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IN THE THIRD DISTRICT COURT, SALT LAKE DEPARTMENT
IN AND FOR THE COUNTY OF SALT LAKE, STATE OF UTAH

THE STATE OF UTAH

Plaintiff,

vs.

SAMMY MICHAEL SWICKEY

DOB: 01/17/1990

3809 W 6200 S

Salt Lake City, UT 84129

OTN#:

SO#: 409957

SID#/BCI#: 1155745

Booking#:

Defendant.

Screened by: MARC MATHIS
Assigned to: TO BE ASSIGNED

INFORMATION

DAO # 24.002926

BAIL: NO BAIL WARRANT

WARRANT/RELEASE: IN JAIL PRD
02/16/2024

Case No.

The undersigned Law Enforcement Officer BRANDON L. LYNCH - Salt Lake City Police Department, Agency Case No. SL24-33980, upon a written declaration states on information and belief that the defendant, SAMMY MICHAEL SWICKEY, committed the crime(s) of:

COUNT 1

FAILURE TO RESPOND TO OFFICER'S SIGNAL TO STOP, 41-6A-210, a Third Degree Felony, as follows: That on or about February 13, 2024 at Salt Lake County, the defendant did after receiving a visual or audible signal from a law enforcement officer to bring the vehicle to a stop:

- (i) operated the motor vehicle in willful or wanton disregard of the signal so as to interfere with or endanger the operation of any vehicle or person; or
- (ii) attempt to flee or elude a law enforcement officer by vehicle or other means.

COUNT 2

FAILURE TO RESPOND TO OFFICER'S SIGNAL TO STOP, 41-6A-210, a Third Degree Felony, as follows: That on or about February 13, 2024 at Salt Lake County, the defendant did after receiving a visual or audible signal from a law enforcement officer to bring the vehicle to a stop:

- (i) operated the motor vehicle in willful or wanton disregard of the signal so as to interfere with or endanger the operation of any vehicle or person; or
- (ii) attempt to flee or elude a law enforcement officer by vehicle or other means.

COUNT 3

USE OR POSSESSION OF DRUG PARAPHERNALIA, 58-37A-5(1), a Class B Misdemeanor, as follows: That on or about February 13, 2024 at Salt Lake County, the defendant did use, or possess with intent to use, drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce a controlled substance into the human body in violation of Utah Code Title 58, Chapter 37a.

COUNT 4

DRIVING ON DENIED LICENSE, 53-3-227, a Class C Misdemeanor, as follows: That on or about February 13, 2024 at Salt Lake County, the defendant did drive any motor vehicle upon the highways of this state while the defendant's driving privilege was denied.

COUNT 5

FAILURE TO OBEY TRAFFIC CONTROL DEVICE, 41-6A-304, a Infraction, as follows: That on or about February 13, 2024 at Salt Lake County, the defendant did operate a vehicle and failed to obey the instructions of any official traffic-control device.

THIS INFORMATION IS BASED ON EVIDENCE OBTAINED FROM THE FOLLOWING WITNESSES:

Scott Scriven, Val S. Brown, Logan B. West, Marcus Reid, William A. Cotner, Allen J. Christensen, Dorthyrose R. Hadlock, Jeromy C. Jackson, Casey J. Burton, Ian Anderson, Taylor Bateman, Monica N. Roop, Brandon L. Lynch And Val Brown

DECLARATION OF PROBABLE CAUSE:

Your Declarant bases the Information upon the following:

The statement of Salt Lake City Police Officer Christensen that on or about February 13, 2024, in Salt Lake County he observed SAMMY MICHAEL SWICKEY in a vehicle with drug paraphernalia in his mouth. Officer Burton responded to the area and saw SWICKEY traveling on 300 North. When Officer Burton activated his emergency lights, SWICKEY entered the McDonald's parking lot at 960 West North Temple Street, traveled through the parking lot, and failed to yield to Officer Burton's signal to stop. SWICKEY exited the parking lot, accelerated at a high rate of speed, and ran a red light at 1000 West. SWICKEY turned on 400 South and officers lost sight of SWICKEY's vehicle.

The statement of Salt Lake City Police Officer Brown that he observed SWICKEY's vehicle at the intersection of South Temple and Redwood Road. Officer Brown saw SWICKEY enter the Interstate 80 onramp at a high rate of speed. Officer Brown later approached the 7200 West exit on I-80 and saw SWICKEY traveling on 7200 West at a high rate of speed. Officer Brown saw SWICKEY slow down, pull to the side of the road, and stop. As SWICKEY began making a three-point turn, Officer Brown activated his emergency lights, and attempted to stop SWICKY. As Officer Brown was coming to a stop, SWICKEY sideswiped Officer Brown's vehicle as he drove away at a high rate of speed.

A helicopter with the Department of Public Safety followed SWICKEY's vehicle to the Quality Inn located at 307 Admiral Byrd Road. Officer Burton arrived on scene and located SWICKEY's unoccupied vehicle. Officer Burton located SWICKEY inside the Quality Inn and placed him into custody. In a search of SWICKEY incident to arrest, Officer Burton found drug paraphernalia with residue. Officer Burton discovered that SWICKEY had a denied driver's license. Post-Miranda, SWICKEY admitted that he fled from Officer Burton in the McDonald's parking lot. When confronted about striking Officer Brown's vehicle, SWICKEY stated that he knew he was already going to jail, that the road was narrow, and that he sideswiped Officer Brown's vehicle.

NO BAIL WARRANT REQUEST:

The State hereby request that the Court issue a Warrant of Arrest in the above-entitled case for the reason that Pursuant to Utah Code 77-20-201(1) the State requests that Defendant be held without bail until further notice in this matter because the defendant is charged with a felony and there is substantial evidence supporting the charge and clear and convincing evidence that the defendant would constitute a substantial danger to any other individual or to the community, if released on bail.

As referenced in the probable cause statement in this Information, there is substantial evidence based on the officer's statement that the defendant was seen with drug paraphernalia in his mouth. The officer activated his emergency lights, attempted a traffic stop, before the defendant fled at high rate of speed while running a red light at an intersection. The defendant was later located by an officer, the officer activated his emergency lights, and the defendant collided with the officer's patrol vehicle as he fled a second time. The defendant was tracked by the DPS helicopter, the defendant was located, and placed into custody. Post-Miranda, the defendant admitted to fleeing from officers and sideswiping the officer's patrol vehicle. In a search of the defendant incident to arrest, officers found tinfoil with residue and drug paraphernalia with residue.

The defendant has demonstrated to be a flight risk and a danger to the community by fleeing from officers twice and running a red light at a controlled intersection. Police pursuits are extremely dangerous. A study released by the Bureau of Justice Statistics in May of 2017 cited information from NHTSA showing more than 7,000 fatalities from police pursuits from 1996 to 2015. https://www.bjs.gov/content/pub/pdf/pvp1213_sum.pdf. During this pursuit, a Utah Highway Patrol Trooper assisted in attempting to disable SWICKEY's vehicle by deploying spike strips. After SWICKEY avoided the spike strips, the Trooper appeared to lose his balance and fell off a 34' bridge where he deployed the spike strips. The Trooper sustained serious injuries as a result and remains hospitalized. Therefore, for the safety of the community, the State requests that the defendant be held without bail until further notice.

Pursuant to Utah Code Annotated § 78B-18a-106 (2018) I declare under criminal penalty of the State of Utah that the foregoing is true and correct to the best of my belief and knowledge.

Executed on: 15th day of February, 2024

/s/ BRANDON L. LYNCH
Declarant

Authorized for presentment and filing

SIM GILL, District Attorney

/s/ Marc Mathis
Deputy District Attorney
15th day of February, 2024
MM / JO / DAO # 24.002926

OTHER PENDING CASES FOR THE DEFENDANT

Court	Court Case #	Trial Judge	DAO #	Charge
SL	221908221	BRERETON	22006192	PCSPriors-3
SL	221905000	BRERETON	22007238	ReceiveStolen>5000-2