Print Help

CRIMINAL COURT OF THE CITY OF NEW YORK
COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK
-against-
1. Tracy Morgan (M 38)

MISDEMEANOR

[redacted]

706180

Defendant

Police Officer Joseph Liotta, shield 10591 of the Highway Unit No 1, states as follows:

On November 28, 2006, at about 04:25 hours on the Henry Hudson Parkway in the County and State of New York, the Defendant committed the offenses of:

1. VTL1192.2 — Operating a Motor Vehicle While Intoxicated (1 count)
2. VTL1192.3 — Operating a Motor Vehicle While Intoxicated (1 count)
3. VTL1192.1 — Operating A Motor Vehicle While Impaired (1 count)

the defendant operated a motor vehicle while he had 0.08 of one per centum or more by weight of alcohol in his blood as shown by chemical analysis of his blood, breath, urine, or saliva made pursuant to section 1194 of the Vehicle and Traffic Law; the defendant operated a motor vehicle while in an intoxicated condition; and the defendant operated a motor vehicle while his ability to do so was impaired by the consumption of alcohol.

The offenses were committed under the following circumstances:

Deponent states that deponent observed the defendant operating a motor vehicle, to wit a Cadillac Escalade, in that the key was in the ignition, the engine was running and defendant was behind the wheel and the defendant was intoxicated in that the defendant had watery and bloodshot eyes, had the odor of an alcoholic beverage on defendant's breath, was unsteady on defendant's feet and was operating the vehicle in an unsteady and abrupt manner. Deponent further states that, when deponent asked defendant whether defendant had been drinking, defendant stated (in substance): YES. I HAD SOME BEER.