Complainant Signature:

☒ Complaint Signed

Reporting Officer Signature:

Michael C Anfuso

ID: 5

Reviewing Officer Signature:

Scott J Craig

ID: 6

## New York State Incident Report

Page 1 of 2

Agency: Rye Police Department CAD No. 10-15877  
Occurance Date: Thursday, Dec 23 2010 03:03 AM Reported Date: Thursday, Dec 23 2010 04:52 AM Incident No. P10-03101  
Status: Cleared By Arrest : At least one Adult Status Date: 1/20/2011 ORI: 0590800  
Incident Type: 35A Drug Possession  
Incident Address: 125 Osborn Rd Location Type: H  
City, State, Zip: Rye, NY No. of Victims: 1 No. of Offenders: 2  
Gnd: Bias Crime: No Bias/Not Applicable  
Weapon(s): None

**Offenses**

Low Book	Article/Section	Sub	Class	Col	Dog	Alt	Name of Offense	Counts	NCIC Code
PL	75 220.03		A	M	7	C	CRIM POSS CONTRL SUBST	1	19
Location: Street		Computer Not Used to Commit Offense					Weapons: None		

**Victims/Associated Persons**

Type: Victim Residence: Not Applicable  
Name: Society Phone: Bus. Phone:  
Address:  
Injury Level: Unknown Treatment: Not applicable Types: Unknown  
Offenses: CRIM POSS CONTRL SUBST ☐ Victim was advised of rights and services

Related Offenders: Fitzpatrick, Bryan, M Not Applicable  
fitzpatrick, bryan, m Not Applicable

Type: Reporting Person/Witness Residence: Resident  
Name: Pickup, Mrs Phone: [REDACTED] Bus. Phone:  
Address: 125 Osborn Rd, Rye, NY 10580 Handicap: No  
Sex: F Race: White Ethnic: Not Hispanic Origin  
☐ Victim was advised of rights and services

**Arrestees/Offenders/Missing Person**

Type: Arrestee Condition: Unknown Cautions:  
Name: Fitzpatrick, Bryan, M Phone: [REDACTED] Bus. Phone:  
Address: 65 Glen Oaks Dr, Rye, NY 10580 Residence:  
Birth Date: 10/31/1986 Age @Incid 24 Sex: M Race: White Ethnic: Not Hispanic Origin  
Height: 5' 7" to 5' 7" Weight: 160 to 180 Hair: Eyes: Skin: Light  
Occupation: Employer/School: Glasses: No Build: Medium  
Aliases: Scars, Marks, Tattoos: left shoulder- Japanese symbol

Type: Offender Condition: Unknown Cautions:  
Name: fitzpatrick, bryan, m Phone: Bus. Phone:  
Address: 65 Glen Oaks Dr, Rye, NY 10580 Residence:  
Birth Date: 10/31/1986 Age @Incid 24 Sex: M Race: White Ethnic: Not Hispanic Origin  
Height: Weight: Hair: Eyes: Skin:  
Occupation: Employer/School: Glasses: No Build:  
Aliases: Scars, Marks, Tattoos:

**Property**

Victim/Owner:	Property Type	Drug Type:	Involvement:	Serial No.	Quantity	Units	Value
fitzpatrick, bryan, m	Drugs/Narcotics	Barbiturates (Phnobarbital, Pentobarbital, etc.)	Seized		1	Milligram	\$1.00
1- flvoxetine / 20mg.							
Thursday, December 23, 2010					1		\$1.00
fitzpatrick, bryan, m	Drugs/Narcotics	Unknown	Seized		1	Milligram	\$1.00
1 Naltrexone							
Thursday, December 23, 2010					1		\$1.00

**New York State Arrest Report**

**Page 2 of 2**

---

**Arresting Officer Signature:** \_\_\_\_\_ **ID:** 11  
Joseph Cancel

**Supervisor Signature:** \_\_\_\_\_ **ID:** 8  
Nicholas J Groglio



# Rye City Police Department

## Booking Data Sheet

Report Date: 03/01/2011 09:12  
Booking Status: Normal  
Report Printed By: CHITTENDEN, Robert L  
Page: 1 of 1

Master Name: Fitzpatrick, Bryan M  
Master DoB: 10/31/1986  
Age: 24  
Booking Name: FITZPATRICK, Bryan M  
Home Address: 65 Glen Oaks Dr, RYE NY 10580 US

Place Of Arrest: 21 McCullough Pl, RYE NY US

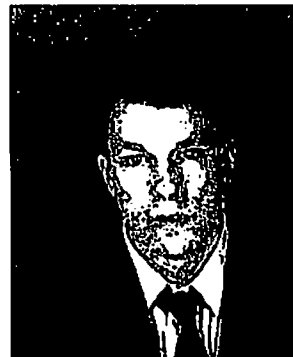
Arrest Type: CIP - Crime in Progress  
Status at Arrest: Cash Bail

Condition at Arrest:

Items Seized at Arrest:

Charges:

Law	Section	Name of Offense	Attempt	Counts	Class	Category
PL	220.03	CRIM POSS CONTRL SUBST-7TH	N	1	A	M



Booking Start Time: 01/25/2011 10:30	Booking #: 11-00012-66 (A)	RICI #: 572790
Booking End Time: 03/01/2011 09:12	CJTN:	FBI #:
Arrest Date/Time: 01/20/2011 14:00	Arrest #: P10-03101	NYSID #:

Caution Flags: <input type="checkbox"/> Armed	<input type="checkbox"/> Contagious Disease	<input type="checkbox"/> Violent When Intoxicated
<input type="checkbox"/> Escape Risk	<input type="checkbox"/> Violent	<input type="checkbox"/> Mental Instability
<input type="checkbox"/> Suicidal	<input type="checkbox"/> Resists Arrest	

Sex: Male	Hair Color: Brown	Weight: 160 lbs
Race: White	Hair Type: Crew Cut	Height: 5'07
Ethnicity: Non-Hispanic	Face:	Built: Medium
Eye Color: Blue	Skin Tone: Light	
Eye Defects:		
Facial Features:		
Disability:		
S/M/T: Mugshot:Front, Mugshot:Left Profile		

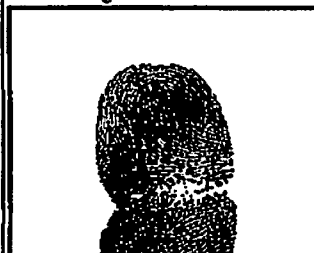
Defendant's Ph.#: (716) 333-0461	Soc. Security #:
Religion: Unknown	Marital Status: Single (never married)
	Education:

Arresting Officer: RYE D755	Cancel, Joseph	Division/Precinct: Patrol
Arresting Officer: RYE		Fingerprintable: Y

Booking Comments:

Rolled Right Thumb

Signature of  
Arrestee:





# Rye Police Department

21 McCullough PL

Rye, NY 10580

Phone: (914) 967-1234 Fax: (914) 967-8341

## CAD Ticket Report

**Incident# :10-15877**

### INCIDENT DETAILS

Incident#	CAD CFS	Reported Date	Day of Week	Occurred From
10-15877	CFS.008 Mv Accident - Property Damage	12/23/2010 03:03:05	THURSDAY	12/23/2010 04:52:00
Occurred To	Dispatched Date	Crime Location	CAD Disposition	CAD Disposition Date
12/23/2010 03:03:00	12/23/2010 03:03:31	125 Osborn Rd/Theall Rd Rye,NY		
Disposition Comment	Primary Officer A755-Anfuso, Michael			

### DISPATCHER DETAILS

#### Dispatcher Comment

12/23/2010 03:03:05/report of a motor vehicle accident, vehicle struck residence at 125 osborn rd, EMS, FD notified. PO Anfuso, Gomez dispatched