

## FAYETTE COUNTY SUPPLEMENTAL REPORT

GA0560000

CASE NUMBER: 0904859

ORIGINAL     SUPPLEMENTAL     CONFIDENTIAL

DAY & DATE Sat. 052309

DISPATCHED: 1803

ARRIVAL: 1803

On Saturday 052309 around 1803 hours, I was patrolling the area of Stanley Rd and Gingercake Rd. I observed a white Mazda truck bearing a Ga license plate BEY2977 traveling westbound on Stanley Rd. I observed that the license plate was displaying an April 2009 decal. I had dispatch check the tag through G.C.I.C., and was advised that the license plate was expired as of April 30th, 2009.

I conducted a traffic stop on the vehicle on Stanley Rd at Gingercake Rd Fayetteville, Ga 30214. I noticed that all windows were open on his vehicle and I could smell a strong odor of marijuana coming from the interior of the vehicle as I approached. I made contact with the driver, later identified as Horgan, Robert Emmet D.O.B. 12-18-63 W/M. I explained to Horgan the reason for the traffic stop was due to the tag on his vehicle being expired as of April 30th, 2009. The truck was registered to Mr. Transmission. Upon further investigation I found that Horgan is the owner of the vehicle.

I asked Horgan if there was anything illegal inside his vehicle that I needed to be aware of. Horgan stated that there was not. I told Horgan that I smelled the odor of marijuana coming from inside his vehicle. Horgan looked flushed and pale in the face, and appeared to be extremely nervous. Horgan's hands began to shake, and his voice began to tremble in conversation.

I asked Horgan for consent to search his vehicle. Horgan stated "Yes, that's fine." Deputy J. Davidson arrived on scene as back up. I asked Horgan to step to the rear of his vehicle. I began to search Horgan's vehicle while Deputy J. Davidson talked with Horgan. While Deputy J. Davidson was interviewing Horgan, Horgan admitted that there was marijuana in a pill bottle under the seat in his vehicle, and the marijuana was his.

I located the pill bottle with the marijuana under the passenger seat of his vehicle. The pill bottle contained two plastic bags with a green leafy substance suspected to be marijuana, and a pack of rolling papers. One of the plastic bags contained a small rolled marijuana cigarette. Horgan also stated to Deputy J. Davidson that he had just left Lowes in Fayetteville, and had just smoked some of the marijuana on the way to his house.

Mr. Horgan was placed under arrest, and cited for Possession of Marijuana Less Than One Ounce U.T.C. #106982, and cited for Expired Tag U.T.C. #106981. While Horgan was sitting in the back of my patrol vehicle, he asked Deputy J. Davidson, and I "If there was anything that we could do to resolve this right here, right now!" I told him no.

Mr. Horgan's vehicle was impounded by Fayette Wrecker. Mr. Horgan was transported to Fayette County Jail via my patrol car and turned over to the Jail Staff.

REPORTING OFFICER  
Deputy Justin Storm

RADIO #  
2171

APPROVING OFFICER  
*L. D. R. T.* RADIO #  
2118