

STATEMENT OF PROBABLE CAUSE

GO# 2022-334245

AB# 2022-16915

Page 1 of 2

DEFENDANT					
Last Name	First Name	Middle	DOB	Arrest Date	Arrest Time
AGUIRRE SANCHEZ	AVEL		01/29/2003	07/02/2022	1:40 am
Armed with UNARMED					
Location of Arrest 000 BLK N BROADWAY ST					

OFFICER MAKING STATEMENT	
Name	Serial No.
BOTTS, AARON	P16004

COMPLETE THIS SECTION FOR ORIGINAL PROBABLE CAUSE STATEMENTS AND ALL AFFIDAVITS FOR ARREST WARRANT

I am a police officer for the City and County of Denver, Colorado, and have knowledge regarding the arrest/incident of the above named party for the below listed offense, which offense occurred on or about the date of 07/02/2022 at 1:40 am at or near the location of 000 BLK N BROADWAY ST in the City and County of Denver, State of Colorado.

VIOLATIONS(S)	DESCRIPTION
18-3-106	INV HOLD-VEHICULAR HOMICIDE[026591]

The probable cause of the arrest of the above-named individual is as follows:

[My name is Corporal Aaron Botts (Badge P16004), a commissioned police officer of the Denver Police Department. I am assigned to the Traffic Operations Bureau DUI/DRE Unit. I have 13 years of law enforcement experience and am the affiant of this warrantless arrest affidavit. Your affiant is a certified Drug Recognition Expert Instructor, a Standardized Field Sobriety Testing Instructor, a police RADAR & LIDAR Instructor, and an Intoxilyzer 9000 Evidential Breath Alcohol Testing Instructor.

On 07/02/2022 at approximately 0140 hours, the Defendant was observed driving SB on N Broadway St at over 100 MPH by multiple witnesses. The Defendant ran the red light at W Ellsworth Ave and struck the victim who was crossing the street on foot. This area is a 30 MPH zone with heavy pedestrian traffic on this early Saturday morning. The victim was struck so hard, his body [REDACTED] and wedged under parked cars on the west side of N Broadway St in front of several witnesses. The Defendant then continued past W Archer Pl and crashed into parked cars just South of W Archer Pl. The victim was pronounced deceased at 0145 hours by Dr. McVane of DHMC.

The Defendant was removed from the vehicle by witnesses where he was immediately transported to the hospital by DHMC. Your affiant observed the Defendant outside the vehicle being treated by medical staff. The Defendant was transported to Denver Health Medical Center, located at 777 Bannock Street, Denver, Colorado. Once at DHMC, the Defendant immediately underwent emergency medical treatment and was sedated to the point of being unconscious which was confirmed by the medical team. The Defendant was identified by his Colorado Driver License and was 19 Years old. I observed the Defendant in the ER room and observed him to have the moderate odor of an alcoholic beverage on his breath but was unable to make further observations. I used my Preliminary Breath Test in Passive mode and placed it over his nose where I received a positive result for the presence of alcohol.

Due to the Defendant being unconscious, three blood draws were completed pursuant to Colorado Expressed Consent and the Defendant remained unconscious for all three blood draws. The blood draw results are pending.]

Paper Documents sent for Scanning:

Advisement Victim Statement(s) How many?

Witness Statement(s) How Many?

Request for Presumptive Screening

Miscellaneous

DOMV Additional Required Information:

Medical Release (HIPPA)/Victim Diagram (from DOMV Case Summary)

ID of Suspect (Photo of w/victim signature on back)

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Page 2 of 2

I affirm this information to be true and correct.

Officer: BOTTS, AARON Serial No: P16004