

IN THE DISTRICT COURT OF THE FIFTEENTH JUDICIAL DISTRICT OF THE STATE OF OKLAHOMA SITTING IN AND FOR MUSKOGEE COUNTY

THE STATE OF OKLAHOMA,

Plaintiff,

vs.

DONALD RAY FOOLS

ADDR: Porum, OK 74455

DL: \*\*\*\*4221

SSN: \*\*\*-\*\*-1567

DOB: February, 1963

Defendant(s).

Case No. CF-2017-1162

STATE OF OKLAHOMA  
COUNTY OF MUSKOGEE  
2017 NOV 14 PM 1:17  
PAULA SEXTON  
COURT CLERK

INFORMATION

FOR:

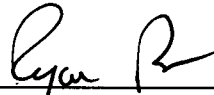
COUNT 1: DRIVING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL ~ 47 O.S. § 11-902(A)(2), a FELONY

STATE OF OKLAHOMA, COUNTY OF MUSKOGEE:

I, Orvil Loge, the undersigned District Attorney of said County, in the name and by the authority of the State of Oklahoma, give information that in said County of Muskogee and in the State of Oklahoma, DONALD RAY FOOLS did then and there unlawfully, willfully, knowingly and wrongfully commit the crime(s) of:

COUNT 1: DRIVING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL ~ a FELONY, on or about the 12th day of November, 2017, by driving and operating a certain motor vehicle, to-wit: 1998 Dodge Ram, 1500 bearing Oklahoma 418 HJQ, over and upon a public highway at East 273rd Street South and 95th Street, Porum, Muskogee County, Oklahoma, while under the influence of intoxicating alcohol.

ORVIL LOGE  
DISTRICT ATTORNEY

By:   
Ryan Roberts  
First Assistant District Attorney

WITNESSES ENDORSED FOR THE STATE OF OKLAHOMA

Brandon Billups, MUSKOGEE COUNTY SHERIFF'S OFFICE, 220 State Street, Muskogee, OK 74401  
RR/sk

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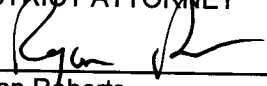
SUPPLEMENTAL INFORMATION

I, Orvil Loge, the undersigned District Attorney of said County, in the name and by the authority of the State of Oklahoma, and in addition to the original information filed herein, further inform the Court as follows:

THAT the said defendant was heretofore on or about April 29, 2015, in case number CM-2015-454 in the District Court of Tulsa County, Oklahoma, convicted of the crime of COUNT 1: Driving a Motor Vehicle while Under the Influence of Alcohol, a misdemeanor and sentenced to 1 year suspended;

ORVIL LOGE  
DISTRICT ATTORNEY

By: \_\_\_\_\_

  
Ryan Roberts  
First Assistant District Attorney

**IN THE DISTRICT COURT IN AND FOR MUSKOGEE COUNTY  
STATE OF OKLAHOMA**

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The State of Oklahoma

Case Number: 2017-15611

Plaintiff:

-vs-

Donald Ray Fools

Defendant(s)

**Affidavit**

The undersigned upon oath deposes and states as follows, to wit:

Affiant advises that on the 12 day of November 2017 at approximately 2138 hours, the following

incidents occurred at the intersection of E 273<sup>rd</sup> S and S 95<sup>th</sup> E in Porum, OK

Muskogee County, Oklahoma.

On 12 NOV 17 at approximately 2140 hours I observed a Dodge pickup displaying Oklahoma tag 418 HJQ traveling Eastbound on E 273rd ST S about E 93rd ST S. I observed that the vehicle had and inoperable tag light and the driver failed to maintain his lane crossing the center line several times as well as the fog line.

I initiated a traffic stop on the vehicle and made contact with driver Donald Fools. Upon making contact with Mr. Fools I could smell the odor of alcoholic beverage emitting from the vehicle. Mr. Fools had slow slurred speech, and once he exited the vehicle he was unsteady on his feet. Mr. Fools stated that he had drank a twelve pack or more of beer. Upon further investigation and standardized field sobriety testing it was determined that Mr. Fools was under the influence of alcohol. Mr. Fools was arrested for driving under the influence, and transported to Muskogee County Detention Center with no further incident.

Mr. Fools agreed to take the states test, but refused testing upon arrival to the hospital.

Deputy B. Billups 5147

Based on this information, the undersigned prays that this Honorable Court issue a finding of fact that probable cause exist to believe that a crime has been committed and that there is probable cause to believe the defendant(s) above named committed that crime.

*Brandon Billups 5147*

Affiant Signature

SUBSCRIBED AND SWORN TO ME on this 13<sup>th</sup> day of November, 2017

My Commission number 01014682 My Commission expires Aug 29 2021

*Owatima*

Notary Public

STATE OF OKLAHOMA  
COUNTY OF MUSKOGEE  
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