

AFFIDAVIT

State of Vermont
Windham County S.S.

NOW COMES, Thomas P. Curran affiant, being duly sworn and on oath, deposes and says he has probable cause to believe that [REDACTED] herin after referred to as the Defendant has committed the offense (s) of: Illegal Importation of Spirituous Liquor, a violation of Title 7, Vermont Statutes Annotated Section 63 (a). This affiant is certified as a full time Law Enforcement Officer through the Vermont Criminal Justice Training Council and has been since 1994. I am currently employed as a Sergeant with the Vermont Department of Liquor Control, Law Enforcement Division.

On July 14, 2017 at 1300 hours, I was on duty conducting a surveillance detail of the New Hampshire Liquor Outlet in Peterborough, New Hampshire. I was observing from my vehicle that was parked in the shopping center where the liquor store is located. From my vantage point I could clearly see a black Chevy Suburban with aa gold colored New York plate [REDACTED] I saw two males, one younger and one older come out of the NH Liquor Outlet pulling a luggage cart with cases of Spirituous Liquor alcohol including Captain Morgan's Rum and Jack Daniels Whiskey. I estimated at least Thirteen cases of liquor were on the cart. I observed them both load the cases into the back of the Suburban. The defendant then drove the black Suburban to the Keene Liquor Outlet where I again observed them load another luggage rack with at least ten cases of assorted Liquor into the vehicle. Once the loading was complete the Suburban headed on Route 9 West towards Vermont. Along Route 9 Investigator Wilbur was able to get behind the Suburban in front of me as it crossed into the state of Vermont, and entered Brattleboro. Then the vehicle proceeded south through the Roundabout south onto Putney Road in Brattleboro, Windham County, Vermont. As the vehicle turned right at the Roundabout it failed to use a turn signal so Investigator Wilbur initiated a traffic stop and stopped the vehicle just south of the Roundabout onto Black Mountain Road in the town of Brattleboro, Windham County, Vermont. Upon approach and making contact with the driver a sheet could be seen draped over the boxes that were clearly the boxes of liquor I observed them loading in New Hampshire in the back of the Suburban. The operator was identified as [REDACTED], the passenger was identified as [REDACTED] father, [REDACTED]. After Investigator Wilbur told him the reason he stopped him. I informed him I had watched him loading up liquor in New Hampshire and knew what was in his vehicle. He then said he needed to call his lawyer and then called him from the driver's seat. No further questions were asked of either subject.

Subscribed and sworn before me on this

_____ Day of _____, _____.

Affiant

Notary Public

Pg. 1

Date

AFFIDAVIT

State of Vermont
Windham County S.S.

NOW COMES, Thomas P. Curran affiant, being duly sworn and on oath, deposes and says he has probable cause to believe that [REDACTED] herin after referred to as the Defendant has committed the offense (s) of: Illegal Importation of Spirituous Liquor, a violation of Title 7, Vermont Statutes Annotated Section 63 (a).

I advised him he was under arrest and placed handcuffs on him. His father was also taken into custody by Investigator Michael Davidson and they were both transported to the Vermont State Police Barracks at Westminster. I drove the vehicle back to the barracks.

A search was conducted of the vehicle per Title 7 VSA 672, the following was recovered as evidence:

71 case's of spirituous liquor were seized totaling 646 bottles of alcohol. Hennessy Cognac along with Vodka and Rum were recovered and placed in evidence from the vehicle showing a total value of \$27,016.54.

Along with the alcohol \$5,000.00 in cash and 18 \$250.00 New Hampshire Liquor Outlet Gift cards were also seized. New Hampshire Liquor Receipt's and a spiral notebook was also taken as evidence inside the notebook contained lists of alcohol that was ordered to be picked up or had been picked up. The defendant was issue a citation by certified mail to appear in Windham District Court on September 26, 2017 at 0800 hours to answer the charge of Illegal Transport of Alcohol into Vermont Title 7 VSA 63 (a). He was also finger printed and photographed and released from our custody.

Under Title 7 V.S.A. § 568, this Affiant respectfully requests the court to order the forfeiture of the Spirituous Liquors listed in this Affidavit (646 bottles of spirituous liquor) and turn such liquors over to the Commissioner of Liquor Control for the benefit of the State.

Subscribed and sworn before me on this

_____ Day of _____, _____.

Affiant

Notary Public

Date

AFFIDAVIT

State of Vermont
Windham County S.S.

NOW COMES, Thomas P. Curran, affiant, being duly sworn and on oath, deposes and says he has probable cause to believe that [REDACTED] herin after referred to as the defendant has committed the offense (s) of: Illegal Importation of Spirituous Liquor, a violation of Title 7, Vermont Statutes Annotated Section 63 (a). This affiant is certified as a full time Law Enforcement Officer through the Vermont Criminal Justice Training Council and has been since 1994. I am currently employed as a Sergeant with the Vermont Department of Liquor Control, Law Enforcement Division.

On July 19, 2017 at 0900 hours, I was on duty conducting a surveillance detail of the New Hampshire Liquor Outlet in Hinsdale, New Hampshire. I was observing the Liquor Outlet from my vehicle. From my vantage point I could clearly see a White Toyota Sienna Mini-van bearing New York plate [REDACTED]. I observed a male come out of the NH Liquor Outlet pulling a luggage cart with cases of spirituous liquor alcohol including what looked like Vodka. I estimated at least eight cases of liquor were on the cart. I observed the defendant load the cases into the back of the van. The amount the defendant loaded into his vehicle was over the legal amount an individual can legally bring into Vermont.

The defendant then drove the white van west bound into Vermont. I followed the vehicle north bound on Putney Road in Brattleboro, Vermont. While on Putney Road I was in radio contact with VSP Trooper Paul Dean. He was able to get behind the suspect vehicle. On Putney Road at Black Mountain Road in the town of Brattleboro, Windham County, Vermont, Trooper Dean stopped the vehicle for an obstructed rear license plate violation. As I approached the car during the traffic stop, the cases of liquor were clearly visible through the windows of the minivan. The operator was identified as [REDACTED]. I spoke to the operator who advised he did not speak English.

Subscribed and sworn before me on this

_____ Day of _____, _____.

Affiant

Notary Public

Pg. 1

Date

AFFIDAVIT

State of Vermont
Windham County S.S.

NOW COMES, Thomas P. Curran affiant, being duly sworn and on oath, deposes and says he has probable cause to believe that [REDACTED] herin after referred to as the Defendant has committed the offense (s) of: Illegal Importation of Spirituous Liquor, a violation of Title 7, Vermont Statutes Annotated Section 63 (a).

I told the defendant it was illegal to transport the amount of alcohol he had into the state of Vermont. The defendant was advised that he was being charged with this offense, Investigator Davidson searched his person and in his frond pockets was a large amount of cash and some New Hampshire Liquor Outlet Gift Cards with some receipts. About \$7,500.00 cash was found on the defendant. A search was then conducted of the vehicle per Title 7 VSA 672. The following alcohol was located and seized:

Eight and a half cases of spirituous liquor were seized totaling 52 bottles of alcohol. 48 bottles of 1 Liter Grey Goose Vodka, 3 Kettle One Vodka, 1 Captain Morgan were recovered and placed in evidence showing a total value of \$1,770.48.

The vehicle, the cash and gift cards were released back to the defendant at the scene. The defendant was issued an updated citation by certified mail on 08-17-2017 to appear in Windham District Court on September 26, 2017 at 0800 hours to answer the charge of Illegal Transport of Alcohol into Vermont Title 7 VSA 63 (a). It is requested that fingerprints and photographs to be submitted by the defendant per order of the court

Under Title 7 V.S.A. § 568, this Affiant respectfully requests the court to order the forfeiture of the Spirituous Liquors listed in this Affidavit (52 bottles) and turn such liquors over to the Commissioner of Liquor Control for the benefit of the State.

Subscribed and sworn before me on this

_____ Day of _____, _____.

Affiant

Notary Public

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Date