Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/23/2013 01:12:03

Incident Information

Date/Time Reported	Date/Time Found	Date/Time Found	Officer
03/22/2013 21:15	03/22/2013 21:15	03/22/2013 21:15	(53332) ALAMEDA, JONATHAN

Incident Location
N 5th Av / E Speedway Bl, Tucson, AZ

Crime Classification (UCR)

1	Charge Type	Description		TPD CODE	FBI	☐ Att
		OTHER OFFENSES/OTHER MISDEMEANORS		2605	90Z	☑ Com

Alcohol, Drugs or Computers Used	Location Type	Premises Entered	Forced Entry	Weapons
☐ Alcohol ☐ Drugs ☐ Computers	HIGHWAY/ROAD/ALLEY		☐ Yes ☐ No	1.

Entry	Exit	Criminal Activity	2.
			3.

Bias Motivation	Bias Target	Bias Circumstances	Hate Group

Victim(s)

Seq. #	Name Type	Injuries		AZ Resident (R, N or U)	Ethnicity
1	INDIVIDUAL	None			

Name(Last, First, M)		Race	Sex	DOB	Age
CITY OF TUCSON					

Address	Home Phone
255 W ALAMEDA ST, TUCSON, AZ 85701	(520) 791-4893

Employer Name/Address	Business Phone
/ 1310 W MIRACLE MILE TUCSON AZ 85705	

Victim of Crimes
1

☐ TTY Required   ☐ I CHOOSE 'upon request' rights in this case

☐ I WAIVE 'upon request' rights in this case   ☐ REQUEST/Waiver exception per A.R.S. 13-4405(B) and Section 8-386(B)

Lawful Representative (If Applicable):

Relationship to Victim:

Phone Number (If Different From Victim):

Address (If Different from Victim):

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/23/2013 01:12:04

Offender(s)

Seq. #	Name Type	Name(Last, First, M)							
1	INDIVIDUAL	BOLGER, MARY C							

AKA			Race	Sex	DOB	Age	Height	Weight
			W	F	███████	███████	5'09" - 5'10"	130 - 135

Address	Home Phone
210 E LINDEN ST, TUCSON, AZ 85719	(520) 409-1133

Employer Name/Address	Business Phone
/	

Scars, Marks, Tatoos or other distinguishing features

Physical Characteristics

Suspect Details

OFFICIAL REPORT

ARREST REPORT

Fingerprinted
- [1] Yes
- [X] No

1 ORI #	2 AGENCY NAME	3a. ARREST #	3b CASE #	4 SFX
AZ0100300	Tucson Police Department	2013009403	1303220705	

5 LAST, FIRST, MIDDLE NAME
Bolger, Mary C

6 ALIAS AKA

7 SEX	8 RACE	9 HGT.	10 WGT.	11 EYE	12 HAIR	13 SKIN	14				
[1] M [X] F	[X] W [2] B [3] A [4] I	5'09-5'10	130-135	HAZ	BRO			[1] SCARS	[2] MARKS	[3] TATTOOS	[4] AMPUTATIONS

IDENTIFICATION

15 PLACE OF BIRTH (CITY, COUNTY, STATE)	16 SSN	17 DATE OF BIRTH	18 AGE	19 MISCELLANEOUS ID #
		▓▓▓▓▓	44	163803M

20 SID #	21 FINGERPRINT CLASS	KEY	MAJOR	PRIMARY	SCDV	SUB-SECONDARY	FINAL	22 DL #	23 ST
	HENRY CLASS	(E N O E D S P R I T O N T B						D00860729	AZ
24 FBI #	NCIC CLASS							25 IDENTIFICATION COMMENTS	

26 [1] RESIDENT [2] NON-RESIDENT	27 HOME ADDRESS (STREET, CITY, STATE, ZIP) 210 E Linden St, Tucson, AZ 85719	28 RESIDENCE PHONE (520) 409-1133	29 OCCUPATION (BE SPECIFIC)

30 EMPLOYER (NAME OF COMPANY/SCHOOL)	31 BUSINESS ADDRESS (STREET, CITY, STATE, ZIP)	32 BUSINESS PHONE

33 LOCATION OF ARREST (STREET, CITY, STATE, ZIP) N 5th Av / E Helen St Tucson, Az	34 SECTOR #	35 ARRESTED FOR YOUR JURISDICTION? [ ] YES [ ] NO [1] IN STATE [2] OUT STATE AGENCY

36 CONDITION OF ARRESTEE: [1] DRUNK [2] DRINKING [3] SOBER [4] DRUGS	37 RESIST ARREST? [1] YES [2] NO	38 INJURIES? [1] NONE [2] OFFICER [3] ARRESTEE	39 ARMED? [1] Y [X] N	40 DESCRIPTION OF WEAPON

41 DATE OF ARREST 03/22/2013	42 TIME OF ARREST 23:13 [1] 1. AM [2] 2. PM [X] MIL.	43 DAY OF ARREST S M T W T F [X]S	44 TYPE ARREST BOOKED (ADULT)	45 ARRESTED BEFORE? [X] YES [2] NO [3] UNKNOWN

ARREST

46 CHARGE-1 [1] FEL [X] MISD	47 UCR CODE	50 STATE CODE/LOCAL ORD.	51 WARRANT #	DISPOSITION	52 DATE ISSUED
Obstruct Highway-public1	90B	13-2906	20518545		

48 CHARGE-2 [1] FEL [2] MISD	49 UCR CODE	53 STATE CODE/LOCAL ORD.	54 WARRANT #	DISPOSITION	55 DATE ISSUED

55 CHARGE-3 [1] FEL [2] MISD	57 UCR CODE	60 STATE CODE/LOCAL ORD.	61 WARRANT #	DISPOSITION	62 DATE ISSUED

58 CHARGE-4 [1] FEL [2] MISD	59 UCR CODE	63 STATE CODE/LOCAL ORD.	64 WARRANT #	DISPOSITION	65 DATE ISSUED

Total Charges this Arrest: (1)

66 ARREST DISPOSITION	68 ARRESTED WITH (1) ACCOMPLICE (FULL NAME)
	69 ARRESTED WITH (2) ACCOMPLICE (FULL NAME)

VEHICLE

70 VYR	71 VMA	72 VMO	73 VST	74 VCO TOP BOTTOM	75 TAG #	76 LIS	77 LIY

78 VIN	79 IMPOUNDED? [1] YES [2] NO	80 STORAGE LOCATION/IMPOUND #

VEHICLE RELATED TO: VEHICLE RELATION:

81 OTHER EVIDENCE SEIZED/PROPERTY SEIZED

[ ] CONTINUED IN NARRATIVE

JUVENILE

82 JUVENILE DISPOSITION: [1] HANDLED AND RELEASED [2] REF. TO JUVENILE COURT [3] REF. TO WELFARE AGENCY [4] REF. TO OTHER POLICE AGENCY [5] REF. TO ADULT COURT	83 RELEASED TO

84 PARENT OR GUARDIAN (LAST, FIRST, MIDDLE NAME)	85 ADDRESS (STREET, CITY, STATE, ZIP)	86 PHONE

87 PARENTS EMPLOYER	88 OCCUPATION	89 ADDRESS (STREET, CITY, STATE, ZIP)	90 PHONE

RELEASE

91 DATE AND TIME OF RELEASE [1] AM [3] MIL [2] PM	92 RELEASING OFFICER NAME	93 AGENCY/DIVISION	94 ID #

95 RELEASED TO	96 AGENCY/DIVISION	97 AGENCY ADDRESS

98 PERSONAL PROPERTY RELEASED TO ARRESTEE [1] YES [2] NO [3] PARTIAL	99 PROPERTY NOT RELEASED/HELD AT:	100 PROPERTY #

101 REMARKS (NOTE ANY INJURIES AT TIME OF RELEASE)

LOCAL USE

102 SIGNATURE OF RECEIVING OFFICER	103 SIGNATURE OF RELEASING OFFICER	STATE USE

MULTIPLE CASES CLOSED	104 CASE # 1303220705	105 SFX	106 CASE #	107 SFX	108 CASE #	109 SFX	110 ADDITIONAL CASES CLOSED NARRATIVE [ ] Y [X] N

111 ARRESTING OFFICER (LAST, FIRST, M.) Alameda, Jonathan	112 ID # 53332	113 ARRESTING OFFICER (LAST, FIRST, M.)	114 ID #	115 SUPERVISOR Zaugra ID # 39302	116 WATCH CMDR. ID #

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/26/2013 09:22:03

Supplement Information		
Supplement Date	**Supplement Type**	**Supplement Officer**
03/26/2013 08:10:22	ADDITIONAL DETAILS	(43886) PICKARD, CHARLES
Contact Name		**Supervising Officer**
		(21682) DEVINE, ARDAN

Incident/Investigation Report

Agency: TPD   Case Number: 1303220705   Date: 3/26/2013 09:22:03

Supplement Notes

On 03/22/2013 at approximately 2112 hrs, I was on duty in assigned unmarked vehicle #3763 (Bomb Squad Ford F-250 Super Duty pickup truck). I was enroute home after working an unrelated callout at the University of Arizona.

I was driving eastbound on Speedway in the #1 (median lane) at approximately 35 mph. I was approaching 5th Ave, where there is minimal lighting, when I saw a dark shape suddenly move from the center left turn lane into the path of my vehicle. I immediately began to brake hard and while doing so, identified the shape as a person. I felt strongly that my vehicle was not going to stop in time to avoid hitting the person. The person seemed to see my approach and froze in the middle of the lane. In accordance with my training, I removed my foot from the brake and performed an evasive swerving maneuver into the #2 (curb) lane, missing the person, then immediately reapplied the brakes. I came to a stop approximately 30 ft past the person, who I saw was a woman.

I activated my red and blue emergency lights to warn vehicles approaching behind me. I rolled down my window and yelled back at the woman "what are you doing?" The woman replied, "Fuck you motherfucker, you almost hit me!" I yelled to her, "Police, get on the sidewalk." The woman replied, "fuck you!" then ran behind my truck and began walking quickly northbound on 5th Ave.

I turned north on 5th Ave to follow her and started to radio for backup. She saw me turn behind her and ran out into the middle of the road and towards the driver side of my vehicle. I dropped the radio, shifted into park and jumped out to face her. The woman had her fists balled and up as if she wanted to fight me. I repeated that I was the police and ordered her to get on the sidewalk and sit down. She got within about five feet of me and threw both of her hands towards me with middle fingers of both hands extended and said "fuck you!" She also said something to the effect of "you should be ashamed that you almost hit me. That's on you!"

The woman, who was dressed in dark clothing, then jogged back to the sidewalk and continued walking northbound. I returned to my vehicle, radioed for backup, and continued to follow her. She turned, and when she saw me continuing to follow her, she again ran back out into the street towards the driver's side of my vehicle. I again jumped out to meet her. She again stopped short of reaching me, and I repeated a command to sit down on the sidewalk. The female responded by yelling additional expletives at me before continuing to walk northbound.

The Air Unit was overhead and lit the woman up with the spotlight as she was approaching Helen St. I ordered the woman, via my vehicle PA, to stop and sit down on the sidewalk. The woman finally complied, sitting down on the southeast corner of Helen and 5th Ave. I saw that other marked patrol units were arriving behind me, so I parked my vehicle and approached the woman, who stood up and approached me while

continuing to curse at me. Ofc. Alameda and I took control of the woman's hands and Ofc. Alameda placed her in handcuffs. I simultaneously told her she was under arrest for obstructing a roadway. The woman seemed to be slurring her speech, had watery bloodshot eyes, and I could smell a strong odor of intoxicants on her breath.

The woman continued to curse and began to yell that she worked for Tucson City Councilman Paul Cunningham and told us we were in trouble. Ofc. Alameda and Ofc. Williamson took the woman to the southwest corner of the intersection and sat her on the curb. The woman, who was identified as Mary Catherine Bolger, continued to curse and said she knew from her position with the City that we had better things to be doing than "harassing her for jaywalking." Sgt. Zagura and Capt. Webb were also onscene. I explained to Sgt. Zagura and Capt Webb what happened. Capt. Webb told me he knew Bolger and made an attempt to speak to her. I stayed back from Bolger so the sight of me wouldn't further antagonize her.

I remained onscene while the other officers talked to Bolger about issuing her a criminal citation and taking her home. I was later advised that she refused the ride home and someone was going to pick her up. When a male subject (I assumed her ride) arrived onscene, Capt. Webb told me I could clear the scene and continue home. Capt. Webb and Sgt. Zagura told me it was okay to complete my report on the incident when I returned to work on 03/26/2013. I was almost home when Capt. Webb contacted me and advised me that Bolger had refused to sign her citation and had to be booked. I asked if I needed to return to the City to complete a report but was told I could complete it on 03/26 as planned. This concludes my involvement in this incident.

Incident/Investigation Report

Agency: TPD   Case Number: 1303220705   Date: 3/26/2013 09:32:02

Supplement Information

Supplement Date	Supplement Type	Supplement Officer
03/26/2013 09:24:15	ADDITIONAL DETAILS	(43886) PICKARD, CHARLES
Contact Name		Supervising Officer
		(21682) DEVINE, ARDAN

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/26/2013 09:32:02

Supplement Notes

My original supplement stated I was going eastbound on Speedway Blvd, this was written in error, I was actually travelling westbound in the #1 (median lane).

I also failed to mention in my original report that the point at which Bolger crossed in front of my vehicle was outside of a marked crosswalk (just east of 5th Ave).

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/23/2013 01:12:04

Notes/Narratives

On March 22, 2013 I responded to the area of N 5th Ave and E Helen St reference an individual that had walked onto eastbound Speedway Blvd traffic and was not stopping for officers. Upon arrival I observed Ofc. Pickard #43886 attempting to stop the suspect, Mary Catherine Bolger ▇▇▇▇▇ who was walking northbound on 5Th Ave from Speedway Blvd.

Ofc. Pickard stated that he was driving eastbound on Speedway at 5th Ave when he observed Bolger step onto the E. Speedway roadway in front of his police vehicle. Ofc. Pickard stated that he was in the number 1 lane and had to perform an invasive maneuver to avoid hitting Bolger. Ofc. Pickard activated his emergency lights and announced "police". Bolger continued to walk across Speedway Blvd, heading northbound on 5th Ave. Bolger was stopped on N. 5Th Ave and E Helen St.

Please see Ofc. Pickard's supplement for additional information.

I made contact with Bolger who was extremely verbally aggressive and would not comply with officers commands. There was a strong odor of intoxicants coming from Bolger's breath. I placed Bolger in handcuffs for her safety and the safety of other officers. Bolger immediately stated "I work for councilman Cunningham."

Captain Webb #23528 and Sgt. Zaugra #39302 responded to the scene. Please see supplements for additional information.

Bolger was advised that she was detained for walking onto traffic on Speedway Blvd. While detained Bolger stated "it takes four police cars to stop a belligerent jaywalker." Bolger continued to be verbally aggressive with myself and other officers. While attempting to explain the situation to Bolger she stated "we don't have enough money to respond to burglaries or car accidents, but we have time to respond to fucking jaywalkers." Bolger kept was asking why we need to have so many police cars and stated "there are four fucking cars here." Bolger stated "this is why we should support more money for fucking cops? Good PR." Bolger stated "all this for a misdemeanor." Bolger then demanded that I contact Tucson Police Chief Villasenor and stated "you might want to call Villasenor just for the fuck of it." Bolger began to ask me where I was from and what high school I went to. Bolger then stated "protect the fucking town you mother fucker." She then immediately stated "that was rude and I'm sorry." Bolger stated that she wanted Councilman Cunningham contacted about the incident.

When officers offered to give her a ride home, Bolger stated that she lives two blocks down the street and did not want officers to give her a ride. Bolger stated that she would rather go to jail than to have officers give her a ride home. Bolger stated "I'm drunk and that's why I am walking home." A co-worker of Bolger's named Tim responded to the scene to give Bolger a ride home. When Tim arrived Bolger stated "take your phone out and record this." I attempted to have Bolger sign her citation but she stated that she would not unless we explained to her why she was being arrested and how long she was in handcuffs. Bolger stated that she would only cooperate if her co-worker Tim would record the scene with his cell phone.

While attempting to have Bolger sign her citation, Tim walked towards my patrol car and Bolger grabbed his left arm and stated "you work for me and record this." Bolger refused to sign her citation and would not cooperate with police.

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/23/2013 01:12:04

Notes/Narratives

Bolger was transported and booked into the Pima County Jail without incident.

Notes/Continuation

[EMPTY]

Incident/Investigation Report

Agency: TPD   Case Number: 1303220705   Date: 3/23/2013 01:12:07

Supplement Information

Supplement Date	Supplement Type	Supplement Officer
03/23/2013 00:20:14	ADDITIONAL DETAILS	(53332) ALAMEDA, JONATHAN
Contact Name		**Supervising Officer**
BOLGER, MARY C		(39302) ZAUGRA, JONATHAN M

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/23/2013 01:12:07

Supplement Notes

On 3/22/13, I was riding with Ofc Alameda #53332 as a field training unit. We responded to the area of Speedway/5 to assist Ofc Pickard who advised over the radio he almost struck a female in the road at the listed intersection and requested a unit 10-84/10-18 immediately.

Upon arrival at 5/Helen, Ofc Pickard was out with a female (Later identified as Mark Catherine Bolger ▮▮▮▮). I took a hold of Ms. Bolger's left arm and placed it behind her back. Ofc Pickard and Ofc Alameda assisted and she was placed in handcuffs. Ms. Bolger had slurred speech and was upset because she was placed in handcuffs over "jaywalking." Ms. Bolger was then seated on the sidewalk. Ms. Bolger was verbally abusive towards officers stating for us to "take these fucking handcuffs off." Ms. Bolger commented to the effect of she was going to report why it takes 5 officers to arrest someone for jaywalking why there are not enough officers to take reports for break-ins and automobile collisions. She also stated her office receives phone calls from citizens complaining they have to wait for hours for police, and now she can see why "first hand." Ms. Bolger stated she could not understand why it takes 5 officers to arrest someone for jaywalking. I attempted to explain to her why there was 5 officers and she refused to listen to me by interrupting me.

Ms. Bolger made several comments that she was the Chief of Staff of Councilman Cunningham and that she should not be in handcuffs because she works for the city. She also requested I call Chief Villasenor so he could be advised of the incident.

A co-worker of Ms. Bolger named Ted arrived. Ms. Bolger immediately started yelling at Ted telling him to film the incident while Capt Webb and Sgt Zaugra were speaking with Ted. Ted walked over to us and Ms. Bolger was still telling Ted to film the incident. After Ms. Bolger was taken out of handcuffs to sign her citation, she grabbed Ted in an aggressive manner by his biceps, told Ted to film it and stated something to the effect of, "You better film this, you work for me." Ms. Bolger was asked several times to sign her citation so Ted could drive her home and she refused stating she wanted to make a point.

Ofc Alameda and I transported Ms. Bolger to the Pima County Jail where she was booked.

Capt Webb and Sgt Zaugra was present.

Incident/Investigation Report

Agency: TPD **Case Number:** 1303220705 **Date:** 3/23/2013 01:12:06

Supplement Information

Supplement Date	Supplement Type	Supplement Officer
03/23/2013 00:45:10	ADDITIONAL DETAILS	(39302) ZAUGRA, JONATHAN M
Contact Name		Supervising Officer
		(39302) ZAUGRA, JONATHAN M

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/23/2013 01:12:06

Supplement Notes

I responded to the listed location in reference to a female subject that had almost been hit by a TPD vehicle. The female had walked out in front of the vehicle as it was headed westbound on Speedway at 5th. When the officer attempted to make contact with the female she refused to stop for him and continued to walk northbound on 5th.

When I arrived on the scene the female had been detained as was very belligerent. He kept yelling the she worked for councilman Cunningham and the she was mad for being stopped by us for J-walking. She was very intoxicated and confrontational. She also continued to demand to know why she was handcuffed and under arrest. It was explained multiple times by Capt. Webb and myself.

We advised her she was going to be cited and released. Due to her level on intoxication we told her we could give her I ride home or she could call a ride to come and get her. She stated she would not get in a police vehicle and would not get a ride home. She continued to yell and argue with us. Capt Webb was able to get someone to come and get her and she agreed to ride home with that subject.

When the male subject showed up she refused to sign her citation. Capt Webb asked her several times to sign the citation and advised her that if she did not sign we would have to book her into jail. She said, "go ahead". Capt. Webb told her this multiple times.

She still would not sign the citation. She was then booked into Pima county Jail.

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/25/2013 17:37:09

Supplement Information

Supplement Date	Supplement Type	Supplement Officer
03/25/2013 16:15:48	ADDITIONAL DETAILS	(23528) WEBB, JAMES
Contact Name		Supervising Officer
		(42393) DICKINSON, JOBE EVANS

Incident/Investigation Report

Agency: TPD   **Case Number:** 1303220705   **Date:** 3/25/2013 17:37:09

Supplement Notes

On March 22, 2013, at 2115, I overheard Officer Pickard ask for immediate assistance over the F-5 frequency. I could tell from his voice inflection that he was involved in a stressful event. I responded to his location from the downtown area. Upon arrival, officers were placing Ms. Bolger into handcuffs. She was yelling at the officers as I walked up to them. I noticed that she appeared to be heavily intoxicated and visibly angry towards the officers. She was slurring her speech and stumbling while standing up in handcuffs. I directed officers to have her sit on the curb.

I asked Officer Pickard to debrief me and he stated that as he drove his heavy-duty EOD truck westbound on Speedway in the inside lane, he had to slam on his brakes and deploy an evasive maneuver into the curb lane, to avoid striking a pedestrian, who was jaywalking from south to north, across Speedway. Officer Pickard stopped his truck and identified himself as a police officer, as he was in a TPD polo shirt after returning from an EOD callout. Ms. Bolger was very non-compliant, refusing to obey his commands to stop as she continued walking northbound away from him. This is when he requested assistance. While I was being de briefed by Officer Pickard I could hear Ms. Bolger state loudly, "Do you know who I am? I am Council Member Cunningham's chief of staff." "It takes four police cars to stop a jaywalker, no wonder you guys don't respond to burglaries, and this is why you guys need more cops...for a fucking jaywalker?"

I made contact with her and tried to calm her down. I told her that she was going to be issued a citation for obstructing a roadway and she would not be able to leave on her own because of her intoxication level. I offered to give her a ride home since we were close to her residence. She refused the ride stating, "Undo my fucking handcuffs...this is really not good for you that I am in handcuffs." She also stated "no, take me to jail, I want to make a point." I asked her where she had been drinking at and she stated, "4th avenue...but I'm not driving...so write me the fucking ticket." She repeated many of these same comments throughout my contact with her.

Arrangements were made to have a friend of hers respond to the location and give her a ride home. Once her friend (Ted Prezelski) arrived, she repeatedly yelled at Mr. Prezelski to turn his cell phone camera on and record the contact. I told her she needed to sign the citation or she was going to be booked into jail. She kept telling Mr. Prezelski to record the contact, even after he reluctantly complied with her direction to turn his camera phone on. Once the handcuffs were taken off of her, I tried to convince her to walk over to the police car to sign the citation. When Mr. Prezelski tried to coax her to the police car, Ms. Bolger physically grabbed his left arm in an aggressive manner stating, "You work for me...record this."

At this point, I made the decision that she was going to be transported to jail because of her repeated refusal to sign the citation and for the safety of herself and Mr. Prezelski. I directed officers to re handcuff her and place her into the patrol vehicle.

I cleared the location and had not further involvement.