

Lakeville Police Department  
323 Bedford St.  
Lakeville, Ma 02347  
508-947-4422  
Incident Report



Incident Number: 2020000010968  
File No: N/A  
Dispatch Incident Number: 2020000010980  
Print Date: October 12, 2020  
Printed By: asederquist

Narrative by: Patrolman Andrew Sederquist (seder) Division: Police Officer (continued)

<u>Date &amp; Time</u>	<u>Narrative Description</u>	<u>Entered by</u>	<u>Status</u>	<u>Reviewed by</u>	<u>Last Edit Date</u>
10/11/2020 19:25		Patrolman Andrew Sederquist (seder)	Open		10/11/2020

speed at 24 Miles per hours. Okeefe was later bailed by Clerk Magistrate Fregault.

Okeefe was issued Massachusetts Uniform Citation T2237461 in his property bag and charged with the following:

- Ch 90 S24L/E - OUI Liquor & Serious Bodily injury & Negligent
- Ch 90 S24 - Operating to endanger
- Ch 89 S8 - Fail to yield right of way

Respectfully Submitted,

Officer Andrew Sederquist #70  
Lakeville Police Department

  
Signature - Reporting Officer

\_\_\_\_\_  
Signature - Reviewing Officer

Lakeville Police Department

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done?”. I advised him that it was a 30 second test to which he looked at me confused. While attempting the assessment Okeefe waived from side to side, hopped twice, bent his knees, raised his arms above the allotted 6 inches and was unable to hold his raised foot approximately 6 inches off the ground. I instructed him once more that it was a 30 second test advising him to continue. Okeefe paused for a moment appearing confused before attempting the test once more. Okeefe raised and lowered his foot between 1-2 feet, raised his arms approximately 45 degrees, shuffled his left foot to maintain his balance as he waived from side to side and stopped counting at 7 One thousand. I concluded the assessment. It should be noted Okeefe had on flat soled shoe what were in good condition.

For the last assessment I began to physically demonstrate the walk and turn while giving verbal instructions. I instructed Okeefe to stand heel to toe while I demonstrated the test. Okeefe was unable to stand heel to toe with his feet planted at an angle and periodically raising his arms and bending his knees in an attempt to remain in the position. I remained in the heel to toe fashion properly while I waited for Okeefe to take the proper stance. Okeefe remained with his feet offset and angled appearing to ignore my request to assume the starting stance. I then demonstrated three proper steps and advised him that I was only taking three however it was in fact 9 steps. I then demonstrated the proper turn, making small short choppy steps and took another 3 steps back. I reiterated that it was 9 steps forward, a series of small short choppy steps for the proper turn and 9 steps back counting out loud with his hands pressed against his sides. As I gave instruction to begin Okeefe took 12 steps. Okeefe counted 12 steps with his arms raised over 12 inches. Okeefe took the first 6 steps heel to toe with his feet angled. While taking the first 6 steps Okeefe raised his arms, bent his knees while wavering from side to side. Okeefe then stepped offline on 7,8, 10 and 12. Okeefe stopped the test after causally turning around. I advised him that it was 9 steps back to which he stepped back onto the yellow line and took a series of 10 steps. Okeefe missed heel to toe, waived from side to side and stepped off line multiple times. I approached Okeefe and advised him that he was under arrest. Okeefe was secured into properly fit double locked hand cuffs that were finger checked for tightness. I secured Okeefe into the rear of my cruiser where he awaited transport to the station for booking. Officer Norcross remained on scene to assist Midtown towing with the vehicles. Officer Norcross, spoke to the clerk inside of Joe's Gas. She advised him that there is possibly surveillance footage, that may have captured the accident. I will have the day shift follow up in the morning to attempt to retrieve the footage.

I cleared the scene and transported Okeefe to the station for booking. Once at the station I opened the rear cruiser door to escort Okeefe into the station. With the rear door open I detected a strong odor of and alcoholic beverage through my face mask which was coming from the prisoner's compartment. I escorted Okeefe into the booking room where he was processed in accordance to the Lakeville Police Departments policy and procedure. Sergeant Pacheco afforded Okeefe his rights to a doctor General Laws Ch. 263, Sec. 5A, right to a telephone General Laws, Ch. 276, Sec. 33A, and request to submit to a chemical test pursuant to General Laws, Ch. 90, Sec 24. After being advised of the penalties for such refusal consequences Okeefe elected to refuse the breathalyzer and was processed as such. Sergeant Pacheco processed Okeefe as a refusal in the Drager Alcotest 9510 with Officer Taje as a witness. I afforded Okeefe his Miranda rights of which he refused to speak. Okeefe was afforded a phone call and contacted family. Sergeant Pacheco placed Okeefe into Cell 3 where he awaited the arrival of bail.

Clerk Magistrate Fregault was notified and set bail at \$540.00. While waiting for bail I contacted the Lakeville Fire department and spoke with Paramedic Pam Garrant in regards to the victim's status. Medic Garrant advised me that he was transported to Good Samaritan Trauma center with internal Chest trauma, head trauma, neck trauma and trauma to his collar bone. Dispatcher Anthony Keaney advised me that the 911 call was from Okeefes' vehicle which reported his



Narrative by: Patrolman Andrew Sederquist (seder) Division: Police Officer (continued)

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10/11/2020 19:25		Patrolman Andrew Sederquist (seder)	Open		10/11/2020

Club after golfing". As Okeefe spoke I identified the odor of alcoholic beverage was coming from his mouth. The Lebaron hill country club is a Gold club that has a bar and serves alcohol. I asked him if he had any alcoholic beverages while he was golfing to which he starred at me blankly for a few moments before stating "Yea. I had three" in a slurred manner. I asked him what kind of alcoholic beverage did he have to which he stated in a slow confused manner "Beer". Due to the moderate odor of an alcoholic beverage, his slurred and confused speech, blood shot and glassy eyes and obvious lack of balance I asked if he would perform a few roadside assessments to determine if he was ok to drive. Okeefe stated "Yea sure" in a slurred manner.

I requested Okeefe to walk over to the side parking lot away from any debris. I had pointed to an area that flat and clear of cracks and debris. Okeefe appeared confused and did not move. I asked him again to which he looked at me confused with a blank stare. Okeefe then appeared surprised without speaking and started to walk over to the area. As Okeefe was walking he appeared to have difficulty maintaining his balance. Okeefe also appeared to correct his imbalance by widening his stance and taking smaller steps. As Okeefe walked he would waiver from side to side slightly and would roll his feet to catch himself from tripping. As we got to the area I asked if he had any new injuries once more or if he had any past injuries that would prevent him from conducting any balance testing. Okeefe raised his shoulders and arms stating "no I'm not hurt I'm just fine". I asked again if he had any past surgeries or injuries to which he stated "nope". I asked if he wore contacts or glasses to which he stated "nope". I advised him that I would now begin instruction for the first assessment.

I instructed Okeefe to remain with his feet together and his hands down by his side while I gave the initial instructions for the horizontal gaze nystagmus test. I then gave him instructions to follow my finger with his eyes and his eyes only keeping his head completely still. Okeefe appeared confused and stated that he understood. I first checked for resting nystagmus to which none was present. Through the first few passes Okeefe moved his head. I stopped the test once and reiterated that he was to keep his head still. I checked for equal tracking which yielded positive results. Once equal tracking was observed I proceeded to observe his eyes ability to smoothly track my movements. Okeefe was showing lack of smooth pursuit through numerous passes. I then held my finger at maximum deviation, double checking both eyes, which yielded distinct and sustained nystagmus. Okeefe's eyes then showed onset nystagmus prior to 45 degrees. Throughout the test Okeefe was swaying from side to side slightly appearing to have difficulty remaining in a stationary position.

For the next assessment I began to give instructions for the one leg stand. I began the demonstration at the starting position with both feet together and hands down by his side. I then instructed him to not begin the test before I gave instruction to do so. I demonstrated by raising my left foot, stating that he could use which ever foot he felt more comfortable with, approximately 6 inches from the ground with his toe facing down. Furthermore, I also demonstrated the straight legged manner and held the stance. I then instructed that when I told him to begin that he was to look at the elevated foot and count out loud; one one thousand, two one thousand, three one thousand in that fashion reiterating that it was a thirty second test. I asked if Okeefe understood the instruction to which he appeared confused and did not answer. I asked if he wished for me to give the instruction once more to which he stated "no I got it" in a slurred manner. When I gave the instruction to begin the test Okeefe raised his right foot approximately 2 feet from the ground. Okeefe also raised his arms at a 45-degree angle past the allotted 6 inches and hopped slightly to maintain his balance. Okeefe then bent both legs at the knees, lowering his stance. He counted to 2 before hopping and counted 3 one thousand twice. Okeefe then counted to 6 one thousand before dropping his right foot to the ground and asked "am I



Narratives for Incident Number 202000010968 ? Yes

Other Narratives not authorized for print? None

Narratives this user authorized to print:

Narrative by: Patrolman Andrew Sederquist (seder) Division: Police Officer

<u>Date &amp; Time</u>	<u>Narrative Description</u>	<u>Entered by</u>	<u>Status</u>	<u>Reviewed by</u>	<u>Last Edit Date</u>
10/11/2020 18:26		Patrolman Andrew Sederquist (seder)	Open		10/11/2020

V1 was travelling South on Bedford Street. V2 was in the North bound lane turning left into Joes Gas, 33 Bedford Street. V2 turned left in front of V1 failing to yield right of way. This caused V1 to strike V2, and caused V1 to veer off the roadway, and crashing through the large electrical JOES Gas, business sign. Operator of V1 sustained serious injuries and was transported to Good Samaritan hospital. Operator of V2 sustained no injuries and was placed under arrest. Operator of V2 received Massachusetts uniform citation T2237461. V1 sustained heavy front end damage. V2 sustained heavy damage to the front passenger side. Both vehicles were towed from the scene by Midtown Towing.

*Signature - Reporting Officer*

*Signature - Reviewing Officer*

Narrative by: Patrolman Andrew Sederquist (seder) Division: Police Officer

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On 10/11/2020 I, Officer Andrew Sederquist, was assigned to uniformed patrol in fully marked Lakeville unit 164. At approximately 1636 hours dispatch advised a 911 call was received reporting a 2-car motor vehicle accident on Bedford Street by Joes gas. Officer Norcross and I responded to the scene. Sergeant Pacheco, Officer Taje and Captain Joyce were reported to also be responding. While responding to the scene Officer Norcross called over the radio that he would be performing a "C-spine" on one entrapped operator. It should be noted, Bedford Street is a public way owned and maintained by the Commonwealth of Massachusetts. At this time of day, Bedford Street experience heavy traffic flow.

Once on scene I checked on the injured operator, later identified as Carl Prather (DOB: 06/29/1947), who was operating Massachusetts registration 921AD6. While Officer Norcross was administering care to Prather he stated "That fucker turned right in front of me". Prather appeared to be in excruciating pain and complained of neck pain and loss of feeling in his extremities. Prather's vehicle had heavy front-end damage and came to rest after striking the 'Mobile Gas' sign. With Officer Norcross administering care to Prather I asked who was operating the second vehicle. A Paul Okeefe (DOB: 06/21/1979) raised his hand and stated in a slurred confused manner "I was". Okeefe was operating Massachusetts registration 8AS321 which was facing West bound on the South bound land of travel. His vehicle sustained heavy front passenger side damage appearing to be totaled. I asked OKeefe to detail what happened to which he stated "I was driving this way (pointing North bound) and turned into here (Joes Gas station) ...He just hit me". I asked Okeefe if he was injured and needed medical attention. He stated "no I'm fine I didn't get hurt". With Sergeant Pacheco, Officer Taje and Captain Joyce now on scene I returned to my cruiser to report the vehicles to dispatch. At this time Lakeville Fire arrived on scene and provided high level care to Prather.

I returned to Okeefe and asked him to detail the events. As Okeefe was speaking I detected a moderate odor of an alcoholic beverage coming from his person. I was unable to detect this at first due to my face mask covering my mouth and nose. When I returned my mask had slide down my face exposing my nose. While speaking with Okeefe I observed that he was wavering from side to side appearing to have difficulty maintaining his balance. I also observed his eyes to be blood shot and glassy. When Okeefe would blink he would open and close his eyes slowly and delayed. I asked Okeefe where he was coming from to which he stated in a slurred thick tongued manner "I came from Lebaron County

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 Dispatch Incident Number: 202000010980  
 Print Date: October 12, 2020  
 Printed By: asederquist

**Vehicle Info**

Reg Plate - State (Year)	Vehicle Year, Make, Model	VIN	Primary Color	Second Color	Insurance Co.
8AS321 - MA (2021)	2017 Ford N/A	2FMPK3G97HBB58470	Black	N/A	ZURICH AMERICAN INSURANCE COMPANY
921AD6 - MA (2022)	2004 Toyota Sienna	5TDZA23C94S115043	Brown	N/A	PLYMOUTH ROCK ASSURANCE CORPORATION

**Property**

Property Number	Property Description	Status	Serial Number	Orig. Est. Value						
2020000000567	EMPTY DR. MCGILLICUDDYS NIP	Open	N/A	\$1.00						
Weapon Type	Vehicle Ref.	Drug Type	Container	Loss Desc.	Category Desc.					
N/A	2020000002519	N/A	N/A	Seized	Arrest					
Year	Make	Model	Width	Length	Height	Weight	Caliber	Qty	Unit of Measure	Color
N/A	N/A	50 ml	0	0	0	0	0	1.00	Dosage Units/Items	Multicolored

Owner: OKEEFE, PAUL C : 32 ORCHARD DRIVE W BRIDGEWATER, MA 02379-1827

**Citations**

Citation No	Code	Date	Status	Statute	Description
T2237461	N/A	10/11/2020 16:36	Closed	89/8	Fail to Yield Traffic\ Intersection\Rotary
T2237461	N/A	10/11/2020 16:36	Closed	90/24	Operating to Endanger
T2237461	N/A	10/11/2020 16:36	Closed	90/24L/E	OUI Liquor & Serious Injury & Negligent

**Permits**

Permit No	Type	Issue Date	Expire Date	Status	Issued To/Notes
No Permits recorded for Incident #: 202000010968					

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**Lakeville, Ma 02347**  
**508-947-4422**  
**Incident Report**



**Incident Number: 202000010968**  
**File No: N/A**  
**Dispatch Incident Number: 202000010980**  
**Print Date: October 12, 2020**  
**Printed By: asederquist**

Incident Information											
Occurred On/From	Day of Week	Date	Time	Occurred To	Day of Week	Date	Time	Reported On	Date	Time	
	Sun	10/11/2020	4:36:33PM		Sun	10/11/2020	4:36:33PM	→	10/11/2020	4:36:33PM	
Reported As Accident with PI				Incident Type - Primary Accident with PI				Arresting Officer Patrolman Andrew Sederquist			
Incident Address BEDFORD ST., LAKEVILLE, MA 02347								Reporting Officer Patrolman Andrew Sederquist (seder)			
Sector		Stat. Area		Sub Stat. Area		Census Tract		Landmark			
Business Name N/A				Incident Types - Other				Action Taken Arrest/PC			

Associated Persons Summary							
Type	Name (Last, First, MI)	Date of Birth	Sex	Home Phone #	Cell Phone #	Work Phone #	
Operator	OKEEFE, PAUL C	6/21/1979	M	N/A	(508) 494-9762	N/A	
Address: 32 ORCHARD DRIVE, W BRIDGEWATER, MA 02379-1827							
Operator	PRATHER, CARL P	6/29/1947	M	(508) 947-7020	N/A	N/A	
Address: 145 HOWLAND RD, LAKEVILLE, MA 02347							
Caller	RODERICK, ELISHA M	3/28/1984	F	(774) 297-3082	(774) 297-3082	N/A	
Address: 4 HELEN ST, LAKEVILLE, MA 02347-2034							

Associated Businesses Summary			
Type	Name	Primary Phone #	Secondary Phone #
Owner	ENTERPRISE FM TRUST	(314) 512-5000	N/A
Address: 600 CORPORATE PK DR, ST LOUIS, MO 63105			
Involved	MOBIL (JOE'S GAS)	(508) 947-1015	(508) 947-1654
Address: 33 BEDFORD ST., LAKEVILLE, MA 02347			

Involved Officers			
Officer Title	Officer Name	Officer Type	Division
Captain	Sean M Joyce	Responding Officer	All Division in Lakeville Pd
Sergeant	Richard Pacheco	Responding Officer	Sergeant
Patrolman	Andrew Sederquist	Reporting Officer	Police Officer
Patrolman	Andrew Sederquist	Responding Officer	Police Officer
Patrolman	Thomas W Norcross	Responding Officer	Police Officer
Patrolman	Jared M Taje	Responding Officer	Police Officer

IBR/UCR Offenses				
Offense Number	IBR Type	Chapter	Section	Statute ID / IBR Type Description
No Incident Offenses Recorded for Incident #: 202000010968				

Arrest Offenses				
Seq #	Chapter	Section	Name (Last, First, MI)	Description of Offense
1	90	24	OKEEFE, PAUL C	Negligent Operation of Motor Vehicle
2	90	24L	OKEEFE, PAUL C	OUI Liquor & Serious Injury & Negligent
3	89	8	OKEEFE, PAUL C	Fail to Yield Traffic\ Intersection\ Rotary

Complaint Charges				
Seq #	Chapter	Section	Name (Last, First, MI)	Description of Offense
No Complaint Offenses Recorded for Incident #: 202000010968				

**APPLICATION FOR CRIMINAL COMPLAINT**

APPLICATION NO. (COURT USE ONLY)

PAGE

1 of 1

**Trial Court of Massachusetts District Court Department**



I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused **HAS NOT BEEN ARRESTED** and the charges involve:

- ONLY MISDEMEANOR(S), I request a hearing  WITHOUT NOTICE because of an imminent threat of  BODILY INJURY  COMMISSION OF A CRIME  FLIGHT  WITH NOTICE to accused.
- ONE OR MORE FELONIES, I request a hearing  WITHOUT NOTICE  WITH NOTICE to accused.
- WARRANT is requested because prosecutor represents that accused may not appear unless arrested.

WAREHAM DISTRICT COURT  
2200 Cranberry Highway  
W. Wareham MA 02576

ARREST STATUS OF ACCUSED  
 HAS  HAS NOT been arrested

**INFORMATION ABOUT ACCUSED**

NAME (FIRST MI LAST) AND ADDRESS  PAUL C OKEEFE 32 ORCHARD DRIVE, W BRIDGEWATER MA, 02379-1827				BIRTH DATE 06/21/1979		SOCIAL SECURITY NUMBER 028-66-1476	
				PCF NO. 00002660363		MARITAL STATUS Married	
				DRIVERS LICENSE NO. S56941613			STATE MA
HAIR Bald		RACE Caucasian	COMPLEXION Light	SCARS/MARKS/TATTOOS	INTERPRETER NEEDED (language)	BIRTH STATE OR COUNTRY MA	DAY PHONE
EMPLOYER/SCHOOL Employer: SYMMONS INDUSTRIES		MOTHER'S MAIDEN NAME (FIRST MI LAST) MC: MARGARET RIZZITANO NOK:			FATHER'S NAME (FIRST MI LAST) MC: JOHN OKEEFE NOK:		

**CASE INFORMATION**

COMPLAINANT NAME (FIRST MI LAST) Patrolman Andrew Sederquist			COMPLAINANT TYPE <input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER			PD. LAKEVILLE POLICE DEPT.	
ADDRESS 323 BEDFORD ST., LAKEVILLE MA, 02347			PLACE OF OFFENSE BEDFORD ST. LAKEVILLE MA 02347				
			INCIDENT REPORT NO. 2020000010968		OBTN TLAK200000131		
			CITATION NO(S).				

1	OFFENSE CODE 90/24/E	DESCRIPTION Negligent Operation of Motor Vehicle	OFFENSE DATE 10/11/2020
VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual)			
2	OFFENSE CODE 90/24L/E	DESCRIPTION OUI Liquor & Serious Injury & Negligent	OFFENSE DATE 10/11/2020
VARIABLES Victim: Carl Prather 06/29/47			
3	OFFENSE CODE 89/8	DESCRIPTION Fail to Yield Traffic\ Intersection\Rotary	OFFENSE DATE 10/11/2020
VARIABLES Victim: Carl Prather 06/29/47			

REMARKS THE DEFENDANT DID OPERATE A MOTOR VEHICLE ON A PUBLIC WAY WHILE UNDER THE INFLUENCE OF AN	COMPLAINANT'S SIGNATURE <i>[Signature]</i>	DATE FILED
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COURT USE ONLY	A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON	DATE OF HEARING	TIME OF HEARING	COURT USE ONLY
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DATE	PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)	CLERK/JUDGES
	NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:	
	NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:	
	HEARING CONTINUED TO:	

APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE:		
<input type="checkbox"/> IMMINENT THREAT OF <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> CRIME <input type="checkbox"/> FLIGHT BY ACCUSED		
<input type="checkbox"/> FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE		
<input type="checkbox"/> FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION		

DATE	COMPLAINT TO ISSUE	COMPLAINT DENIED	CLERK/JUDGES
10/13/20	<input checked="" type="checkbox"/> PROBABLE CAUSE FOUND FOR ABOVE OFFENSES NO(S). <input checked="" type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input checked="" type="checkbox"/> 3. BASED ON <input checked="" type="checkbox"/> FACTS SET FORTH IN ATTACHED STATEMENT(S) <input checked="" type="checkbox"/> TESTIMONY RECORDED: TAPE NO. _____ START NO. _____ END NO. _____ <input type="checkbox"/> WARRANT <input type="checkbox"/> SUMMONS TO ISSUE ARRAIGNMENT DATE: <i>10/25/20</i>	<input type="checkbox"/> NO PROBABLE CAUSE FOUND <input type="checkbox"/> REQUEST OF COMPLAINANT <input type="checkbox"/> FAILURE TO PROSECUTE <input type="checkbox"/> AGREEMENT OF BOTH PARTIES <input type="checkbox"/> OTHER: _____ COMMENT	<i>[Signature]</i>