





























GALLAGHER & KENNEDY

LAW OFFICES

MATTHEW P. MACLEOD DIRECT DIAL: (602) 530-8120 E-MAIL: MATT.MACLEOD@GKNET.COM

March 12, 2009

2575 EAST CAMELBACK ROAD PHOENIX, ARIZONA 85016-9225 PHONE: (602) 530-8000 FAX: (602) 590-8500 WWW.GKNET.COM

VIA FACSIMILE (602) 248-0947 AND U.S. MAIL

Curtis J. Busby, Esq. Bowman & Brooke, LLP 2901 N. Central Avenue, Suite 1600 Phoenix, Arizona 85012-2763

Dear Mr. Busby

This letter is to advise you that our office has been retained to represent and in connection with claims they have against you arising from a June 30, 2007 motor vehicle/motorcycle incident in Parker, Arizona in which the passenger side airbag in a 2007 Jeep Cherokee, VIN # IJ8GR48K17C failed to properly deploy.

It has been brought to our attention that this 2007 Jeep Cherokee, VIN # IJ8GR48K17C is under Chrysler LLC and Global Electric Motorcars control and custody. Further, we have been informed that the vehicle is currently being housed at an undisclosed location in the Phoenix, Arizona metropolitan area.

This letter will also serve to admonish you that Arizona law requires that persons who are in possession of information or materials that are relevant or could reasonably lead to the discovery of relevant information relating to a matter that is likely to be litigated preserve all such materials and information. See Souza v. Fred Carries Contracts, Inc., 191 Ariz. 247, 250, 955 P.2d 3, 6 (App. 1997). Pursuant to this authority, we request that you preserve any and all information in your possession or control that may shed light on this claim, specifically the aforementioned vehicle. Our experts will need access to this vehicle to perform examination and testing.

Please contact me at your earliest convenience. I look forward to hearing from you in the near future.

Sincerely,

Gallagher & Kennedy, P.A.

MPM/slm 2060379/99-8732

C : : E

CT CORPORATION

A Wolterskluwer Company

Service of Process **Transmittal**

07/15/2008

CT Log Number 513638512

(due in)

Richard D Houtman, VP/Associate Gen Csl. TO: Chrysler LLC

Office Of General Counsel, 1000 Chrysler Drive

CIMS 485-14-78

Auburn Hills, MI 48326-2766

RE:

Process Served in Nevada

FOR:

Chrysler LLC (Domestic State: DE)

enclosed are copies of legal process received by the statutory agent of the above company as follows:

TITLE OF ACTION:

et al., Pltfs. vs. Chrysler, LLC, etc., et al., Dfts.

DOCUMENT(S) SERVED:

Summons, Affidavit of Service form, Complaint

GOURT/AGENCY:

District Court, Clark County, Nevada, Clark, NV

Case #

NATURE OF ACTION:

Personal Injury - Seeks damages in excess of \$10,000 for injuries on or about June

30, 2007 in Parker, Arizona

ON WHOM PROCESS WAS SERVED:

The Corporation Trust Company of Nevada, Reno, NV .

DATE AND HOUR OF SERVICE:

By Process Server on 07/15/2008 at 14:30

APPEARANCE OR ANSWER DUE:

Within 20 days, exclusive of day of service

ATTORNEY(S) / SENDER(S):

Mainor Eglet Cottle City Centre Place 400 South Fourth Street Suite 600

Las Vegas, NV 89101 702-450-5400

ACTION ITEMS:

SOP Papers with Transmittal, via Fed Ex 2 Day , 798479994159 Email Notification, Richard D Houtman sprocess@chrysler.com

SIGNED: ADDRESS: The Corporation Trust Company of Nevada 6100 Neil Road

Suite 500

TELEPHONE:

Reno, NV 89511 775-688-3061

OFFICE OF THE PERFERIL COURSEL

JUL 18 2008

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Page 1 of 1/FM

Information displayed on this transmittal is for CT Corporation's record keeping purposes only and is provided to the recipient for quick reference. This information does not constitute a legal opinion as to the nature of action, the amount of damages, the answer date, or any information contained in the documents themselves, Recipient is responsible for interpreting said documents and for taking appropriate action. Signatures on certified mail receipts confirm receipt of package previous tents Chrysler - 04246

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I SUMM DISTRICT COURT 2 CLARK COUNTY, NEVADA 3 4 CASE NO.: 5 Plaintiffs. DEPT NO .: VS. 6 CHRYSLER, LLC a Michigan corporation; 7 GLOBAL ELECTRIC MOTORCARS, LLC a Arbitration Exemption Claimed Florida corporation; ALAMO RENTAL (US), Damages in Excess of \$50,000.00 8 INC., a corporation; ROE AIR BAG CORPORATION; DOES I through V, and 9 ROE CORPOATIONS I through V. 10 Defendants. 11 SUMMONS 12 NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR

BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW.

TO THE DEFENDANT: A civil Complaint has been filed by the plaintiff against you for the relief set forth in the Complaint.

CHRYSLER, LLC

1. If you intend to defend this lawsuit, within 20 days after this Summons is served on you exclusive of the day of service, you must do the following:

a. File with the Clerk of this Court, whose address is shown below, a formal written response to the Complaint in accordance with the rules of the Court.

b. Serve a copy of your response upon the attorney whose name and address is shown below.

2. Unless you respond, your default will be entered upon application of the plaintiff and this Court may enter a judgment against you for the relief demanded in the Complaint, which could result in the taking of money or property or other relief requested in the Complaint.

3. If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.

Issued at the direction of:

ROBERT W. COTTLE, ESO. Nevada Bar No. 4576

DAVID A. TANNER, ESO. Nevada Bar No.: 8282

400 S. Fourth Street, 6th Floor

26 Las Vegas, Nevada 89101 (702) 450-5400

27 For Plaintiffs JUL 14 2008

200 Lewis Avenue

Las Vegas, Nevada 89155 AN JOVANOVICE

J. SPORT, CLERK OF COURT

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COUNTY OF	CLARK)				
United States.	over 18 years of ago	eing duly sworn says:	That at all times herein rested in the proceeding	affiant was and is a cit	rizen of the
That affiant re	celved copy(ies)	of the Summons and	Complaint,		
the day	of	, 2008, and served the	same on the day	of,	on 2008 by:
(Affie	int must complete the	appropriate paragraph)		
1. delivering a	nd leaving a copy wit	h the defendant			at
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2. serve the	defendant	a person of	by personally del	ivering and leaving a	copy with
usual	place	of	suitable age and discre abode	located	erengani '-s at
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		upon agent, completing	•		
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o. With just the above a designation file	ddress, which addres d with the Secretary o	, pursuant is is the address of th of State.	to NRS 14.020 as a per c resident agent as sho	rson of suitable age and own on the current cer	discretion tificate of
4. personally d prepaid (check	epositing a copy in a appropriate method):	mail box of the United	States Post Office, encl	osed in a sealed envelo	pe postage
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	ified mail, return rece istered mail, return re				
addressed to th	e defendant		at the defenda	nt's last known address	s which is
		* *************************************			
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1 2	COMP ROBERT W. COTTLE, ESQ. Nevada Bar No. 4576 CLERK OF THE COURT
3	DAVID A. TANNER, ESQ. Nevada Bar No.: 8282 Jul 14 2 48 PM '08
4	MAINOR EGLET COTTLE, TRIAL LAWYERS City Centre Place
5	City Centre Place 400 South Fourth Street Suite/Floor 6 Las Vegas, Nevada 89101
6	(702) 450-5400
7 8	Attorneys for Plaintiffs DISTRICT COURT
9	CLARK COUNTY, NEVADA
10	
]]) CASE NO.:
12	Plaintiffs, DEPT NO.:XXV
13)
14	CHRYSLER, LLC a Michigan corporation;) GLOBAL ELECTRIC MOTORCARS, LLC a) Arbitration Exemption Claimed
15	Florida corporation; ALAMO RENTAL (US), Damages in Excess of \$50,000.00 INC., a corporation; ROE AIR BAG
16	CORPORATION; DOES I through V, and) ROE CORPOATIONS I through V.)
17) Defendants.
18)
19	COMPLAINT
20	Arbitration Exemption Claimed
21	Damages in Excess of \$50,000.00
22	COMES NOW, Plaintiffs
23	through their attorneys, ROBERT W. COTTLE and DAVID A. TANNER, of the law firm
25	MAINOR EGLET COTTLE, TRIAL LAWYERS, and for their cause of action against
26	Defendants, and each of them, complain and allege as follows:
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PARTIES AND JURISDICTION

- That the amount in controversy in this case is in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs, thereby exempting this case from arbitration.
 - 2. At all times relevant hereto, Plaintiffs were resident of the County of Clark, state of Nevada.
- At all times relevant hereto, Defendant CHRYSLER, LLC ("CHRYSLER") was a 3. corporation organized and existing under the laws of the state of Michigan and at all times relevant herein was doing business in the Country of Clark, state of Nevada.
- At all times relevant hereto, Defendant GLOBAL ELECTRIC MOTORCARS, LLC 4. ("Global Electric") was a registered trademark corporation doing business as Chrysler, LLC organized and existing under the laws of the state of Florida and at all times relevant herein was doing business in the Country of Clark, state of Nevada.
- At all times relevant hereto, Defendant ALAMO RENTAL (US), INC., a corporation ("ALAMO") was a corporation organized and existing under the laws of the state of Nevada and at all times relevant herein was doing business in the Country of Clark, state of Nevada.
- At all times relevant hereto, Defendant ROE AIR BAG CORPORATION was a corporation engaged in the design, manufacture, installation, and sales of air bags for use by the general public, including but not limited to Plaintiff.
- That the true names and capacities, whether individual, corporate, associate or 7. otherwise, of the Defendants herein designated as Doc are unknown to Plaintiffs at this time who therefore sues said Defendants by fictitious names. Plaintiffs alleges that each named Defendant herein designated as Doe is negligently, willfully, contractually, or otherwise legally responsible

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MAINOR EGLET COTTLE

for the events and happenings herein referred to and proximately caused injury and damages Plaintiffs as herein alleged. Plaintiffs will seek leave of Court to amend this Complaint to insert the true names and capacities of such Defendants when same have been ascertained and will further seck leave to join said Defendants in these proceedings.

That the true names and capacities, whether individual, corporate, associate or 8. otherwise, of the Defendants herein designated as Roe Corporations are unknown to Plaintiffs at this time who therefore sues said Defendants by fictitious names. Plaintiffs alleges that each named Defendant herein designated as Roe Corporation is negligently, willfully, contractually, or otherwise legally responsible for the events and happenings herein referred to and proximately caused injury and damages thereto Plaintiffs as herein alleged. Plaintiffs will seek leave of Court to amend this Complaint to insert the true names and capacities of such Defendants when same have been ascertained and will further seek leave to join said Defendants in these proceedings.

GENERAL ALLEGATIONS COMMON TO ALL CAUSES OF ACTION

- On or about the 30th day of June, 2007, Plaintiff passenger of a 2007 JEEP, P.C. automobile, VIN 1J8GR48K17C ("subject vehicle"), a vehicle rented through DEFENDANT ALAMO RENTAL in Las Vegas, Nevada. The incident occurred at or near the intersection of Highway 95 and Highway 72 in Parker, Arizona.
- Defendants Chrysler, Global Electric, Alamo, and Roc Air Bag Manufacturer 10. designed, tested, manufactured, assembled, marketed, sold, rented and placed in the stream of commerce the subject vehicle.

FIRST CAUSE OF ACTION NEGLIGENCE

Plaintiff hereby incorporates Paragraph Nos. 1 through 10 above as though fully set 11.

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forth herein.

- Defendants Chrysler, Global Electric, Alamo, and Roe Air Bag Manufacturer owed 12. a duty of due care to Plaintiff, and others similarly situated, in the design, testing, manufacture, assembly, marketing, distribution, rental and sale of the subject vehicle.
- Defendants Chrysler, Global Electric, Alamo, and Roe Air Bag Manufacturer 13, breached their duty of due care by their negligent, careless, wanton, willful, and indifferent failure to act including, but not limited to:
- The negligent and improper design, testing, manufacture, assembly, and a. inspection of the air bag system;
- The failure to provide adequate, accurate, and effective warnings and instructions to owners, operators, and users of the Jeep vehicle line and other similar vehicles.
- As a direct result of unreasonably dangerous defects in the subject vehicle and the 14. breach of the duty owed by Defendants Chrysler, Global Electric, Alamo, and Roc Air Bag Manufacturer and the breach of the duty owed by Defendant Alamo, Plaintiff suffered injuries to her brain, jaw, fiber and facial bones, including but not limited to severe brain trauma.
- Upon information and belief, at the time of the aforesaid accident, the subject 14. vehicle and its component parts were in the same condition as when they left the control of Defendants Chrysler, Global Electric, Alamo, and Roe Air Bag Manufacturer who manufactured them and were being used without any substantial change or alteration in their condition.
- As a direct and proximate result of the conduct of the Defendants described 15. hereinabove, Plaintiffs have sustained damages in excess of TEN THOUSAND DOLLARS (\$10,000,00).
 - As a result of Defendants' conduct, as set forth herein, Plaintiffs have been required 16.

to retain the services of an attorney, and, as direct, natural, and foreseeable consequence thereof, has been damaged thereby, and is entitled to reasonable attorneys' fees and costs.

17. Defendants have acted willfully and maliciously, and with oppression, fraud, or malice, and as a result of Defendants' wrongful conduct, Plaintiffs are entitled to an award of exemplary or punitive damages.

SECOND CAUSE OF ACTION LOSS OF CONSORTIUM

- 18. Plaintiffs hereby incorporate Paragraph Nos. 1 through 17 above as though fully set forth herein.
- 19. At all times mentioned herein, Plaintiff was and is now the wife of Plaintiff
- hereinabove alleged, Plaintiff

 has suffered, and will continue to suffer the loss of services of his wife, and his comfort and happiness in his society and companionship have been impaired, and Plaintiff

 as suffered and will continue to suffer loss of her consortium since the date of the incident in that she was disabled and mentally upset causing the homelife and general conjugal relationship of the Plaintiffs to be greatly impaired, all to his damage in amount in excess of TEN THOUSAND DOLLARS (\$10,000.00).
- As a result of Defendants conduct, as set forth herein, Plaintiffs have been required to retain the services of an attorney, and, as direct, natural, and foreseeable consequence thereof, has been damaged thereby, and is entitled to reasonable attorneys' fees and costs.
- 22. Defendants acted willfully and maliciously, and with oppression, fraud, or malice, and as a result of Defendant's wrongful conduct, Plaintiffs are entitled to an award of exemplary or

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punitive damages.

THIRD CLAIM FOR RELIEF STRICT PRODUCT LIABILITY

- 23. Plaintiffs hereby incorporate Paragraph Nos. 1 through 22 above as though fully set forth herein.
- The subject vehicle and its component parts that were designed, tested, manufactured, inspected, constructed, maintained, marketed, sold, rented and distributed by Defendants were unreasonably dangerous and defective, in that they were designed, tested, manufactured, inspected, constructed, maintained, marketed, and distributed with characteristics that rendered them unsafe for the use for which they were intended in light of their nature and intended function or for reasonably foreseeable uses.
- 25. The subject vehicle and its component parts failed to perform as expected and were more dangerous that reasonably expected by an ordinary consumer.
- 26. The defects existed in the subject vehicle and its component parts at the time they left the control of Defendants and continued in the defective condition until the subject incident.
- 27. That Defendants designed, tested, manufactured, inspected, constructed, maintained, distributed, sold, rental, and distributed the subject vehicle, subject air bag system and delivered to Plaintiff a vehicle that was not crash worthy, and further failed to warn of the defective condition of the subject vehicle.
- 28. That Defendants are strictly liable for the unreasonably dangerous and defective condition of the subject vehicle and its component parts.
- 29. That Defendants breached their express and implied warranties with respect to the subject vehicle and its component parts.

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	30.	As a direct and proximate result of the defects in the subject vehicle and its
comp	onent pa	irts as set forth described herein, Plaintiffs have sustained damages in excess of TF?
тноц	JSAND	DOLLARS (\$10,000.00).

- As a result of defects in the subject vehicle and its component parts, as set forth 31, herein, Plaintiffs have been required to retain the services of an attorney, and, as direct, natural, and foreseeable consequence thereof, has been damaged thereby, and are entitled to reasonable attomeys' fees and costs.
- Defendants have acted willfully and maliciously, and with oppression, fraud, or 32. malice, and as a result of Defendants' wrongful conduct, Plaintiffs are entitled to an award of exemplary or punitive damages.

FOURTH CAUSE OF ACTION NEGLIGENT FAILURE TO INSPECT AND WARN

- Plaintiffs hereby incorporate Paragraph Nos. 1 through 32 as though fully set forth 33. herein.
- Defendants inspected the subject vehicle before June 30, 2007, and knew or should 34. have known that the subject vehicle, the air bag system, and its component parts were defective in design and/or manufacture and failed to warn the Plaintiff of the dangerous condition, to Plaintiffs detriment and damages as heretofore alleged.
- That the failure to inspect and warn was a proximate cause of the injuries and 35. damages heretofore alleged and was, further, a willful and conscious disregard of known safety procedures.
- As a direct and proximate result of the conduct of the Defendants described 36. hereinabove, Plaintiffs have sustained damages in excess of TEN THOUSAND DOLLARS

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(\$10,000.00).

- 37. As a result of Defendants' conduct, as set forth herein, Plaintiffs have been required to retain the services of an attorney, and, as direct, natural, and foreseeable consequence thereof, has been damaged thereby, and we entitled to reasonable attorneys' fees and costs.
- 38. Defendants have acted willfully and maliciously, and with oppression, fraud, or malice, and as a result of Defendants' wrongful conduct, Plaintiffs are entitled to an award of exemplary or punitive damages.

FIFTH CAUSE OF ACTION BREACH OF WARRANTY

- 39. Plaintiffs hereby incorporate Paragraph Nos. 1 through 38 as though fully set forth herein.
- 40. Through the design, testing, manufacture, assembly, marketing, sale, rental, and distribution of the subject vehicle, implied warranties of merchantability and fitness for use arose by operation of the Nevada common law.
- 41. The subject vehicle and its component parts were neither merchantable nor fit for their intended use; and, on the contrary, were defective and unreasonably dangerous due to the breach by Defendants of the implied warranties of merchantability and fitness for use for the reasons described above.
- 42. The aforesaid breaches of implied warranty were causes in fact and proximate causes of the damages sustained by Plaintiffs.
- 43. As a direct and proximate result of the conduct of the Defendants described hereinabove, Plaintiffs have sustained damages in excess of TEN THOUSAND DOLLARS (\$10,000.00).

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	44.	As a result of Defendants' conduct, as set forth herein, Plaintiffs have been require
to reta	in the se	ervices of an attorney, and, as direct, natural, and foresceable consequence thereof,
has he	en dam:	aged thereby, and is entitled to reasonable attorneys' fees and costs.

Defendants have acted willfully and maliciously, and with oppression, fraud, or 45. malice, and as a result of Defendants' wrongful conduct, Plaintiffs are entitled to an award of exemplary or punitive damages, thereby entitling Plaintiffs to an award of general and punitive damages in an amount in excess of TEN THOUSAND DOLLARS (\$10,000.00).

SIXTH CAUSE OF ACTION NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

- Plaintiffs hereby incorporate Paragraph Nos. 1 through 45 as though fully set forth 46. herein.
- Defendants, and each of them, have negligently inflicted emotional distress to the 47. Plaintiffs.
- As a direct and proximate result of the conduct of the Defendants described 48. hereinabove, Plaintiffs have sustained damages in excess of TEN THOUSAND DOLLARS (\$10,000.00).
- As a result of Defendants' conduct, as set forth herein, Plaintiffs have been required 49. to retain the services of an attorney, and, as direct, natural, and foreseeable consequence thereof, has been damaged thereby, and are entitled to reasonable attorneys' fees and costs.
- 50. Defendants have acted willfully and maliciously, and with oppression, fraud, or malice, and as a result of Defendants' wrongful conduct, Plaintiffs are entitled to an award of exemplary or punitive damages.

WHEREFORE, Plaintiffs pray for judgment of this Court as follows:

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Ĭ.	General damages in an amount in excess of TEN THOUSAND DOLLAR
	according to proof at trial;

- 3. Punitive damages in an amount in excess of TEN THOUSAND DOLLARS (\$10,000.00) according to proof at trial;
 - 4. For costs of suit incurred herein; and
- 5. For such other and further relief as the Court may deem just and proper in the premises.

DATED on this day of July, 2008

MAINOR EGLET COTTLE TRIAL LAWYERS

KOBERT W. COTTLE, ESQ.

Nevada Bar No. 4576

DAVID A. TANNER, ESQ.

Nevada Bar No.: 8282

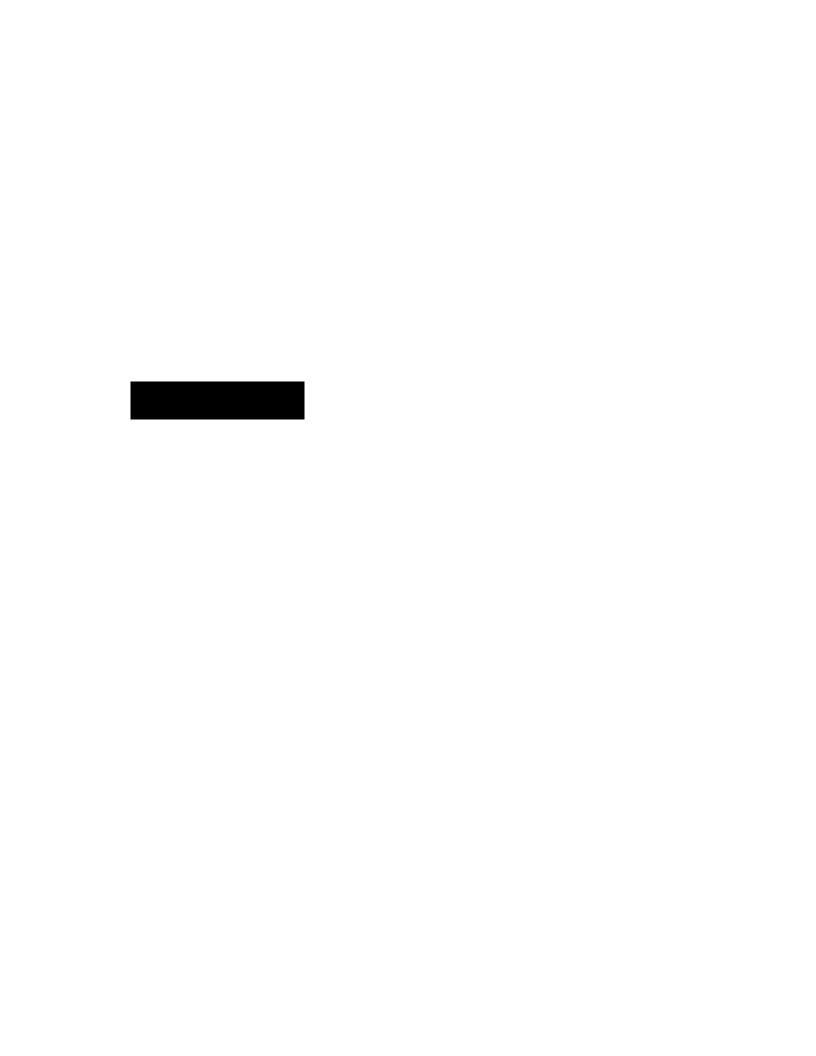
City Centre Place

400 South Fourth Street Suite/Floor 6

Las Vegas, Nevada 89101

(702) 450-5400

Attorneys for Plaintiffs



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9 - DIAGRAM			NORTH .	11 - SKIDDING VEHICLE OCCURRED YES:
			<u> </u>	UNIT NO. A.R.S. NO. OR CITY CODE
				14 - PRIOR ACTION RAN OFF ROADWAY PRIOR TO FIRST HARMFUL EVENT YES ☑ NO □ RIGHT □ LEFT UNIT NO.
	TAPPENED (FOR FULL NARRATIVE S	EE ATTACHED)		15 - MANNER OF COLLISION CHECK ONLY ONE 1
FARKER POLICE DEF	ARIMENI			30 - TRAFFIC UNIT ACTION
1314 11th Street				CHECK ONE PER UNIT 1 2 3 1 1 0 0 0 GOING STRAIGHT AHEAD
Parker, Arizona 8	35344			2 D SLOWING IN TRAFFICWAY 3 D STOPPED IN TRAFFICWAY
928-669-2264				4
				6
		INJURED	TAKEN TO / BY	8 D D LEAVING ALLEY OR DRIVEWAY 9 D D OVERTAKING / PASSING
				10
15 - LIGHT CONDITION	21 - SPECIAL LOCATION	24 -NON INTERSECTION ROAD	28 - VIOLATIONS / BEHAVIOR	PEDESTRIAN 13
CHECK ONLY ONE	CHECK ONLY ONE 1 SCHOOL CROSSING	CHARACTER CHECK ONLY ONE	TWO CHOICES PER PERSON MAY BE SELECTED 1 2 3	14 LEAVING PARKING POSITION 15 PROPERLY PARKED
2 DAWN OR DUSK 3 D DARKNESS	2 PEDESTRIAN CROSSWALK (STRIPED)	1 ☑ 2 - WAY, STRIPED CENTERLINE 2 ☐ 2 - WAY, NO STRIPE	1 🔲 🔛 NO IMPROPER ACTION 2 📗 🔲 SPEED TO FAST FOR CONDITIONS	16
YES NO	3 PEDESTRIAN PROSSWALK (NO STRIPING) 4 BRIDGE	3 2 - WAY, PAINTED MEDIAN	3	18
1 STREETLIGHT 2 STREETLIGHT ELINGTIONING	5 TUNNEL 6 Recrossing	5 2 - WAY, CONCRETE BARRIER 6 2 - WAY CABLE BARRIER	4 FAILD TO YIELD RIGHT-OF-WAY 5 FOLLOWED TOO CLOSELY	20 0 0 walking against traffic 21 0 0 standing
FUNCTIONING	7 ORE AREA 8 D BIKE PATH	7 2 - WAY, DEPRESSED MEDIAN B 2 - WAY, EXTENDED MEDIAN	6 🖫 🗌 🗎 RAN STOP SIGN 7 🔲 🔲 DISREGARDED TRAFFIC SIGNAL	22 CHANGING LANES 23 CLYING
17-WEATHER CONDITIONS CHECK ONLY ONE	2-WAY LEFT TURN LANE	9 2 1- WAY STREET	8	24
☑ CLEAR : ☐ CLOUDY	22-UNUSUAL ROAD CONDITION CHECK ONLY ONE	25 -ROAD GRADE CHECK ONLY ONE	10 KNOWINGLY OPERATED WITH	25 \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
: SLEET / HAIL	1 UNDER CONSTRUCTION TRAFFIC ALLOWED	1 PALEVEL 2 DOWNGRADE	FAULTY OR MISSING EQUIPMENT 11 REQUIRED MOTORCYCLE	27 UNKNOWN
	2 UNDER CONSTRUCTION NO TRAFFIC ALLOWED	3 UP- GRADE 4 HILLCREST	SAFTY EQUIPMENT NOT USED 12	31 - VISION OBSCUREMENT CHECK ONE PER UNIT
□ BLOWING SAND. SOIL DIRT, SNOW E □ FOG, SMOG, SMOKE	3 UNDER REPAIRS 4 HOLES, RUTS, BUMPS	5 DIP	13 UNSAFE LANE CHANGE 14 OOO OTHER UNSAFE PASSING	1 2 3
FOG, SIMOG, SIMOKE	5 OBSTRUCTION. PROTECTED 6 OBSTRUCTION,	26 - ROAD SURFACE CONDITION CHECK ONLY ONE	15	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
18 - ROAD SURFACE TYPE CHECK ONLY ONE	UNPROTECTED 7 OBSTRUCTION,	1 Ñ -DRY 2 □ WET	17 🗌 🗍 walked on wrong side of ROAD	3 BY MOVING VEHICLE 4 BY BUILDING 5 BY EMBANKMINT
S ASPHALT CONCRETE	UNLIGHTED AT NIGHT 8 DEFECTIVE SHOLDER	3 ☐ SAND, MUD, DIRT, OIL, GRAVEL 4 ☐ SNOW	18 OTHER 19 UNKNOWN	6 Sy Signboard
CONCRETE GRAVEL GRAVEL GRAVEL	9 CHANGING, ROAD WIDTH 10 WATER (STANDING OR MOVING	5 SLUSH	29 -VEHICLE CONDITION TWO CHOICES PER VEHICLE MAY BE SELECTED	8 By LOAD ON VEHICLE 9 BY TREES, BRUSHES
5 ☐ OTHER	11 2-WAYLEFT TURN LANE	6 ☐ ICE 7 ☐ OTHER	1 2 3 1 🖸 🕽 NO APPARENT DEFECT	10 D BY HEADLIGHT
19 - TYPE OF LOCATION CHECK ONLY ONE	23 -TRAFFIC CONTROL DEVICES LEGEND:	8 UNKNOWN 27 - CONDITIONS INFLUENCING DRIVER	2 C D DEFECTIVE BRAKES	12 O BECOUSE OF BAD WEATHER 13 O OTHER
· MINTERSECTION	A- DEVICE OPERATIONAL B- DAMAGED OR NON-FUNCTIONAL	TWO CHOICES PER PERSON MAY BE SELECTED		14 RAIN, SNOW, FOG, ON WINDSHELD 15
☐ JUNCTION AREA ☐ NON- JUNCTION AREA	PRIOR TO ACCIDENT CHECK ANY THAT APPLY	1 2 3 1	6 D DEFECTIVE TURN-SIGNAL	32 - DIRECTION OF TRAVEL
□ DRIVEWAY ACCESS □ ALLEY ACCESS	A B 1 TRAFFIC SIGNAL	2	7 PUNCTURE OR BLOWOUT 8 ONE OR MORE SMOOTH TIRES	CHECK ONE PER UNIT
€ ALLEY	2 YIELD SIGN	4 🗆 🗆 ILLNESS 5 🗎 🗎 FELL ASLEEP/ FATIGUED	9	1,2,3 1,2 3 1,2,3 1,2 1,2 3 1,2 3 1,
2-) - INTERSECTION RELATED	4 WARNING SIGN 5 RAILROAD SIIGNAL	6 D D PHYSICAL IMPAIRMENT 7 D D PRESCRIPTION DRUGS	11 ODEFECTIVE EXHAUST SYSTEM 12 ODEFECTS	2
YES (NO)	6 FLASHING SIGNAL 7 FLAGMAN OR OFFICER	8 O OTHER 9 🖾 O UNKNOWN	13 O NO TRAILER BRAKES 14 OO UNKNOWN	4 🔲 🗀 WEST 8 🛅 🗀 SE 9 🗎 🗎 UNKNOWN

	ARIZONA TRAFFIC ACCIDENT RE	PORT				RE	PORT	D		= 110			- 58	Agency Re	port Number
	FATAL SUPPLEMENT FORWARD COPY TO		YEAT MONTH	DA	Y	- 1	HOUR	1	NCIC I	NO	OFFI	CERS	DNO.		71.
	TRAFFIC RECORDS SECTION, 06 ARIZONA DEPARTMENT OF TRANSPOR		10 -1-0	-	32.0	_	_	. -		1		0	0-1		- Santa
	06 S. 17th AVE., PHOENIX, ARIZONA 85		0706	3	0	2	2	11	4 / 5	011		1	20		yed Fatality MARITAL STATU
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Į.	DESCRIPTION OF CLOTHING													HELMET	USED O N
(DESCRIPTION OF PROPERTY (CON	(T)		-	_	-		-							
5	5														
-	PROPERTY INCUSTODY OF:		NAME				ADDF	RESS					CITY		STATE
	NEXT OF KIN: NAME			ADDF	RESS						CITY		S	ATE	RELATION
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	DYES DINO DOUG	-	POPPA	ľ	DA10	10.			INH	UN					
1	NAME OF DRIVER		17.4.4					-		1 01	11		RACE		
J.	SAME AS VICTI														
DDIVED	OCCUPATION												MARITAL S		
					_								V.N	10	
100	OMMENTS														
-		-				_	_					-			
D	ECEASED AT SCENE: Yes No	I /TR	ANSPORTED TO HOSPITA	L Y	es 🗹	No									
1		and the		-							AMDI	II A NO	DE DEPAR	TED SCEN	E
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8	AMBULANCE CALLED AMBU	JLANCE	ADDIVED						THE NEXT		AMB	ULAN	CE ARRIV	ED AT HO	SPITAL
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	2217 UN	141									*DIEA	CE INIC	ICATE WHE	THER THE	IICTIN
6	MARK DAMAGED AREA(S) OF VICTIM'S VEHICLE	7	RESTRAINT USAGE /	BES	TRAI	NTE	AILUR	F			WAS	TRANS	PORTED B	GROUND (G)
-	OF VICTIM'S VEHICLE		112011111111111111111111111111111111111			1		-			10000	777		2000	
1		ENT	TER SEAT POSITION	0	W	12	PR				OT	uen i	//CTIME T	DANCEDO	TED
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1	iΫ́	ш	RESTRAINT PROPERLY				-		TERRAIN				47		(QUANTITY)
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1	DEFINEDIC CIONATURE AND ID HUMBE		A COLUMN TO SERVICE OF THE SERVICE O	100	ENCY		حانيا	_					DATE DE	ORT COMP	ETED
,	OFFICER'S SIGNATURE AND ID NUMBE	.n		AG	ENCY										
d	Mr F		1520	17	PA	15	SE	5	PD			DE	107/	dh Tysler	nites
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RKER LICE DEPAR	TMENT		Page . 1	Accident Detail Page			
11TH ST ER, AZ 85344			Print Da	te: 09/20/2007	Accident	#	
	Day Saturday	Time: 2	2:17	Officer ID : 586	L	Agency: PPD	
Beat PS	Sector:	District	PS	In although the	00748	Other #:	
Location HWY 95 x street HWY 72 PARKER		y comments of comments of comments and the comments of					
		SUBJEC		HICLE INFORM			
Vehicle DRIVER'S LICENSE	NUMBER		STATE	MAKE / MODE	/ COLOR	2007	
1			INJUR/FA	AT		VIN	
3-4-5			1	WHI	-	1J8GR48K17C	
PED STREET ADDRESS				ALAMO FINA	the second second second second	SAME AS DRIVER L.P.	
PASS. CITY/STATE/ZIP				OWNER'S ADDRESS	s	SAME AS DRIVER YOOD AVE SUIT 100	
3767616	S HEIGHT WEIGHT BIF	RTHDATE	AGE RAC	the deficient opposite to the		X TOWED	
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OTHER HOME PHONE	BUSINE	35 PHONE		DESCRI	BE VEHICLE D.		
INSURANCE CARRI	ER					OR X TOTAL	
DIR OF ON STREET	OR HIGHWAY	SPEED LIMIT 0	MOVEMEN.	T PRECEDING COLLISION	***	xo	
Vehicle DRIVER'S LICENSE	100000000000000000000000000000000000000		STATE	MAKE / MODEL	/ COLOR	VEH YEAR LICENSE NUMBER STA	
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INSURANCE CARRI	ER					E MINOR OR TOTAL	
DIR OF ON STREET	OR HIGHWAY	SPEED LIMIT 0	MOVEMEN	T PRECEDING COLLISION			
Offense: 28-855A - Failed		e - 20 hr	gn		Weather:	Clear	
Collision Type : Sidesw	ipe	Controls : Op	eration	al Warning Sign	Roadway	Mod. Traffic	
Involved With: Other N	Notor Vehicle	Hit & Ru	n: N	Tow Away N	Surface :	Dry	
Dad Action	estrians	Alcohol Relati	ed:N	Private Property : N	Lighting:	Night with Street Lights	
Fixed Obj.	Loc First	Measured	F	Rd Design Yes		Surface Fe No- Ran Off	
Alignment Asphalt	att 6	Intersection		att 7 2-Way S	Striped	att 8 Level	
Mike Bailey		586		-	Reviewed	By: Date: 07/18/2007	

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11TH S							Print Date	e: 09/20/20	007	Accident #				
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DRIVER	NAME (F	IRST, MIDDLE	LAST)				INJUR/FAT	WHI		and title	1J8GR4	18K17C		
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								ALAMO	-					
PASS.	CITY / ST	ATE / ZIP						OWNER'S ADDR			OD AVE	SUIT 100		
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	TV-SHE. [1	INOT, IMIDDEL					1	WHI			1J8GR4	8K17C		
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D: Mik	e Baile	y			586					Dennis Sh	rewsbury	07/18	3/2007	

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DRIVER	NAME (FIRST MIDD) F LAST)	INJUR/FAT		*****		VIN	WILLIAM STATE	
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PASS	CITY / STATE / ZIP PARKER AZ		OWNER'S ADDR	ESS	X SAM	NE AS DRIVER		
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DRIVER	NAME (FIRST, MIDDLE, LAST)	INJUR/FAT				VIN		
PED	STREET ADDRESS		OWNER'S NAME		SAM	E AS DRIVER		
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er ID: Mik	re Bailey 586				Reviewed By		Pale:	

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Accident Detail Page

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09/20/2007

Accident #

PARKER POLICE DEPARTMENT 1314 11th Street Parker, Arizona 85344 928-669-2264

Sergeant J. Martinez #\$18
Officer F. Baldenegro #P52
Officer M. Bailey #P50

LA PAZ COUNTY SHERIFF'S DEPARTMENT 1109 Arizona Avenue Parker, Arizona 85344 928-669-6141

Deputy J. Quandel

ARIZONA DEPARTMENT OF PUBLIC SAFETY 2111 E. Gila Ridge Road Yuma, Arizona 85365 928-782-1679

Officer K. Jackson

#6661

#71

RIVER MEDICAL 415 El Camino Lake Havasu City, Arizona 86403 928-855-3428

2902

2904

2906

TRI - STATE CARE FLIGHT 2000 Highway 95 Suite 210 Bullhead, Arizona 86442 1-800-800-0900

Officer ID Mike Bailey

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Reviewed By

Dennis Shrewsbury

Date 07/18/2007

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Print Date :

09/20/2007

Accident #

Care Flight #6

Adam Hite

Pilot

Troy Jenson

Flight Nurse

James Groat

Paramedic

Care Flight #7

Tom Cislo

Pilot

Phillip Fitzgerald Flight Nurse

Ryan Fix Paramedic

NATIVE AIR

P.O.B. 6069

Mesa, Arizona 85216

1-800-806-7106

Native 8

Native 6

PARKER FIRE DEPARTMENT 1101 Arizona Avenue Parker, Arizona 85344 928-669-2206

Engine #2221 Captain Karl Hartmetz Teddy Seibert

ARIZONA DEPARTMENT OF TRANSPORT - EMERGENCY RESPONSE TEAM 771 W. Kuehn Boulevard Quartzsite, Arizona 85359

Stacy Sway Robert Flanders John Lopes Bub Bergen

INITIAL OBSERVATIONS:

On 06-30-2007 at approximately 2245 hours, I responded to two-vehicle, injury collision at the intersection of State Routes 95 and 72. Upon my arrival, I noticed a Parker Police vehicle parked in the west bound lanes of State Route 72. I then noticed a Parker Fire Department truck parked in the #2, westbound lane of State Route 95. A River Medical ambulance parked in the #2, westbound lane of State Route 95. A second River Medical ambulance parked on the service road north of State Route 95,

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Dennis Shrewsbury

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and another Parker Police vehicle parked in the #1 and #2, westbound lanes of State Route 72. I then noticed a white Jeep sport utility vehicle with heavy damage facing southwest north of the westbound lanes of State Route 95. I then noticed a white utility truck lying on the left side approximately 200 feet from the Jeep north of the westbound lanes on State Route 72.

ROAD AND WEATHER CONDITIONS:

The junction of State Routes 95 and 72 is a four way intersection. State Route 95 eastbound becomes State Route 72. It has two lanes of travel for eastbound traffic and two lanes of travel for westbound traffic. There is a left turn lane for west and eastbound traffic as well as a right turn lane for eastbound traffic. State Route 95 has one lane of travel for north and southbound traffic. There is a left turn lane for northbound traffic. There is a stop sign for northbound traffic on State Route 95 with functioning streetlights. The roadway is constructed of an asphalt type material with no apparent defects in the roadway. The roadway was dry at the time of the collision. The weather was clear at the time of the collision. The collision occurred during the hours of darkness.

roadway. The roadway was dry at the time of the co	
collision. The collision occurred during the hours of	
VEHICLE, DRIVER, PASSENGER INFORMATION:	
VEHICLE #1	The state of the s
Vehicle #1 was a White, 2007 Jeep sport utility veh	icle with a California license plate of
Vehicle #1 sustained major damage the front, right	, and left sides as a result of the collision. Parker
Towing removed vehicle #1 from the scene.	
The driver of Vehicle #1 was identified as I	with a date of birth of through
Central Dispatch from a valid Nevada driver's licen	se. sustained head injuries and was
flown to Good Samaritan Hospital in Phoenix, Ariz	ona as a result of her injuries.
The front seat passenger of Vehicle #1 was identifi	ied as with a date of birth of
hrough Central Dispatch from a valid	Nevada driver's license.
injuries all over. She was flown from the scene to	Saint Joseph's Hospital în Phoenix, Arizona.
The rear seat passenger was identified as	with a date of birth of
from a Mexico Passport.	was flown from the scene to Saint Joseph's
Hospital in Phoenix, Arizona where she later died a	as a result of her injuries.
The other rear seat passenger was identified as	with a date of birth of
from a Mexico Passport. Montoya sust	tained injuries all over. River Medical transported him
to La Paz Regional Hospital. He was later flown to	Good Samaritan Hospital in Phoenix, Arizona.
VEHICLE #2	
Vehicle #2 was a White, 2007 Ford truck with an Al	rizona license plate of Vehicle #2 sustained
major damage to the front, right, left, and top as a	result of the collision. Parker Towing removed
Vehicle #2 from the scene.	

The driver of Vehicle #2 was identified as with a date of birth of through

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Officer ID . Mike Bailey

Reviewed By:

Denuis Shrewsbury

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Central Dispatch from a valid Arizona driver's license. The collision.

stated he was traveling eastbound on State Route 95, approaching the intersection. He stated he thought the vehicle was starting to slow down approximately a quarter mile south of the stop sign. He stated it looked as if the vehicle then sped up as it neared the stop sign. He stated he attempted to avoid the vehicle by applying the brakes and driving into the left turn lane. He stated he thought he missed the vehicle when it hit the right, rear quarter panel of his truck.

INVESTIGATION:

Based on evidence at the scene and driver statements; Vehicle #1 was traveling northbound on State Route 95 at a high rate of speed when it failed to stop at the posted stop sign. Vehicle #1 traveled through the intersection and collided with Vehicle #2. Vehicle #2 was traveling eastbound on State Route 95 towards State Route 72 when it collided with Vehicle #1. After colliding with each other, Vehicle #2 continued east bound on State Route 72 coming to an uncontrolled position of rest off the north side of the roadway. Vehicle #1 rotated counter clockwise and came to an uncontrolled position of rest on its tires west of Vehicle #2 off the north side of the roadway.

Officer ID Mike Bailey 586 Reviewed By: Date 07/18/2007

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	Acc	ident No			
	Reported	07/02/2007	16:30	Monday	

On 07-01-2007 at approximately 1830 hours, I spoke with the state of the occupants that was flown to Saint Joseph's Hospital had died after arriving. I told them I had attempted to confirm who had died but was unable to.

At approximately 1945 hours, I contacted the trauma nurse who had information regarding the occupant who died. She told me she was unable to identify her because she had no identification on her. I advised her of the two names I had and asked if she had a physical description of the two females. She told me the one who died was approximately two hundred pounds, older, and had light colored hair. She stated she was not comfortable confirming her by the physical description. I then faxed copies of the two females' Passport pictures to her. I then faxed the pictures to the Maricopa County Medical Examiner's office.

After talking with the nurse at Saint Joseph's Hospital, I contacted Doug, who had left Parker and traveled to Phoenix. He stated was the one who had died and was in critical condition.

Officer ID Mike Bailey

586 PPD

Reviewed By :

Jose Martinez

Date : 08/10/2007