

STATEMENT OF
Chris Dunkirk

Taken November 5, 2008 at 10:36 am

At Marshall City Police Citizen Review Board

Taken by Investigator Dan Daniels

This statement taken regarding the Civilian Complaint
of Chris Dunkirk Lodged against Officer Pat Davis.

I, Judge Chris Dunkirk, 4540 N. Dover, Marshall City, was at home on October 31, 2008, at about 9 PM when I witnessed Officer Pat Davis writing a ticket on my car because it was double parked in front of my home where a friend had left it earlier in the evening. I asked Davis not to write the ticket. I was informed that it was too late to stop writing the ticket, but I did not protest at that point. After writing the ticket, Davis got into my car, removed the keys, and handed them to me. At that point I told Davis that going into my car like that was improper. Davis left said nothing, so I accepted the ticket and decided to find someone to drive the car into my driveway. While I was still next to my car and trying to decide how to get the car moved, Davis returned, and accused me of driving while intoxicated. Davis made me perform sobriety tests and made me take a breathalyzer test. Then Davis handcuffed me and put me in the squad car and took me to the station where I was booked. Davis ordered my car towed and impounded. That night I was able to leave the police station on my own recognizance, and the next morning I was able to retrieve me car from the pound without paying any towing fees. I told Officer Davis I had never been in my car that evening, but to no avail. Without any evidence that I was in the car, Davis arrested me and charged me with a crime. Davis made up this charge. Davis has a reputation for issuing DUI tickets for no reason except to build a reputation for being an

aggressive officer who wins awards for writing DUI tickets. I recommend an investigation into this despicable practice. This DUI charge is based on nothing more than the whimsical malice of an ambitious and cynical police officer.

I do not deny that I had been drinking at home that evening, but a friend, Robbie Hughes, 1350 W. Wickford Place, Marshall City, had been using my car earlier, and had negligently double parked it outside my home. I was unaware of this until the officer first arrived. Officer Davis refused to believe my friend who told the officer what had happened. Thereafter the officer accused me of operating a motor vehicle while being under the influence of alcohol. Again, the officer refused to believe Robbie Hughes, who told the officer that I had not been in the car that evening -- that I had never been in the car that day or night. Davis knew that I had not driven my car, and falsely arrested me. Officer Davis knew and knows that I am a judge in traffic court here in Thompson County, and on at least one occasion last summer I suppressed evidence when I concluded that officer Davis did not have probable cause to effect an arrest on a person later charged with DUI. Most of Officer Davis' DUI arrests end up being quashed or dismissed or not prosecuted. Officer Davis should be investigated not only regarding the events leading up to my wrongful arrest, but the police department should investigate all like officers for patterns of illegal arrests these past six years.

I swear under penalty of perjury that the foregoing is true and accurate.

Chris Dunkirk

Wm Conyn
WITNESS