**DUI AFFIDAVIT –**  Page **1-A** Revised 9/2014

# CASE #

NOW COMES      , affiant, being duly sworn and on oath, deposes and states that I have probable cause to believe that      ,hereinafter referred to as defendant, committed the offense of Driving Under the Influence in violation of 23 V.S.A. § 1201. In support of this charge the affiant states:

1. I am a law enforcement officer certified by the Vermont Criminal Justice Training Council. I am trained and certified by the Vermont Criminal Justice Training Council to operate the DataMaster infrared breath-testing instrument.
2. On       at       the defendant was operating, attempting to operate, in actual physical control, of a      on a public highway known as       in the town/city of       in the county of      .
3. [ ]  I made the following observations of defendant’s operation that resulted in my making this stop.

**OR**

[ ]  Although I did not observe operation in this case, I was able to determine that the time of operation was       hours from the following information (e.g. witnesses, defendant’s statements):