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STATE OF COLORADO }

} AFFIDAVIT

CASE: 22-0121

JAN 18 2022

COUNTY OF CHAFFEE }

CHAFFEE COUNTY, COLORADO

STATEMENT OF PROBABLE CAUSE FOR WARRANTLESS ARREST

DEFENDANT

NINA PETRARO WILLIAMS

DOB: 10/05/1982

Height: 5'08

Race: W - WHITE

Weight: 160

Sex: F

Hair: BROWN

SSN:

Eyes: BROWN

ARREST

ARRESTING OFFICER: SIGALA, KATHERINE

BADGE #: 3141

DATE & TIME: 01/16/2022 22:46

LOCATION: 200 G STREET SALIDA CO 81201

Comes now your Affiant, being of lawful age and being duly sworn, deposes and states that probable cause exists for the arrest of:

NINA PETRARO WILLIAMS.

The undersigned Affiant being first duly sworn upon oath deposes and says that I, SIGALA, KATHERINE am and was at all relevant times hereto employed as a Law Enforcement Officer in and for the City of Salida, County of Chaffee, State of Colorado. Affiant further states that all incidents described herein occurred within Chaffee County, State of Colorado.

Your Affiant states;

On 01/16/2022, at about 10:30 PM I, Officer Kat Sigala, was on duty in the City of Salida, County of Chaffee and State of Colorado. I was traveling westbound on 1st Street in my marked patrol vehicle. I observed a grey Audi Q5 bearing Colorado license plate CFIN00

traveling westbound in front of me. The registration showed expired as of 11/2021. The Audi signaled a left turn to go southbound on G Street. Before the driver made the turn, the vehicle briefly stopped in the roadway. There was no oncoming traffic. I followed the vehicle and activated my emergency lights. The vehicle pulled to the shoulder and stopped in the 200 block of G Street.

I contacted the driver, who identified herself via Colorado driver's license as Nina Williams (DOB 10/05/1982). While speaking with Nina, I could smell the unknown odor of an alcoholic beverage coming from the vehicle. Nina did have a passenger in the front seat, identified as Andrew "Drew" Nelson (DOB 02/01/1977). Nina's face was flushed and her speech was slurred. Nina's hand movements were slow. Nina had difficulty dividing her attention between normal conversation and retrieving her documents. I asked Nina how much alcohol she had consumed. Nina told me she "had a few, maybe two drinks." Nina told me she was taking Drew back to his residence after checking on a dog. Sergeant Nick Tolsma arrived on scene.

I asked Nina if she would be willing to participate in voluntary roadside maneuvers. Nina was unsure at first. I advised Nina that they were completely voluntary and she did not have to do them. Nina agreed to do the maneuvers. I asked Nina to step out of the vehicle and meet me on the sidewalk out of the roadway. While speaking with Nina outside of the vehicle, I could smell the odor of an unknown alcoholic beverage coming from her breath. Before beginning the maneuvers, I asked Nina a series of questions to determine that she was physically capable of completing the maneuvers. Nina's answers indicated that she could. At about 10:35 PM, I administered the maneuvers. Nina did not complete the maneuvers as a sober person would. For further details, refer to my roadside examination report.

At about 10:46 PM, I advised Nina that she was under arrest. I explained Colorado Express Consent to her and explained the chemical testing options. Nina was unsure which test to choose and told me she did not want to take a test. I advised Nina that she could refuse testing. I told Nina if she refused, her license may be revoked, she may be required to have a breath testing device in her vehicle for at least two years and she may be subject to DUI treatment to get her driver's license back. Nina asked me to explain the testing options again, which I did. Nina would not make a testing decision. Nina asked me multiple times to explain the options and I did. I advised Nina that failure to choose a test option would result in a refusal. Nina and Drew spoke with each other. Nina would not choose a test when I asked.

At about 10:57 PM, I placed handcuffs on Nina's wrists, checked fit and double locked them. I placed Nina in the backseat of my patrol vehicle and fastened her seatbelt. Nina requested that her wallet and keys be left with Drew. I asked Nina if she wanted her vehicle legally parked and secured or if she wanted to have it towed. Nina requested that her vehicle be moved out of

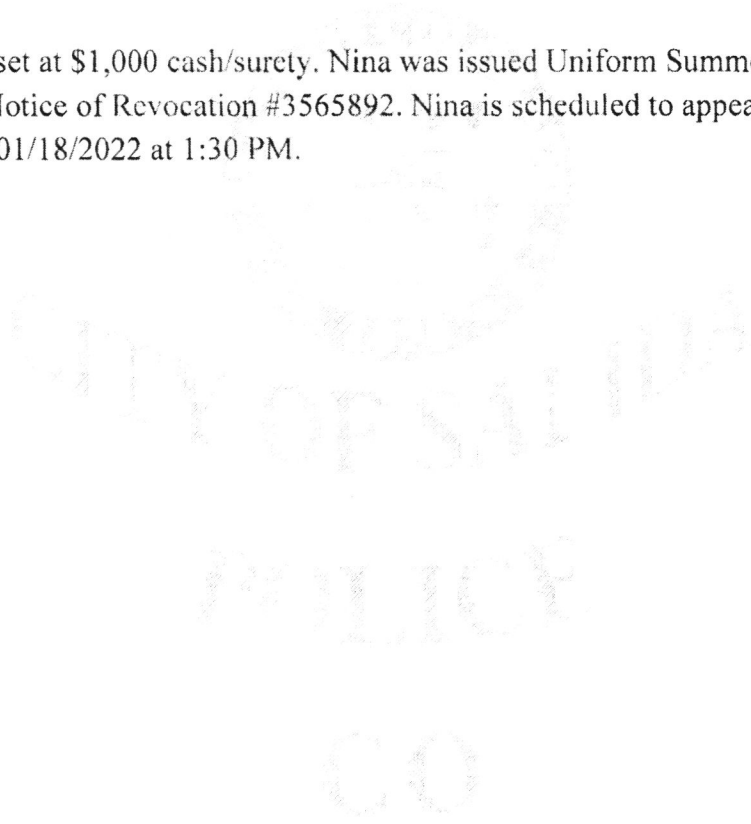
the roadway and parked in the Safeway parking lot, located at 232 G Street. Sergeant Tolsma parked and secured her vehicle.

At about 11:04 PM, I transported Nina to the Chaffee County Detention Center. Before arriving to CCDC, I asked Nina again if she would choose a test. Nina said she did not know which one to choose. I advised Nina that, since she was not choosing a test, it would be counted as a refusal. Upon arrival, deputies met me in the sally port to administer a preliminary breath test (PBT), which is required for intake per jail policy. It was explained to Nina that the PBT was unrelated to the chemical test I requested previously and that it was not part of the Colorado Express Consent testing. Nina agreed to the PBT. The PBT showed Nina's BrAC to be 0.105.


Nina was booked into CCDC on the following charges:

- C.R.S.42-4-1301(1)(a) – Drove Vehicle Under the Influence of Alcohol or Drugs or Both
- C.R.S. 42-3-121(1)(a) – Failed to Display Valid Registration

Nina's bond was set at \$1,000 cash/surety. Nina was issued Uniform Summons and Complaint #E0001822 and Notice of Revocation #3565892. Nina is scheduled to appear in Chaffee County Court on 01/18/2022 at 1:30 PM.



Further Affiant Sayeth Naught.



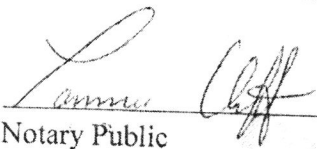
SIGALA, KATHERINE
Salida Police Department

CHARGES

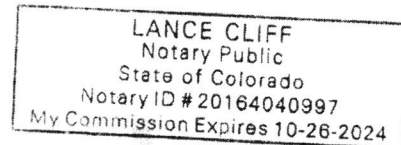
**42-4-1301 (1)(a) Drove Vehicle While Under the Influence of Alcohol or
Drugs or Both**

42-3-121 (1)(a) Failed to Display Valid Registration

The foregoing Statement of Probable Cause for Warrantless Arrest was subscribed and sworn to me
this 17TH day of Jan., 2022.



Notary Public



My Commission expires on the 26TH day of OCT., 2024.

Probable Cause Found () Not Found ()

Comments _____

Judge

Date / Time