

OFFICE OF THE SECRETARY OF STATE
STATE OF ILLINOIS SPRINGFIELD
CONFIRMATION OF STATUTORY SUMMARY SUSPENSION

018172300023

FILED

OCT 05 2018

Angie S. ...
Clerk of the Circuit Court

GARRETT S LYNCHARD
1408 KEEGAN CT
COLUMBIA MO 65203

Summary Suspension Effective at 12:01 a.m. on	11-01-18
Minimum Length of Summary Suspension:	12 MO
Driver's License Number:	L526-2977-2361
Ticket/Complaint Number:	28900
First Offender:	YES
Provisional Reinstatement Date:	11-01-19

Pursuant to the provisions of Section 11-501.1 of the Illinois Vehicle Code, this is a confirmation that your Illinois driver's license or driving permit and your privilege to operate a motor vehicle or to obtain a driver's license in Illinois are suspended effective on the date shown above.

This action is being taken as a result of this office receiving notification that you were arrested for driving a motor vehicle in this state while under the influence of alcohol, other drug or combination thereof, and that you subsequently refused to or failed to complete the chemical test(s) as required or you voluntarily submitted to chemical test(s) that indicated an alcohol concentration of 0.08 or more, a tetrahydrocannabinol (cannabis) concentration of either 5 nanograms or more per milliliter of whole blood or 10 nanograms or more per milliliter of other bodily substance or any trace of a controlled substance as listed in the Illinois Controlled Substances Act, methamphetamine and/or intoxicating compound as listed in the Intoxicating Compounds Act and Methamphetamine Control and Community Protection Act.

Please review the information listed on the reverse of this notice. It outlines procedures for reinstating your driving privileges and pertaining to judicial review and/or driving relief permits.





OFFICE OF THE SECRETARY OF STATE

JESSE WHITE • Secretary of State

10/02/18

GARRETT S LYNCHARD
1408 KEEGAN CT
COLUMBIA MO 65203

L526-2977-2361

DEAR MR. LYNCHARD:

As a first time DUI offender in Illinois, you have automatically been enrolled in the Secretary of State's Monitoring Device Driving Permit (MDDP) program, which under certain circumstances will allow you to drive during your statutory summary suspension. An MDDP allows you to drive 24 hours per day, seven days a week, as long as you have a Breath Alcohol Ignition Interlock Device (BAIID) installed on the vehicle you are driving.

While a preliminary check of your driving record indicates that you are eligible for an MDDP, a more detailed inquiry will be made upon receipt of your application. You will be deemed ineligible if you fall into any of the following categories:

1. Under age 18;
2. Previously convicted of reckless homicide or aggravated DUI involving death;
3. Driving privileges are otherwise invalid; or
4. Death or great bodily harm resulted from your DUI arrest.

A commercial driver's license (CDL) holder may be eligible for an MDDP to drive a **non-commercial motor vehicle** but **may not** operate a commercial motor vehicle with an MDDP.

Application/MDDP Issuance

In order to process your MDDP, please return in the envelope provided the application on page 2 of this letter by 11/18/18.

Upon receipt of your application, the Secretary of State's office will send you a detailed requirements letter and a form with the terms and conditions of the program.

Upon satisfaction of the requirements, your MDDP will be issued. At that time, you will have 14 days in which to have a BAIID installed on every vehicle you will be driving during your suspension.

Employment Exemption

If you need to drive an employer-owned vehicle during work hours and the vehicle is not specifically assigned to you, you may be eligible for an employer exemption. While you would still be required to operate your personal vehicles only if equipped with a BAIID, the MDDP would allow you to drive employer-owned vehicles without a BAIID during work hours. Employment information must be verified with your employer before an employment exemption is granted. **You will not be eligible for this exemption if you are self-employed, work for an immediate family member or are allowed to use work vehicles for personal use.**

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT
WILLIAMSON COUNTY, ILLINOIS

FILED

THE PEOPLE OF THE STATE OF ILLINOIS,

SEP 25 2018

Plaintiff,

Chris E. Kochan
CLERK OF THE CIRCUIT COURT

V

No. 2018-DT-173

GARRETT S. LYNCHARD,

Defendant.

PETITION TO RESCIND STATUTORY SUMMARY SUSPENSION

NOW COMES the Defendant/Petitioner, Garrett S. Lynchard (Shawn), by and through the attorneys of the Lawler Brown Law Firm and for the Petition to Rescind Statutory Summary Suspension states as follows:

1. Defense counsel hereby petitions this Court to rescind the Statutory Summary Suspension heretofore issued in this case due to the issue(s) of:

- (X) I was not properly placed under arrest for an offense as defined in Section 11-501 of the Illinois Vehicle Code (Driving Under the Influence of Alcohol/Drugs) or a similar provision of a local ordinance, as evidenced by the issuance of Uniform Traffic Ticket to other form of charge;
- (X) The arresting officer did not have reasonable grounds to believe that I was driving or in actual physical control of a motor vehicle while under the influence of alcohol and/or other drugs, or a combination thereof;
- (X) I was not properly warned by the arresting officer as provided in Section 11-501.1 of the Illinois Vehicle Code;
- (X) I did not refuse to submit to and/or complete the required chemical test or tests, pursuant to Section 11.501.1 of the Illinois Vehicle Code, upon the request of the arresting officer;
- (X) I submitted to the requested test or tests but the test sample of my blood alcohol concentration did not indicate a blood alcohol concentration of .08 or more.

FILED

SEP 25 2018

Justin S. Proctor
CLERK OF THE CIRCUIT COURT

THE PEOPLE OF THE STATE OF ILLINOIS,

Plaintiff,

V

No. 2018-DT-173

GARRETT S. LYNCHARD,

Defendant.

SUBPOENA DUCES TECUM

TO: Herrin Police Department, 321 North 14th Street, Herrin, IL 62948

YOU ARE COMMANDED TO PRODUCE FOR INSPECTION THE FOLLOWING ITEMS TO THE WILLIAMSON COUNTY CIRCUIT CLERK'S OFFICE (Pursuant to Illinois Supreme Court Rule 204, Illinois Supreme Court Rule 412, and the Illinois Code of Civil Procedure):

Any records indicating dispatch, arrival times, and dispatch logs of all units assigned to the incident on **September 16, 2018**, involving Garrett S. Lynchard (including CAD or punch cards). Any and all police reports, inventory reports, arrest reports, laboratory analysis reports, alcoholic influence reports, drug influence reports. All audio, video, dispatch, call records, and 911 audio recordings, including in-car video and booking room video, as well as the department's protocols or directives for videotaping arrests, copies of the log book which reflect the results of the Defendant's test and the last certification of breath instrument, copy of breath print out, BAO certification, and any information from a preliminary breath screen test or blood screen test, and printout relating to the arrest of the Defendant, and any and all materials used in training officers relating to field sobriety testing and DUI drug training.

You may provide copies of the documents requested to the Williamson County Circuit Clerk's Office by **October 12, 2018**.

YOUR FAILURE TO PRODUCE THE REQUESTED DOCUMENTS IN THIS SUBPOENA DUCES TECUM WILL SUBJECT YOU TO PUNISHMENT FOR CONTEMPT OF THIS COURT.

Date: September 25, 2018

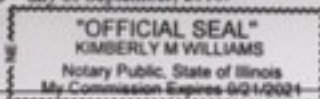
Issuing Officer: _____

Nick Brown
Nick Brown, Attorney at Law

I served this subpoena by certified mail #7018 0040 0000 0131 2474, return receipt requested, on September 25, 2018. I paid the witness \$75.00 for the video and records fee.

Signed and sworn to before me this 25th day of September, 2018.

(Seal)



Kimberly M. Williams

(Notary Public)

WILLIAMSON COUNTY SHERIFF'S OFFICE

№ 004484

BAIL BOND

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT

WILLIAMSON COUNTY, ILLINOIS

FILED

18T173

L+ 28900

SEP 26 2018

Cit 30026

THE PEOPLE OF THE STATE OF ILLINOIS

Lynchard, Garrett vs. Garrett

Chris E. Hester
CLERK OF COURT

The undersigned defendant has been charged with DUI, Resist arrest

Four Hundred Eight Hundred bail has been set by rule of court or a judicial officer in the sum of _____ Dollars

THEFORE, in consideration of being released from custody, the undersigned as defendant and the surety, if any, respectively, covenant and agree:

- That they are and are indebted to the PEOPLE OF THE STATE OF ILLINOIS in the full amount of the bail.
- That the defendant shall:
 - Appear to answer the charge(s) in the Court having jurisdiction at the hour of 9 a.m. on the 24th day of October 2018 in courtroom No. 300 W. Jefferson St., Mason, Illinois 62959 and thereafter as ordered by the Court until discharged or final order of the Court.
 - Submit himself or herself to the orders and process of the Court.
 - Not depart this State without leave of Court.
 - Give written notice to the clerk of this Court of any change of address within 24 hours after such change.
 - Shall not violate any criminal law of any jurisdiction.
 - If at any time prior to the final disposition of the charge, escapes from custody or is released on bond and fails to appear in court, when required by the court, failure to appear would constitute a waiver of the right to confront witnesses against him or her and final court proceed in his or her absence.
 - If the defendant is charged with the offense of domestic battery, upon release the defendant shall, for a minimum of 72 hours, refrain from contact or communicating with the victim and refrain from entering or remaining at the victim's residence.
 - Other conditions (if any) _____

Credit
Cash
Bond

- That if the conditions of this bail bond are performed and the defendant discharged from all obligations in the clause, bail shall become null and void, otherwise to be and remain in full force and virtue to forfeiture as provided by law.
- That as security for the performance of this agreement, the defendant and/or surety has deposited herewith the sum of Four Hundred Eighty Dollars to be held and distributed as follows:
 - Upon discharge of the said defendant from all obligations in said clause then 90% shall be returned to the said defendant and/or surety and 10% (minimum \$5.00) retained as bail bond cost.
 - Upon forfeiture as provided by law to be applied to the payment costs and judgment on said forfeiture.

NOTICE TO PERSON PROVIDING BAIL MONEY OTHER THAN THE DEFENDANT

I hereby acknowledge that I have posted bail for the defendant named above. I further understand that the bail may be used to pay costs, attorney's fees, fines or other purposes authorized by the court.

Signature _____
 Name _____
 Address _____
 City, State and ZIP _____
 Telephone No. _____

CERTIFICATE OF DEFENDANT

I, the Defendant named above, do hereby state that I know and understand the terms and conditions of this bail bond form. I understand further that if at any time prior to the final disposition of the charge(s) I escape or am released on bond and fail to appear in court when required by the court, the result of my failure to appear will be as follows: I hereby waive my right to confront the witnesses against me; the trial can proceed in my absence; I forfeit the security money posted; judgment will be entered against me for the full amount of this bond, plus costs; a warrant may be issued, in which event additional bond money may be required. I understand and accept the terms and conditions set forth above.

Signature of Defendant X [Signature]
 Address X 15224 White Marsh Cir
 City, State and ZIP X Christiana MO 63005
 Telephone No X 310-275-8724

Issued on: 9-17-18

Signed before me and justice received

78-25-109
 Judge _____ Peace Officer _____ Circuit Clerk _____

ASSIGNMENT OF BAIL BOND BY THE DEFENDANT

I hereby authorize the return of the money posted above to the person shown on this bail bond as having provided money for my bail on all conditions of this bail bond have been met.

HERRIN POLICE DEPARTMENT

No 28900

DCN

COMPLAINT

18-1620

WILLIAMSON

HERRIN, ILLINOIS

Lynchard Garrett S.

1408 Keegan CT

Blue X

Columbia, MO 65203

Brp 601 200

MO 12/20/19 12/20/72

7 16 18 7:20

9DS953

MO 19

Ford/Raptor

18 Black

Ave @ E. Adams N/B on N. Park

FILED

SEP 17 2018

Clara E. Kockan
Clerk of the Circuit Court

VIOLATION

INCIDENT

RELEASE

COURT APPEARANCE

Under penalty as provided by law for false certification pursuant to Section 4-0.05 of the Code of Civil Procedure and unless pursuant to Section 4-0.05 of the Criminal Code of 2012, the undersigned certifies that the statements set forth in this instrument are true and correct.

9 16 18 Josh Ellen #0161

NOTE: USE SEPARATE CITATION FOR EACH VIOLATION

DET TRAFFIC CITATION NO. (11-0044)

DET TRAFFIC CITATION NO. (11-0044)

28900

11-401 Citation No.

DET TRAFFIC CITATION NO. (OTHER)

FILED

Name Lynchard Garrett S. SEP 17 2018 CDL holder

Driver's License Number

T 9 8 1 3 6 4 4 6 0 MO

1408 Keegan CT

Herrin/Williamson County

Columbia, MO 65203

Arrest Date: 09 16 18 7:25

M 12/20/72

Herrin Police Department

Notice of Summary Suspension/Revocation Given On: 9 16 18

Refused or Test Date: 9 16 18 8:33

The suspension/revocation shall take effect on the 46th day following issuance of this notice. Subsequent to an arrest for violating Section 11-501 of the Illinois Vehicle Code, or similar provision of a local ordinance or Section 11-401 of the Illinois Vehicle Code, you are hereby notified that on the date shown above, you were asked to submit to a chemical test(s) to determine the alcohol, other drugs, intoxicating compounds, or any combination thereof, content of your breath, blood, or/or other bodily substance and warned of the consequences pursuant to Section 11-501.1 of the Illinois Vehicle Code. You have the right to a hearing to contest your suspension/revocation. You must file a petition to rescind your suspension/revocation within 90 days of this notice.

Because you refused to submit to or failed to complete testing, your driving privileges will be suspended for a minimum of 12 months.*

Because you submitted to testing conducted pursuant to Section 11-501.2, which disclosed:

an alcohol concentration of _____ which is 0.08 or more; or a delta-9 tetrahydrocannabinol concentration of either 5 nanograms or more of whole blood or 10 nanograms or more of other bodily substance

any amount of a drug, substance or intoxicating compound resulting from the unlawful use or consumption of a controlled substance as listed in the Illinois Controlled Substances Act; an intoxicating compound as listed in the Use of Intoxicating Compounds Act; or methamphetamine as listed in the Methamphetamine Control and Community Protection Act; your driving privileges will be suspended for a minimum of 6 months.*

Because you refused to submit to or failed to complete testing and you were involved in a motor vehicle crash that caused Type A personal injury or death to another, your driving privileges will be revoked for a minimum of 12 months.

Because you are a CDL holder and you submitted to testing conducted pursuant to 11-501.2 which disclosed any amount of a drug, substance or compound resulting from the unlawful use or consumption of cannabis as covered by the Cannabis Control Act your CDL privileges will be disqualified for a minimum of 12 months.

Driver's license surrendered? Yes No; Reason: Missouri DLDriver's license valid at time of arrest? Yes (Sign receipt) No (Void receipt)

I have complied with Section 11-501.1 of the Illinois Vehicle Code by having reasonable grounds to believe the attendee was in violation of Section 11-501 or a similar provision of a local ordinance, or Section 11-401. (Explain)

R/O observed received a complaint of a reckless driver. R/O observed the vehicle driving extremely slow and in the middle of the road taking up to lanes of traffic. Driver admitted to consuming alcoholic beverages and possessed Red, watery, Glossy eyes.

Pursuant to Section 11-501.1 of the Illinois Vehicle Code I have:

 Served immediate Notice of Summary Suspension/Revocation of driving privileges on the above-named person. Given Notice of Summary Suspension/Revocation of driving privileges to the above-named person by depositing in the U.S. mail said notice in a prepaid postage envelope addressed to said person at the address as shown on the Uniform Traffic Ticket.

Under penalties as provided by law pursuant to Section 1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct.

Signature of Arresting Officer Josh Eller (J. Ehler)

#0160

Herrin Police Department

Date: 9 16 18

HERRIN POLICE DEPARTMENT

No 28897

CCN [] COMPLAINT

18-1620

WILLIAMSON

X OFFENSE [] HERRIN, ILLINOIS

Lynchard Garrett S.

1408 Keegan CT Blue X

Columbia, MO 65203 Bro 601 200

MO 12/20/19 12/20/72

9 16 18 7:20

9DS953 MO 19

Ford/Raptor 18 Black

@ E. Adams St N/B on N. Park Ave

VIOLATION: Improper parking on Roadway 11-1301

INCIDENT: FILED

RELEASE: SEP 17 2018 Refused

COMPLETION: WILLIAMSON COUNTY COURTHOUSE MARION 62959 IL 10/24/18 9:00

9 16 18 Josh Ehler #0161

NOTE: USE SEPARATE CITATION FOR EACH VIOLATION