

**HENDERSON POLICE DEPARTMENT
DECLARATION OF ARREST**

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DR#08-03108

08-03639

Arrestees' Name: Zyber Selimaj

1. Date of Arrest: 02/12/08

Time of Arrest: 1545 Hours

CHARGES: Obstruction N.R.S. 197.190 (M) Speeding in a School Zone 21-30 Over Limit N.R.S. 484.366 (M) Fail to Obey Stop Sign at Crosswalk/thru highway/intersection N.R.S. 484.785-2 (M)

THE UNDERSIGNED MAKE THE FOLLOWING DECLARATIONS SUBJECT TO THE PENALTY FOR PERJURY AND SAYS: That I am a peace officer with the Henderson Police Department, Clark County, Nevada, being so employed since August 27, 2002. That I learned the following facts and circumstances which lead me to believe that the above named subject committed (or was committing) the above offense/offenses at the location of Sunridge Heights and Pecos Ridge Parkway in Henderson, NV and that the offenses at approximately 1414 hours on February 12, 2008.

DETAILS OF PROBABLE CAUSE:

Officer Gilmore #1154 was traveling north bound on Coronado Center, in front of Coronado High School, in an unmarked Tahoe when he observed an older model white Dodge Van (NV 728UDL, ice cream truck) speeding south bound on Coronado Center. Officer Gilmore visually estimated the speed well above the flashing school speed zone of 15mph. Officer Gilmore made a u-turn at Horizon Ridge and confirmed the speed of the vehicle at 39mph with the mounted moving radar installed inside the Tahoe. Officer Gilmore turned on the red and blue lights and caught up to the van at Sunridge Heights and Coronado Center where Officer Gilmore also observed that the van didn't come to a complete stop at the stop sign, still traveling south bound. Officer Gilmore gave a short burst with his siren and the van stopped just south of Sunridge Heights on Pecos Ridge Parkway in the south bound lanes.

Officer Gilmore contacted the driver, later identified as Zyber Selimaj (DOB 12/01/42) and explained to him the reason for the stop. Selimaj initially would not give Officer Gilmore his driver's license, insurance, and registration. Selimaj eventually gave Officer Gilmore the items and Officer Gilmore then returned to his vehicle to complete some traffic citations.

When Officer Gilmore returned to Selimaj's vehicle, Officer Gilmore explained to Selimaj the citations and court information. Selimaj took his drivers license, paperwork, and a copy of the citation. Officer Gilmore then explained that he needed Selimaj's signature for the citations. Selimaj then stated that he had nothing left to live for and that he wanted to kill himself. Selimaj was also on the phone with his wife while he was talking about not wanting to live. Officer Gilmore spoke with Selimaj's wife on the cell phone and asked her to explain to Selimaj that he could sign the citations and leave.

A few minutes later, Officer Gilmore was standing with the Selimaj when his wife arrived, also in an ice cream truck. Backup Officers, who had arrived previously approached Selimaj's wife's vehicle, at which time she became involved in an altercation with Officers. As Selimaj observed the altercation, Officer Gilmore had to physically restrain Selimaj with his hands and arms, pushing Selimaj back on his chest area. Selimaj kept telling Officer Gilmore that he had to go to his wife. Officer Gilmore repeatedly told Selimaj to stay back, while continuously pushing him back. Officer Lovell #1532 arrived and had to help Officer Gilmore restrain Selimaj. Officer Gilmore and Officer Lovell ultimately placed Selimaj into custody, subsequently placing him in the back of a marked patrol vehicle.

At approximately 1530 hours, I (Detective Tipton #1137) arrived on scene.

Due to the fact that Selimaj was speeding thirty nine miles an hour in a marked school zone, Selimaj was placed into custody for Speeding in a School Zone 21-30 Over Limit N.R.S. 484.366 (M) at approximately 1545 hours. Due to the fact that Selimaj failed to stop at the stop sign at Coronado Center and Sunridge Heights, Selimaj was placed into custody for Fail to Obey Stop Sign N.R.S. 484.785-2 (M) at approximately 1545 hours. Due to the fact that Selimaj willfully hindered and delayed Officer Gilmore in his official duties as a Police Officer, by forcing Officer Gilmore to physically Restrain Selimaj as Selimaj attempted to speak with his wife, Selimaj was placed into custody for Obstruction N.R.S. 197.190 (M) at approximately 1545 hours.

Declarant must sign all pages with original signature.

Original: Court


J. Tipton #1137

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Detective Henn #1202 and I then transported Selimaj to the Henderson Detention Center where he was booked accordingly.

I also advised the jail staff of the threats that Selimaj made about not wanting to live.

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial charges are a misdemeanor).

Declarant must sign all pages with original signature.

Original: Court

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J. Tipton P#1137