

**ARREST - INVESTIGATION REPORT**  
CHP 216 (Rev. 10-21) OPI 061

Misdemeanor  
 Felony  
 Other

COURT NORTH COUNTY DIV.	FILE NUMBER 202200810	EVIDENCE/PROPERTY <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
AREA 650	BEAT 904	CRASH REPORT NUMBER N/A
LOCATION OF ARREST/INCIDENT I-5 S/B AT SCALES		WMVARS/MVARS K-9 <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO

LAST NAME, FIRST NAME, AND MIDDLE INITIAL  
RODRIGUEZ VARGAS, GERARDO

F1399 65022

DATE/TIME OF ARREST REPORT 07/14/2022 0945	DATE/TIME OF INCIDENT <input checked="" type="checkbox"/> SAME	LOCATION OF ARREST/INCIDENT I-5 S/B AT SCALES	WMVARS/MVARS K-9 <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
CAD NUMBER 220714BC00332	CITATION NUMBER N/A	OFFENSE(S) CHARGED OR INVESTIGATED 11378 H&S, 11379(A) H&S	JUS 8715 REQUIRED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

**SUBJECT NO 1 OF 1**

NAME (last, first, middle) RODRIGUEZ VARGAS, GERARDO		RESIDENCE ADDRESS	
AKA N/A	HOME PHONE	MAILING ADDRESS	<input checked="" type="checkbox"/> SAME
RACE Hispanic or Latino	ETHNICITY Hispanic or Latino	SEX Male	BIRTHDATE
DRIVER LICENSE NUMBER	STATE	DDL STATUS	DISPATCH NOTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
EMPLOYER	BUSINESS PHONE	BUSINESS ADDRESS	MISC. (SSN, INS #, ETC.)
HAIR BLK	EYES BLK	HEIGHT 5-11	WEIGHT 190
PLACE OF BIRTH (city, state, country) MEXICO	TIME 1140		ID A16261
BOOKING, CII, FBI, ETC., NUMBER(S) BOOKING: 22729040	WHERE BOOKED/CONFINED VISTA DETENTION FACILITY	DATE/TIME 07/14/2022 1130	FINGERPRINTED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
NOTIFICATION (Who, How, When), EXPLAIN IN NARRATIVE <input type="checkbox"/> JUVENILE <input type="checkbox"/> FOREIGN NATIONAL <input type="checkbox"/> IMMUNITY CLAIM		NOTIFIED BY	

**VEHICLE**

LICENSE	STATE	REG. YEAR 2022	VIN/EN NUMBER	VEHICLE WAS <input checked="" type="checkbox"/> STORED	<input type="checkbox"/> PARKED	<input type="checkbox"/> RELEASED	STORAGE AUTHORITY 22651(H) VC
VEH YEAR 2018	MAKE MERCEDES B	MODEL C300	COLOR WHITE	BODY TYPE 4 Door	LOCATION OF VEHICLE/RELEASED TO/ADDRESS/TELEPHONE NUMBER S&R TOWING 760-722-6686		
NAME OF REGISTERED OWNER		<input checked="" type="checkbox"/> SAME AS SUBJECT		ADDRESS		<input checked="" type="checkbox"/> SAME AS SUBJECT	
NAME OF LEGAL OWNER		<input type="checkbox"/> SAME AS R/O		ADDRESS		LOCATION OF KEYS WITH VEHICLE	

**WITNESS/PASSENGER**

BIRTHDATE	SEX	NAME A. BINGHAM #20321	<input checked="" type="checkbox"/> WITNESS <input type="checkbox"/> PASSENGER	ADDRESS/AGENCY CHP BORDER DIVISION	PHONE RES BUS
			<input type="checkbox"/> WITNESS <input type="checkbox"/> PASSENGER		RES BUS
			<input type="checkbox"/> WITNESS <input type="checkbox"/> PASSENGER		RES BUS
			<input type="checkbox"/> WITNESS <input type="checkbox"/> PASSENGER		RES BUS

**VICTIM INFORMATION**

1	NAME	ADDRESS	
BIRTHDATE	SEX	DRIVER'S LICENSE	STATE DAY PHONE EVENING PHONE
VEH. LIC. #	STATE	YEAR	MAKE MODEL COLOR BODY TYPE
2	NAME	ADDRESS	
BIRTHDATE	SEX	DRIVER'S LICENSE	STATE DAY PHONE EVENING PHONE
VEH. LIC. #	STATE	YEAR	MAKE MODEL COLOR BODY TYPE

**MISDEMEANOR INCARCERATION** (To be completed upon physical arrest for any misdemeanor, pursuant to Section 853.6 of the Penal Code.)  
As determined by the arresting officer, the person arrested:

- was so intoxicated as to be a danger to himself or others.
- required medical examination or medical care or was otherwise unable to care for their own safety.
- was arrested under one or more of the circumstances listed in Sections 40302 and 40303 of the California Vehicle Code (Note 5 and 8 if also applicable).
- had one or more outstanding arrest warrants issued.
- could not provide satisfactory evidence of personal identification.
- if released immediately, would jeopardize the prosecution of the offense or offenses for which arrested or the prosecution of any other offenses.
- would be reasonably likely to continue the offense or offenses, or the safety of persons or property would be imminently endangered if immediately released.
- demand to be taken before a magistrate or refused to sign the citation.
- would not appear at the time and place specified in the notice.
- Other:

ARRESTING/INVESTIGATING OFFICER (Print name/rank) R. STEVENS / OFFICER	ID NUMBER #21945	REVIEWED BY (Print name/rank) J. KAWANAKA / SGT.	ID NUMBER 10925	DATE 7-14-22
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**RODRIGUEZ VARGAS, GERARDO**

**N/A**

**ARREST – INVESTIGATION REPORT NARRATIVE (CONTINUED)**

**ADMONITION OF RIGHTS**

- 1. YOU HAVE THE RIGHT TO REMAIN SILENT.
- 2. ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.
- 3. YOU HAVE THE RIGHT TO TALK WITH AN ATTORNEY AND TO HAVE AN ATTORNEY PRESENT BEFORE AND DURING QUESTIONING.
- 4. IF YOU CANNOT AFFORD AN ATTORNEY, ONE WILL BE APPOINTED FREE OF CHARGE TO REPRESENT YOU BEFORE AND DURING QUESTIONING, IF YOU DESIRE.

THE ABOVE STATEMENT WAS READ TO THE ARRESTEE BY:  
NOT ADVISED

ARRESTING OFFICER

OR:

ID:

TIME: 1010

DO YOU UNDERSTAND EACH OF THESE RIGHTS I HAVE EXPLAINED TO YOU?

YES NO

HAVING THESE RIGHTS IN MIND, DO YOU WISH TO TALK TO US NOW?

YES NO

WAIVER STATEMENT

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DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
07/14/2022	0945	9601	021945	202200810

1 **SUMMARY:**

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3 On July 14th, 2022, at approximately 0925 hours, I was on duty in full CHP blue utility uniform and  
4 driving a fully marked black and white CHP patrol vehicle (p/v 1453642). I was traveling  
5 southbound on I-5 approaching the San Onofre CHP scales facility, within the county of San  
6 Diego, when I observed a white Mercedes Benz sedan (s/v, subject vehicle) ahead of mv patrol  
7 vehicle. I observed the s/v displayed registration tabs expired as of April 2022. I entered

8 license plate, into my mobile digital computer and conducted a registration check  
9 which revealed Additionally, I noticed  
10 the s/v had a violation of  
11 (a)(1) VC.

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13 I positioned my patrol vehicle directly behind the s/v and activated my emergency lights to conduct  
14 an enforcement stop for the violations. The driver yielded to the right shoulder of I-5 southbound,  
15 directly in front of the CHP San Onofre scales facility.

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17 I contacted the driver and sole occupant of the s/v through the open right front passenger's  
18 window and advised him the reason for the traffic stop. I asked the driver for his  
19 The driver

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21 observed I asked him for  
22 I identified the driver as Gerardo  
23 Vargas Rodriguez. As I continued to converse with Mr. Vargas, I observed  
24 Mr. Vargas was

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27 I asked Mr. Vargas where he was coming from and he stated from  
28 I asked Mr. Vargas about  
29 and he stated he  
30 Mr. Vargas began telling me

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33 I asked to exit the s/v and walk back to my p/v. While standing to the right front of mv  
34 p/v, I questioned Mr. Vargas about his Mr. Vargas stated

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36 Initially Mr. Vargas stated  
37 Mr. Vargas

38 and I observed  
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DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D. NUMBER	NUMBER
07/14/2022	0945	9601	021945	202200810

1 **SUMMARY (continued):**

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3 At approximately 0931 hours, CHP Officer A. Bingham, #20321, arrived on scene to provide  
4 assistance. Based on my observations of  
5 I requested Mr. Vargas  
6 and I presented and he  
7 At approximately 0936, I requested Officer Bingham to utilize his  
8 (refer to Officer A. Bingham's  
9 supplemental report).

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11 Officer Bingham asked Mr. Vargas and he stated  
12 Mr. Vargas stated that Officer Bingham  
13 asked him and he stated When asked  
14 Mr. Vargas stated Mr. Vargas stated that  
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19 At approximately 0938 hours, Officer Bingham retrieved  
20 Officer Bingham advised me  
21 While this was occurring, I asked Mr. Vargas  
22 Mr. Vargas related  
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27 Based on the  
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34 **ARREST:**

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PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
R. Stevens / OFFICER	021945	07/14/2022		

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
07/14/2022	0945	9601	021945	202200810

1 **ARREST (continued):**

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23 Officer A. Bingham and Sgt. J. Kawanaka remained on scene and stored the s/v per authority  
24 22651(h) VC. All evidence collected was booked into the CHP Oceanside area office.

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26 **EVIDENCE:**

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- 28 Item #1 – Black duffle bag
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- 31 Item #2 – Plastic storage container
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- 34 Item #3 – Compact disc with photographs of vehicle and evidence collected.

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36 CHP Oceanside evidence #E20220254

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PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
R. Stevens / OFFICER	021945	07/14/2022		

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
07/14/2022	0945	9601	021945	202200810

1 **MVARS INFORMATION:**

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3 This event involved a CHP patrol vehicle that was equipped with a MVARS (Mobile Video Audio  
4 Recording System). MVARS was activated during the event, and which may have captured some  
5 or all information relevant to the event. The recording for this event is maintained at the CHP  
6 Temecula area office.

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8 **RECOMMENDATIONS:**

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PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
R. Stevens / OFFICER	021945	07/14/2022		

**NARRATIVE/SUPPLEMENTAL**

**CHP 556 (REV 7-90) OPI 042**

Date of Incident	Time	NCIC Number	Officer I.D. Number	Number
07/14/2022	0945	9650	21945	202200810

**SUPPLEMENTAL:**

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On 07/14/2022, I was on duty, in full uniform, driving a marked, black and white, CHP canine patrol vehicle (**1566415**), and operating within the course and scope of my employment as a California Highway Patrol Officer, assigned to field patrol duties. At approximately 0926 hours, I responded to assist Officer R. Stevens, #21945, with a vehicle enforcement stop on I-5 southbound, at the San Onofre Scale Facility, within the city limits of Fallbrook, county of San Diego.

Officer Stevens conducted a vehicle enforcement stop on a 2018 Mercedes C300, white in color, bearing license plate Gerardo Vargas Rodriguez. The driver of the Mercedes was later identified as date of birth

I arrived on scene at approximately 0931 hours. Upon my arrival, I observed Officer Stevens conversing with Rodriguez along the right shoulder, adjacent to his patrol vehicle. Rodriguez

At approximately 0936 hours, Officer Stevens requested my assistance to

Rodriguez stated I asked Rodriguez if

At approximately 0938 hours, I continued to Rodriguez as Officer Stevens I directed

State of California  
**NARRATIVE/SUPPLEMENTAL**  
CHP 556 (REV 7-90) OPI 042

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Date of Incident	Time	NCIC Number	Officer I.D. Number	Number
07/14/2022	0945	9650	21945	202200810

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1 **SUPPLEMENTAL (CONTINUED):**

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*Refer to arrest report prepared by*

*Officer Stevens for further details (Report #202200810).*

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Preparer's Name and I.D.	Date	Reviewer's Name	Date
A.Bingham, #20321	07/14/2022	Sgt. J. Kawanaka, #16925	07/14/2022

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