

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF **CHESTER**



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA

Magisterial District Number: **15-2-03**

DEFENDANT:

VS.
(NAME and ADDRESS)

MDJ Hon. **WILLIAM D. KRAUT**
Address: **601 WESTTOWN ROAD**
SUITE 110
WEST CHESTER, PA 19380
Telephone: **610-436-5757**

ROBERT <i>First Name</i>	ELWOOD <i>Middle Name</i>	LANDIS <i>Last Name</i>	<i>Gen.</i>
[REDACTED]			

NCIC Extradition Code Type

- 1 - Felony Full
 4 - Felony No Ext.
 B - Misdemeanor Limited
 E - Misdemeanor Pending
 2 - Felony Ltd.
 5 - Felony Pend.
 C - Misdemeanor Surrounding States
 Distance: _____
 3 - Felony Surrounding States
 A - Misdemeanor Full
 D - Misdemeanor No Extradition

DEFENDANT IDENTIFICATION INFORMATION

Docket Number	Date Filed	OTN/LiveScan Number L 781528-6	Complaint/Incident Number 67PJ13002423	SID	Request Lab Service? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB 05/22/1963	POB	Add'l. DOB	Co-Defendants? <input type="checkbox"/>	
RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown				
HAIR COLOR <input type="checkbox"/> Gry (Gray) <input type="checkbox"/> Red (Red/Aubn) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> PLE (Purple) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> Blk (Black) <input type="checkbox"/> Ong (Orange) <input type="checkbox"/> WHI (White) <input checked="" type="checkbox"/> XXX (Ink./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> Bln (Blonde / Strawberry)					
EYE COLOR <input type="checkbox"/> Blk (Black) <input type="checkbox"/> Blu (Blue) <input type="checkbox"/> BRO (Brown) <input checked="" type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> MUL (Multicolored) <input type="checkbox"/> XXX (Unknowr)					
Driver License	State PA	License Number 20559180	Expires 05/23/2004	WEIGHT (lbs.)	
DNA	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DNA Location			
FBI Number	989076W1	MNU Number	Ft. HEIGHT in.		
Defendant Fingerprinted	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				5 10
Fingerprint Classification					

DEFENDANT VEHICLE INFORMATION

Plate # YYZ5126	State PA	Hazmat <input type="checkbox"/>	Registration Sticker (MM/YY) 05/13	Comm'l Veh Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. Same as Def. <input type="checkbox"/>
VIN 3D7KU26D44G246995	Year 2004	Make DODGE	Model RAM 2500 (PIC)	Style PK	Color WHITE		

Office of the attorney for the Commonwealth Approved Disapproved because: _____

(The attorney for the Commonwealth may require the complaint, arrest warrant affidavit, or both, be approved by the attorney for the Commonwealth prior to filing. See PA. R. Crim. P 507.)

DA CHIEF OF STAFF CHARLES GAZA

(Name of the attorney for the Commonwealth - Please Print or Type)

(Signature of the attorney for the Commonwealth)

05/06/2013

(Date)

I, **OFFICER TED LEWIS / Det. Jonathan C. Stafford**

(Name of the Affiant)

of **WESTTOWN EAST GOSHEN POLICE DEPARTMENT**

(Identify Department or Agency Represented and Political Subdivision)

47 / 40

PSP/MPOETC - Assigned Affiant ID Number & Badge #

PA0152700

(Police Agency ORI Number)

do hereby state:

- I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as

- I accuse the defendant whose name and popular designation are unknown to me and whom I have therefore designated as John Doe or Jane Doe

with violating the penal laws of the Commonwealth of Pennsylvania at [**67**] **WESTTOWN TOWNSHIP**
NB WILMINGTON PK & STANTON AV, WEST CHESTER
(Subdivision Code) (Place-Political Subdivision)

in **CHESTER** County [**15**] on or about **26 APRIL 2013 AT 2228 HRS.**
(County Code)



POLICE CRIMINAL COMPLAINT

Docket Number	Date Filed	OTN/LiveScan Number L 781528-6	Complaint/Incident Number 67PJ13002423
Defendant Name	First ROBERT	Middle ELWOOD	Last LANDIS

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.
 (Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits 204 PA §§ 213. - 213.7.)

<input checked="" type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903						
<input checked="" type="checkbox"/> Lead?	1	3735	A	of the	75	1	F2		
PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone				
Statute Description (Include the name of statute or ordinance): HOMI BY VEH WHILE DR UNDER THE INFL									
Acts of the accused associated with this Offense: HOMICIDE BY VEH WHILE DR UNDER THE INFL The Actor, Robert Elwood Landis , on or about, 26 April, 2003, in the County of Chester, who unintentionally causes the death of another person as the result of a violation of section 3802 (relating to driving under influence of alcohol or controlled substance) and who is convicted of violating section 3802 is guilty of a felony of the second degree when the violation is the cause of death and the sentencing court shall order the person to serve a minimum term of imprisonment of not less than three years. A consecutive three-year term of imprisonment shall be imposed for each victim whose death is the result of the violation of section 3802.									

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903						
<input type="checkbox"/> Lead?	2	3802	C	of the	75	1	M1		
PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone				
Statute Description (Include the name of statute or ordinance): DRIVING UNDER THE INFLUENCE-ALC - .16% OR HIGHER									
Acts of the accused associated with this Offense: DUI - HIGHEST RATE OF ALCOHOL On or about 26 April, 2013, the actor, Robert Elwood Landis , unlawfully drove, operated or was in actual physical control over the movement of a vehicle in the area of Wilmington Pike and Stanton Ave, Westtown Township, Chester County, Pennsylvania, after imbibing a sufficient amount of alcohol such that the alcohol concentration in the actor's blood or breath was a 0.28% within two hours after the actor had driven, operated or been in actual physical control of the movement of the vehicle. An individual may not drive, operate or be in actual physical control of the movement of a vehicle after imbibing a sufficient amount of alcohol such that the individual is rendered incapable of safely driving, operating or being in actual physical control of the movement of the vehicle.									

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903						
<input type="checkbox"/> Lead?	3	3735.1	A	of the	75	1	F2		
PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone				
Statute Description (Include the name of statute or ordinance): AGGRAVATED ASSAULT BY VEHICLE WHILE DUI									
Acts of the accused associated with this Offense: AGGRAVATED ASSAULT BY VEHICLE WHILE DUI The Actor, Robert Elwood Landis , on or about, 26 April, 2013, in the County of Chester, who negligently causes serious bodily injury to another person as the result of a violation of section 3802 (relating to driving under influence of alcohol or controlled substance) and who is convicted of violating section 3802 commits a felony of the second degree when the violation is the cause of the injury.									



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<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903						
<input type="checkbox"/> Lead?	4 Offense #	3714 Section	A Subsection	of the	75 PA Statute (Title)	1 Counts	S Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone					

Statute Description (Include the name of statute or ordinance):
CARELESS DRIVING

Acts of the accused associated with this Offense:
CARELESS DRIVING The Actor, Robert Elwood Landis , on or about, 26 April, 2013 , in the County of Chester, drove a vehicle, namely, 2005 Dodge 2500 Pick up truck, on a highway or traffic way, namely, Wilmington Pike at Stanton Ave , in careless disregard of the safety of persons or property, in violation of Section 3714 of the Pennsylvania Vehicle Code, Act of June 17, 1976, as amended, 75 Pa. C.S. 3714.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903						
<input type="checkbox"/> Lead?	5 Offense #	1543 Section	B Subsection	of the	75 PA Statute (Title)	1 Counts	S Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone					

Statute Description (Include the name of statute or ordinance):
DRIVING WHILE SUSPENDED DUI RELATED

Acts of the accused associated with this Offense:
DRIVING WHILE OPERATING PRIVILEGE IS SUSPENDED OR REVOKED - DUI RELATED The Actor, Robert Elwood Landis , on or about, 26 April, 2013 , in the County of Chester, drove a motor vehicle, namely, a 2005 Dodge Ram 2500 , on a highway or traffic way, namely, Wilmington Pike at Stanton Ave, Westtown Township, Chester County , of this Commonwealth after the commencement of a suspension, revocation or cancellation of the operating privilege as a condition of acceptance of Accelerated Rehabilitative disposition for a violation of Section 3731 (relating to driving under the influence of alcohol or controlled substance) or because of a violation of Section 1547(b)(1) (relating to suspension for refusal) or 3731, and before the operating privilege had been restored, in violation of Section 1543(b) of the Pennsylvania Vehicle Code, Act of June 17, 1976, as amended, 75 Pa. C.S. 1543(b)

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903						
<input type="checkbox"/> Lead?	6 Offense #	1543 Section	B1.1 Subsection	of the	75 PA Statute (Title)	1 Counts	M1 Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone					

Statute Description (Include the name of statute or ordinance):
BAC .02 OR GREATER - 2ND OFFENSE

Acts of the accused associated with this Offense:
BAC .02 OR GREATER - 3rd OFFENSE The Actor, Robert Elwood Landis, on or about, 26 April, 2013, in the County of Chester, who has an amount of alcohol by weight in his blood that is equal to or greater than .02% at the time of testing or who at the time of testing has in his blood any amount of a Schedule I or non prescribed Schedule II or III controlled substance, as defined in the act of April 14, 1972 (P.L. 233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, or its metabolite and who drives a motor vehicle on any highway or traffic way of this Commonwealth at a time when the person's operating privilege is suspended or revoked as a condition of acceptance of Accelerated Rehabilitative Disposition for a violation of section 3802 or former section 3731 or because of a violation of section 1547(b)(1) or 3802 or former section 3731 or is suspended under section 1581 for an offense substantially similar to a violation of section 3802 or former section 3731 shall, upon a first conviction, be guilty of a summary offense and shall be sentenced to pay a fine of \$1,000 and to undergo imprisonment for a period of not less than 90 days. A second violation of this paragraph shall constitute a misdemeanor of the third degree, and upon conviction thereof the person shall be sentenced to pay a fine of \$2,500 and to undergo imprisonment for not less than six months. Third Offense.



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Defendant Name	First ROBERT	Middle ELWOOD	Last LANDIS
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Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/> Lead?	7	3322		of the	75	1	S		
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (Include the name of statute or ordinance):
VEHICLE TURNING LEFT

Acts of the accused associated with this Offense:
The driver of a vehicle intending to turn left within an intersection or into an alley, private road or driveway shall yield the right-of-way to any vehicle approaching from the opposite direction which is so close as to constitute a hazard.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/> Lead?	8	3732	A	of the	75	1	F3		
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (Include the name of statute or ordinance):
HOMICIDE BY VEHICLE

Acts of the accused associated with this Offense:
HOMICIDE BY VEHICLE The Actor, Robert Elwood Landis, on or about, 26 April, 2013, in the County of Chester, who recklessly or with gross negligence causes the death of another person while engaged in the violation of any law of this Commonwealth or municipal ordinance applying to the operation or use of a vehicle or to the regulation of traffic except section 3802 (relating to driving under influence of alcohol or controlled substance) is guilty of homicide by vehicle, a felony of the third degree, when the violation is the cause of death.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/> Lead?	9	3742.1		of the	75	1	F3		
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (Include the name of statute or ordinance):
ACCIDENTS INVOLVING DEATH OR PERSONAL INJURY WHILE

Acts of the accused associated with this Offense:
ACCIDENTS INVOLVING DEATH OR PERSONAL INJURY The Actor, Robert Elwood Landis, on or about, 26 April, 2013, in the County of Chester, drove a vehicle, namely, a 2005 Dodge Ram 2500, on a highway or trafficway, namely, Wilmington Pike at Stanton Ave, Westtown Township, Chester County, in the Commonwealth which was involved in an accident in which, Liam James Crowley, was fatally injured. The Actor, Robert Elwood Landis, whose operating privilege was disqualified, canceled, recalled, revoked or suspended and not restored or who does not hold a valid driver's license and applicable endorsements for the type and class of vehicle being operated commits an offense under this section if the person was the driver of any vehicle and caused an accident resulting in injury or death of any person.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
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<input type="checkbox"/> Lead?	10	4303		of the	75	1	S		
	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (Include the name of statute or ordinance):
GENERAL LIGHTING REQUIREMENTS

Acts of the accused associated with this Offense:
Every vehicle operated on a highway shall be equipped with rear lighting systems not limited to tail lamps, brake lamps and turn signals and hazard signals in accordance with regulations set forth by the Department.



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		Last LANDIS	

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
<input type="checkbox"/> Lead?	11	2504	A
	Offense #	Section	Subsection
			of the
			18
			PA Statute (Title)
			1
			Counts
			M1
			Grade
			NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	
		<input type="checkbox"/> Work Zone	

Statute Description (Include the name of statute or ordinance):
INVOLUNTARY MANSLAUGHTER

Acts of the accused associated with this Offense:
INVOLUNTARY MANSLAUGHTER The Actor, Robert Elwood Landis, on or about, 26 April, 2013, in the County of Chester, is guilty of involuntary manslaughter when as a direct result of the doing of an unlawful act in a reckless or grossly negligent manner, or the doing of a lawful act in a reckless or grossly negligent manner, he causes the death of another person.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
<input type="checkbox"/> Lead?	12	2705	of the
	Offense #	Section	Subsection
			18
			PA Statute (Title)
			1
			Counts
			M2
			Grade
			NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	
		<input type="checkbox"/> Work Zone	

Statute Description (Include the name of statute or ordinance):
RECKLESSLY ENDANGERING ANOTHER PERSON

Acts of the accused associated with this Offense:
RECKLESSLY ENDANGERING ANOTHER PERSON The Actor, Robert Landis , on or about, 4/26/13, in the County of Chester, recklessly engaged in conduct which placed or may have placed the following victims in danger of death or serious bodily injury, each a separate count: Liam Crowley, in violation of Section 2705 of the Pennsylvania Crimes Code, Act of December 6, 1972, as amended, 18 Pa. C.S. 2705.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
<input type="checkbox"/> Lead?	13	3809	A
	Offense #	Section	Subsection
			of the
			75
			PA Statute (Title)
			19
			Counts
			S
			Grade
			NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	
		<input type="checkbox"/> Work Zone	

Statute Description (Include the name of statute or ordinance):
RESTRICTION ON ALCOHOLIC BEVERAGES

Acts of the accused associated with this Offense:
Restriction on alcoholic beverages - an individual who is an operator or an occupant in a motor vehicle may not be in possession of an open alcoholic beverage container or consume a controlled substance as defined in the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, or an alcoholic beverage in a motor vehicle while the motor vehicle is located on a highway in this Commonwealth.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903
<input type="checkbox"/> Lead?	14	3802	A1
	Offense #	Section	Subsection
			of the
			75
			PA Statute (Title)
			1
			Counts
			M1
			Grade
			NCIC Offense Code
			UCR/NIBRS Code
PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	
		<input type="checkbox"/> Work Zone	

Statute Description (Include the name of statute or ordinance):
DRIVING UNDER INFLUENCE OF ALCOHOL OR CONTROLLED

Acts of the accused associated with this Offense:
DRIVING UNDER THE INFLUENCE OF ALCOHOL-GENERAL IMPAIRMENT
 75 Pa. C.S. 3802, A1.
 On or about 4/26/13, the actor, Robert Landis, unlawfully drove, operated or was in actual physical control over the movement of a vehicle in the area of Wilmington Pike and Stanton Ave., Chester County, Pennsylvania, after imbibing a sufficient amount of alcohol such that the alcohol concentration in the actor's blood or breath was .16% or higher within two hours after the actor had driven, operated or been in actual physical control of the movement of the vehicle.



POLICE CRIMINAL COMPLAINT

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Defendant Name	First ROBERT	Middle ELWOOD	Last LANDIS

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of section 4904 of the Crimes Code (18 PA C.C. 4904) relating to unsworn falsification to authorities.
- This complaint is comprised of the preceding page(s) numbered 1 through 5.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of Assembly, or in violation of the statutes cited. **(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)**

(Date) _____
(Signature of Affiant)

AND NOW, on this date _____ I certify that the complaint has been properly completed and verified. An affidavit of probable cause must be completed before a warrant can be issued.

15-2-03
(Magisterial District Court Number)

(Issuing Authority)





POLICE CRIMINAL COMPLAINT

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AFFIDAVIT of PROBABLE CAUSE

Your affiants are Offer Ted Lewis and Detective Jonathan C. Stafford of the Westtown East Goshen Regional Police Department in Chester County, Pennsylvania. Officer Lewis has been employed with the Westtown East Goshen Police Department since 2001 and is currently assigned to the Traffic Safety division and is an Accident Reconstructionist. Detective Stafford has been employed with the Westtown East Goshen Police Department since 1999 and is currently assigned to the Criminal Investigation Division.

On 26 April, 2013 at or about 2228 hours, officers from the Westtown East Goshen Police Department responded to the report of a serious motor vehicle crash involving a motorcycle at Wilmington Pike and Stanton Ave, Westtown Township, Chester County, Pennsylvania. Arriving officers observed a blue Triumph Motorcycle bearing PA registration 8629K down on the roadway, within the intersection, with a helmeted rider lying nearby. The rider, who was identified as being the sole rider and operator of the Triumph was identified as Liam James Crowley, PA OLN 28344728, and a DOB of 06/10/1988. Crowley was transported from the scene by EMS personnel to the Paoli Hospital and Trauma Center where he underwent emergency surgery for multiple, severe blunt trauma injuries which were a direct result of the crash. Liam James Crowley died as a direct result of his injury on 28 April, 2013 at 1940 hours.

Responding officers did observe a white 2004 Dodge Ram 2500 pick up truck stopped on Stanton Ave, running, with a male subject standing at the rear of the vehicle. The truck had heavy damage to the passenger side of the vehicle. The male subject identified himself as Robert Landis with a DOB of 05/22/1963. Landis stated that he was the operator of the Dodge Ram 2500 and that he had been turning left from southbound Wilmington Pike onto Stanton Ave. He stated to officers that the motorcycle "came out of no where" from behind another truck and struck the passenger side of his vehicle. While officers were speaking with Landis, they observed a strong odor of alcoholic beverage coming from his person and breath. They also observed that he had bloodshot eyes and slurred speech. He did admit to drinking "a couple of beers" prior to driving the vehicle. Landis did submit to four field sobriety tests, all of which showed indicators of impairment. Landis was then transported to the Chester County Hospital where he did agree to give a blood sample for alcohol and controlled substance testing. The blood sample was placed into evidence and then transferred to Drug Scan for testing. The results of the testing of the blood by Drug Scan showed that Robert Elwood Landis had a blood alcohol content at the time of the blood draw of 283 Mg/Dl which translates to 0.283% weight/volume.

Your affiants did respond to the scene located at Wilmington Pike at Stanton Ave on 26 April, 2013 for the purpose of conducting an investigation as to the cause of the crash. Your affiants did observe that it was a clear night with a full moon and dry weather conditions. Photographs of the scene were taken and a map of the scene was made using laser surveying equipment. Both involved vehicles, the Triumph Motorcycle bearing PA registration 8629K and the Dodge Ram 2500 bearing PA registration YYZ5126 were transported to the Westtown East Goshen Police evidence garage for examination by the investigating team.

Det. Jonathan C. Stafford #40
I, **OFFICER TED LEWIS (47)**, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

(Signature of Affiant)

Sworn to me and subscribed before me this _____ day of _____,
_____, Date _____, Magisterial District Judge
My commission expires first Monday of January, _____





POLICE CRIMINAL COMPLAINT

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AFFIDAVIT of PROBABLE CAUSE CONTINUATION

The investigation revealed the following. The defendant's truck was south-bound on Wilmington Pike. The victim's motorcycle was north-bound on Wilmington Pike. The defendant turned left across the traffic on Wilmington Pike causing the collision between the defendant's truck and the victim. Examination of the Triumph motorcycle and the Dodge Ram 2500 showed that neither vehicle had any mechanical defects which could have contributed to the crash. Accident reconstruction shows that the vehicles impacted at an angle which is consistent with the Dodge Ram making a left turn and being impacted by the motorcycle which was travelling in a straight line north on Wilmington Pike.

Examination of the interior of the Dodge Ram 2500 bearing PA registration YYZ5126 was conducted. No registration or insurance cards were found within the vehicle. Two opened PennDOT letters addressed to Robert Landis were found inside the vehicle. The letters addressed his DUI suspended drivers license and an application for an ignition interlock which would be required for him to have his drivers license restored. Numerous open and unopened Budweiser beer cans were found behind the front seats of the truck and three empty beer cans and one empty beer bottle were found in the bed of the truck.

Your affiants did examine the PennDot driving record for Robert Elwood Landis with a PA OLN of 20559180. Your affiants did observe that the driving record showed that Robert Elwood Landis did not have a valid PA drivers license at the time of the crash on 26 April, 2013 and that his driving privileges were suspended DUI related at that time.

Your affiants did also review the DUI history for Landis by reviewing his criminal history. Your affiants did find the following:

- 1) The defendant was arrested for Driving Under the Influence of Alcohol on September 29, 1981 and entered the Chester County ARD program for that arrest on May 12, 1982. [CP-15-CR-40-1982]
- 2) The defendant was arrested for Driving Under the Influence of Alcohol on December 31, 1990 and entered the Chester County ARD program for that arrest on June 11, 1991. [CP-15-CR-810-1991]
- 3) The defendant was arrested for Driving Under the Influence of Alcohol on March 8, 1997 and was convicted of that offense on July 15, 1997. [CP-15-CR-1621-1997]
- 4) The defendant was arrested for Driving Under the Influence of Alcohol on April 5, 1997 and was convicted of that offense on July 15, 1997. [CP-15-CR-2012-1997]
- 5) The defendant was arrested for Driving Under the Influence of Alcohol on November 12, 2002 and was convicted of that offense on October 6, 2003. [CP-15-CR-11-2003]
- 6) The defendant was arrested for Driving Under the Influence of Alcohol and Driving while Operating Privilege is Suspended or Revoked (1543(b)(1.1)) on November 25, 2004 and was convicted of those offenses on June 23, 2005. [CP-15-CR-178-2005]
- 7) The defendant was arrested for Driving Under the Influence of Alcohol and Driving while Operating Privilege is Suspended or Revoked (1543(b)(1.1)) on May 3, 2009 and was convicted of those offenses on November 10, 2009. [CP-15-CR-2392-2009].

Your affiants did examine a video recording that was made by a surveillance camera which was located at an automotive repair station located at 1001 Wilmington Pike. The video shows that on 26 April, 2013 at about 2225 hours, there was moderate traffic on northbound Wilmington Pike. The Dodge Ram truck enters the left turn lane from southbound Wilmington Pike at Stanton Ave and activates it's left turn signal. The truck waits for several vehicles to pass. A motorcycle with a lit headlamp becomes visible in the video and appears to be traveling at a similar rate of speed as a majority of the traffic which had previously passed. The Dodge Ram truck is observed to turn directly into the path of the oncoming motorcycle and the motorcycle impacts the passenger side of the truck.

Due to the above facts and circumstances, your affiant does believe that Robert Elwood Landis was incapable of safely operating a motor vehicle due to the effects of alcohol. Your affiants do believe that reckless actions by Robert



POLICE CRIMINAL COMPLAINT

Docket Number	Date Filed	OTN/LiveScan Number L 781528-6	Complaint/Incident Number 67PJ13002423
Defendant Name	First ROBERT	Middle ELWOOD	Last LANDIS

AFFIDAVIT of PROBABLE CAUSE CONTINUATION

Elwood Landis did directly cause the death of Liam James Crowley. Your affiants do request that a Warrant of Arrest be issued for Robert Elwood Landis so that he can be brought forth to answer to these charges.

(Signature of Affiant)