

supp. #2

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DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
07/21/2011	1150	9330	017776	2011-7-189

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1 **PURPOSE:**

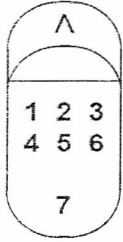
2

3 The purpose of this supplemental investigation is to add Party #1, Vehicle #1, and party and  
4 witness statements to the original collision. The party most at fault is now Party #2, who is in  
5 violation of 22400(a)VC. Party #1 will now be an associated factor to the collision. Based off the  
6 information gathered from the follow-up investigation, this supplemental addresses all of the  
7 particular sections that have been changed due to this new information.

SPECIAL CONDITIONS		NUMBER INJURED 0	HIT & RUN FELONY <input type="checkbox"/>	CITY PALO ALTO	JUDICIAL DISTRICT PALO ALTO			LOCAL REPORT NUMBER 2011-7-189					
		NUMBER KILLED 0	HIT & RUN MISDEMEANOR <input checked="" type="checkbox"/>	COUNTY SANTA CLARA	REPORTING DISTRICT		BEAT 78	DAY OF WEEK THURSDAY	TOW AWAY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO				
LOCATION	COLLISION OCCURRED ON: US-101 N/B				MO 07/21/2011	DAY	YEAR	TIME (2400) 1150	NCIC # 9330	OFFICER I.D. 017776			
	MILEPOST INFORMATION: .5 MILE(S) SOUTH OF 101 SCL 52.001				GPS COORDINATES		LATITUDE		LONGITUDE				
	AT INTERSECTION WITH: <input checked="" type="checkbox"/> OR: .5 MILE(S) SOUTH OF OREGON EXPRESSWAY				STATE HWY REL <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		PHOTOGRAPHS BY: <input checked="" type="checkbox"/> NONE						
PARTY 1	DRIVER'S LICENSE NUMBER A1482819	STATE CA	CLASS C	AIR BAG M	SAFETY EQUIP. G		VEH. YEAR 2002	MAKE / MODEL / COLOR SUBA OUTBACK GRN/GLD	LICENSE NUMBER 4XER162	STATE CA			
DRIVER <input checked="" type="checkbox"/>	NAME(FIRST, MIDDLE, LAST) JOHN DAVID BISCEVIC				OWNER'S NAME <input checked="" type="checkbox"/> SAME AS DRIVER								
PEDES-TRIAN <input type="checkbox"/>	STREET ADDRESS 1944 MENALTO AVENUE #A				OWNER'S ADDRESS <input checked="" type="checkbox"/> SAME AS DRIVER								
PARKED VEHICLE <input type="checkbox"/>	CITY / STATE / ZIP MENLO PARK CA 94025				DISPOSITION OF VEHICLE ON ORDERS OF: <input type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> OTHER								
BICY-CLIST <input type="checkbox"/>	SEX M	HAIR BLN	EYES HZL	HEIGHT 6-04	WEIGHT 210	BIRTHDATE MO 10/31/1969 DAY YEAR	RACE W	FLED THE SCENE					
OTHER <input type="checkbox"/>	HOME PHONE (415)999-0654		BUSINESS PHONE NONE		PRIOR MECH. DEFECTS <input checked="" type="checkbox"/> NONE APP. <input type="checkbox"/> REFER TO NARRATIVE								
INSURANCE CARRIER FARMERS		POLICY NUMBER 96 187628600				VEHICLE IDENTIFICATION NUMBER: 01							
DIR OF TRAVEL N		ON STREET OR HIGHWAY US-101		SPEED LIMIT 65		VEHICLE TYPE UNK <input checked="" type="checkbox"/> MOD <input type="checkbox"/>		DESCRIBE VEHICLE DAMAGE NONE <input type="checkbox"/> MAJOR <input type="checkbox"/> MINOR <input type="checkbox"/> ROLL-OVER <input type="checkbox"/>		SHADE IN DAMAGED AREA 			
PARTY 2	DRIVER'S LICENSE NUMBER B6692986	STATE CA	CLASS C	AIR BAG M	SAFETY EQUIP. G		VEH. YEAR 2002	MAKE / MODEL / COLOR LINC TOWN CAR WHI	LICENSE NUMBER 4VEA977	STATE CA			
DRIVER <input checked="" type="checkbox"/>	NAME(FIRST, MIDDLE, LAST) FATEKH PETROVICH VERGASOV				OWNER'S NAME <input checked="" type="checkbox"/> SAME AS DRIVER								
PEDES-TRIAN <input type="checkbox"/>	STREET ADDRESS 470 RUTHVEN AVE				OWNER'S ADDRESS <input checked="" type="checkbox"/> SAME AS DRIVER								
PARKED VEHICLE <input type="checkbox"/>	CITY / STATE / ZIP PALO ALTO CA 94301				DISPOSITION OF VEHICLE ON ORDERS OF: <input type="checkbox"/> OFFICER <input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> OTHER								
BICY-CLIST <input type="checkbox"/>	SEX M	HAIR BLK	EYES BRN	HEIGHT 5-02	WEIGHT 250	BIRTHDATE MO 04/08/1946 DAY YEAR	RACE W	DRIVEN FROM SCENE					
OTHER <input type="checkbox"/>	HOME PHONE (650)465-3773		BUSINESS PHONE NONE		PRIOR MECHANICAL DEFECTS <input checked="" type="checkbox"/> NONE APP. <input type="checkbox"/> REFER TO NARRATIVE								
INSURANCE CARRIER FARMERS		POLICY NUMBER 96 148356867				VEHICLE IDENTIFICATION NUMBER: 01							
DIR OF TRAVEL N		ON STREET OR HIGHWAY US-101		SPEED LIMIT 65		VEHICLE TYPE UNK <input type="checkbox"/> MOD <input type="checkbox"/>		DESCRIBE VEHICLE DAMAGE NONE <input type="checkbox"/> MAJOR <input type="checkbox"/> MINOR <input checked="" type="checkbox"/> ROLL-OVER <input type="checkbox"/>		SHADE IN DAMAGED AREA 			
PARTY 3	DRIVER'S LICENSE NUMBER	STATE	CLASS	AIR BAG	SAFETY EQUIP.		VEH. YEAR	MAKE / MODEL / COLOR	LICENSE NUMBER	STATE			
DRIVER <input type="checkbox"/>	NAME(FIRST, MIDDLE, LAST)				OWNER'S NAME <input type="checkbox"/> SAME AS DRIVER								
PEDES-TRIAN <input type="checkbox"/>	STREET ADDRESS				OWNER'S ADDRESS <input type="checkbox"/> SAME AS DRIVER								
PARKED VEHICLE <input type="checkbox"/>	CITY / STATE / ZIP				DISPOSITION OF VEHICLE ON ORDERS OF: <input type="checkbox"/> OFFICER <input type="checkbox"/> DRIVER <input type="checkbox"/> OTHER								
BICY-CLIST <input type="checkbox"/>	SEX	HAIR	EYES	HEIGHT	WEIGHT	BIRTHDATE MO DAY YEAR	RACE	PRIOR MECHANICAL DEFECTS <input type="checkbox"/> NONE APP. <input type="checkbox"/> REFER TO NARRATIVE					
OTHER <input type="checkbox"/>	HOME PHONE		BUSINESS PHONE		VEHICLE IDENTIFICATION NUMBER:								
INSURANCE CARRIER		POLICY NUMBER				VEHICLE TYPE UNK <input type="checkbox"/> MOD <input type="checkbox"/>					DESCRIBE VEHICLE DAMAGE NONE <input type="checkbox"/> MAJOR <input type="checkbox"/> MINOR <input type="checkbox"/> ROLL-OVER <input type="checkbox"/>		SHADE IN DAMAGED AREA 
DIR OF TRAVEL		ON STREET OR HIGHWAY		SPEED LIMIT		VEHICLE TYPE UNK <input type="checkbox"/> MOD <input type="checkbox"/>		DESCRIBE VEHICLE DAMAGE NONE <input type="checkbox"/> MAJOR <input type="checkbox"/> MINOR <input type="checkbox"/> ROLL-OVER <input type="checkbox"/>		SHADE IN DAMAGED AREA 			
PREPARER'S NAME J. COX 017207			DISPATCH NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A			REVIEWER'S NAME <i>Tom A. Taylor</i> 13431			DATE REVIEWED 2-22-12				




DATE OF COLLISION (MO. DAY YEAR) 07/21/2011	TIME(2400) 1150	NCIC # 9330	OFFICER I.D. 017776	NUMBER 2011-7-189
PROPERTY DAMAGE		OWNER'S NAME	OWNER ADDRESS	NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO
DESCRIPTION OF DAMAGE				

<b>SEATING POSITION</b>   <p>1 - DRIVER 2 TO 6 - PASSENGERS 7 - STATION WAGON REAR 8 - REAR. OCC TRK. OR VAN 9 - POSITION UNKNOWN 0 - OTHER</p>	<b>SAFETY EQUIPMENT</b> <b>OCCUPANTS</b> A - NONE IN VEHICLE B - UNKNOWN C - LAP BELT USED D - LAP BELT NOT USED E - SHOULDER HARNESS USED F - SHOULDER HARNESS NOT USED G - LAP/SHOULDER HARNESS USED H - LAP/SHOULDER HARNESS NOT USED J - PASSIVE RESTRAINT USED K - PASSIVE RESTRAINT NOT USED P - NOT REQUIRED  <b>CHILD RESTRAINT</b> Q - IN VEHICLE USED R - IN VEHICLE NOT USED S - IN VEHICLE USE UNKNOWN T - IN VEHICLE IMPROPER USE U - NONE IN VEHICLE  <b>M / C BICYCLE HELMET</b> DRIVER PASSENGER V - NO X - NO W - YES Y - YES	<b>AIR BAG</b> B - UNKNOWN L - AIR BAG DEPLOYED M - AIR BAG NOT DEPLOYED N - OTHER P - NOT REQUIRED  <b>EJECTED FROM VEHICLE</b> 0 - NOT EJECTED 1 - FULLY EJECTED 2 - PARTIALLY EJECTED 3 - UNKNOWN	<b>INATTENTION CODES</b> A - CELL PHONE HANDHELD B - CELL PHONE HANDSFREE C - ELECTRONIC EQUIPMENT D - RADIO / CD E - SMOKING F - EATING G - CHILDREN H - ANIMALS I - PERSONAL HYGIENE J - READING K - OTHER
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ITEMS MARKED BELOW FOLLOWED BY AN ASTERISK (\*) SHOULD BE EXPLAINED IN THE NARRATIVE.

PRIMARY COLLISION FACTOR LIST NUMBER (#) OF PARTY AT FAULT	TRAFFIC CONTROL DEVICES	1 2 3			SPECIAL INFORMATION	1 2 3			MOVEMENT PRECEDING COLLISION
		1	2	3		1	2	3	
2 VC SECTION VIOLATED: A 22400(A) CITED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	A CONTROLS FUNCTIONING				A HAZARDOUS MATERIAL				A STOPPED
B OTHER IMPROPER DRIVING*	B CONTROLS NOT FUNCTIONING*				B CELL PHONE HANDHELD IN USE			X	B PROCEEDING STRAIGHT
C OTHER THAN DRIVER*	C CONTROLS OBSCURED				C CELL PHONE HANDSFREE IN USE				C RAN OFF ROAD
D UNKNOWN*	D NO CONTROLS PRESENT / FACTOR*	X	X	X	D CELL PHONE NOT IN USE				D MAKING RIGHT TURN
	<b>TYPE OF COLLISION</b>				E SCHOOL BUS RELATED				E MAKING LEFT TURN
	A HEAD - ON				F 75 FT MOTORTRUCK COMBO				F MAKING U TURN
	B SIDE SWIPE				G 32 FT TRAILER COMBO				G BACKING
	C REAR END				H				H SLOWING / STOPPING
WEATHER (MARK 1 TO 2 ITEMS)	D BROADSIDE				I			X	I PASSING OTHER VEHICLE
X A CLEAR	E HIT OBJECT				J				J CHANGING LANES
B CLOUDY	F OVERTURNED				K				K PARKING MANEUVER
C RAINING	G VEHICLE / PEDESTRIAN				L				L ENTERING TRAFFIC
D SNOWING	H OTHER*				M				M OTHER UNSAFE TURNING
E FOG / VISIBILITY FT.					N				N XING INTO OPPOSING LANE
F OTHER*	<b>MOTOR VEHICLE INVOLVED WITH</b>				O				O PARKED
G WIND	A NON - COLLISION								P MERGING
	B PEDESTRIAN								Q TRAVELING WRONG WAY
	C OTHER MOTOR VEHICLE				<b>OTHER ASSOCIATED FACTORS (MARK 1 TO 2 ITEMS)</b>				R OTHER*
X A DAYLIGHT	D MOTOR VEHICLE ON OTHER ROADWAY	1	2	3	A VC SECTION VIOLATED: 21750 CITED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO				
B DUSK - DAWN	E PARKED MOTOR VEHICLE	X			B VC SECTION VIOLATED: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO				
C DARK - STREET LIGHTS	F TRAIN				C VC SECTION VIOLATED: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO				
D DARK - NO STREET LIGHTS	G BICYCLE				D			X	<b>SOBRIETY - DRUG PHYSICAL (MARK 1 TO 2 ITEMS)</b>
E DARK - STREET LIGHTS NOT FUNCTIONING*	H ANIMAL:				E VISION OBSCUREMENT:				A HAD NOT BEEN DRINKING
	I FIXED OBJECT:				F INATTENTION*:				B HBD - UNDER INFLUENCE
	J OTHER OBJECT:				G STOP & GO TRAFFIC				C HBD - NOT UNDER INFLUENCE*
	<b>PEDESTRIAN'S ACTIONS</b>				H ENTERING / LEAVING RAMP				D HBD - IMPAIRMENT UNKNOWN*
X A HOLES, DEEP RUT*	A NO PEDESTRIANS INVOLVED				I PREVIOUS COLLISION				E UNDER DRUG INFLUENCE*
B LOOSE MATERIAL ON ROADWAY*	B CROSSING IN CROSSWALK - AT INTERSECTION				J UNFAMILIAR WITH ROAD			X	F IMPAIRMENT - PHYSICAL*
C OBSTRUCTION ON ROADWAY*	C CROSSING IN CROSSWALK - NOT AT INTERSECTION				K DEFECTIVE VEH. EQUIP.: CITED <input type="checkbox"/> YES <input type="checkbox"/> NO				G IMPAIRMENT NOT KNOWN
D CONSTRUCTION - REPAIR ZONE	D CROSSING - NOT IN CROSSWALK				L UNINVOLVED VEHICLE				H NOT APPLICABLE
E REDUCED ROADWAY WIDTH	E IN ROAD - INCLUDES SHOULDER				M OTHER*:				I SLEEPY / FATIGUED*
F FLOODED*	F NOT IN ROAD			X	N NONE APPARENT				
G OTHER*:	G APPROACHING / LEAVING SCHOOL BUS				O RUNAWAY VEHICLE				

SKETCH FOR SKETCH DIAGRAM, SEE PAGE 4  <div style="text-align: center;">                       INDICATE NORTH                 </div>	MISCELLANEOUS
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STATE OF CALIFORNIA  
 DEPARTMENT OF CALIFORNIA HIGHWAY PATROL  
**INJURED / WITNESSES / PASSENGERS**  
 CHP 555 CARS PAGE 3 (REV 04-11) OPI 065

SUPP. #2

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DATE OF COLLISION (MO. DAY YEAR) 07/21/2011		TIME(2400) 1150		NCIC # 9330		OFFICER I.D. 017776					NUMBER 2011-7-189								
WITNESS ONLY	PASSENGER ONLY	AGE	SEX	EXTENT OF INJURY ('X' ONE)				INJURED WAS ('X' ONE)					PARTY NUMBER	SEAT POS.	AIR BAG	SAFETY EQUIP.	EJECTED		
				FATAL INJURY	SEVERE INJURY	OTHER VISIBLE INJURY	COMPLAINT OF PAIN	DRIVER	PASS.	PED.	BICYCLIST	OTHER							
<input checked="" type="checkbox"/> # 1	<input type="checkbox"/>		M	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
NAME / D.O.B. / ADDRESS JOEL GILMORE REFUSED INFORMATION.												TELEPHONE (408)421-5219							
(INJURED ONLY) TRANSPORTED BY:										TAKEN TO:									
DESCRIBE INJURIES:																			
																<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED			
<input type="checkbox"/> #	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
NAME / D.O.B. / ADDRESS												TELEPHONE							
(INJURED ONLY) TRANSPORTED BY:										TAKEN TO:									
DESCRIBE INJURIES:																			
																<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED			
<input type="checkbox"/> #	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
NAME / D.O.B. / ADDRESS												TELEPHONE							
(INJURED ONLY) TRANSPORTED BY:										TAKEN TO:									
DESCRIBE INJURIES:																			
																<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED			
<input type="checkbox"/> #	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
NAME / D.O.B. / ADDRESS												TELEPHONE							
(INJURED ONLY) TRANSPORTED BY:										TAKEN TO:									
DESCRIBE INJURIES:																			
																<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED			
<input type="checkbox"/> #	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
NAME / D.O.B. / ADDRESS												TELEPHONE							
(INJURED ONLY) TRANSPORTED BY:										TAKEN TO:									
DESCRIBE INJURIES:																			
																<input type="checkbox"/> VICTIM OF VIOLENT CRIME NOTIFIED			
PREPARER'S NAME J. COX				I.D. NUMBER 017207				MO. DAY YEAR 07/21/2011				REVIEWER'S NAME				MO. DAY YEAR			



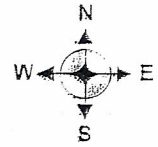
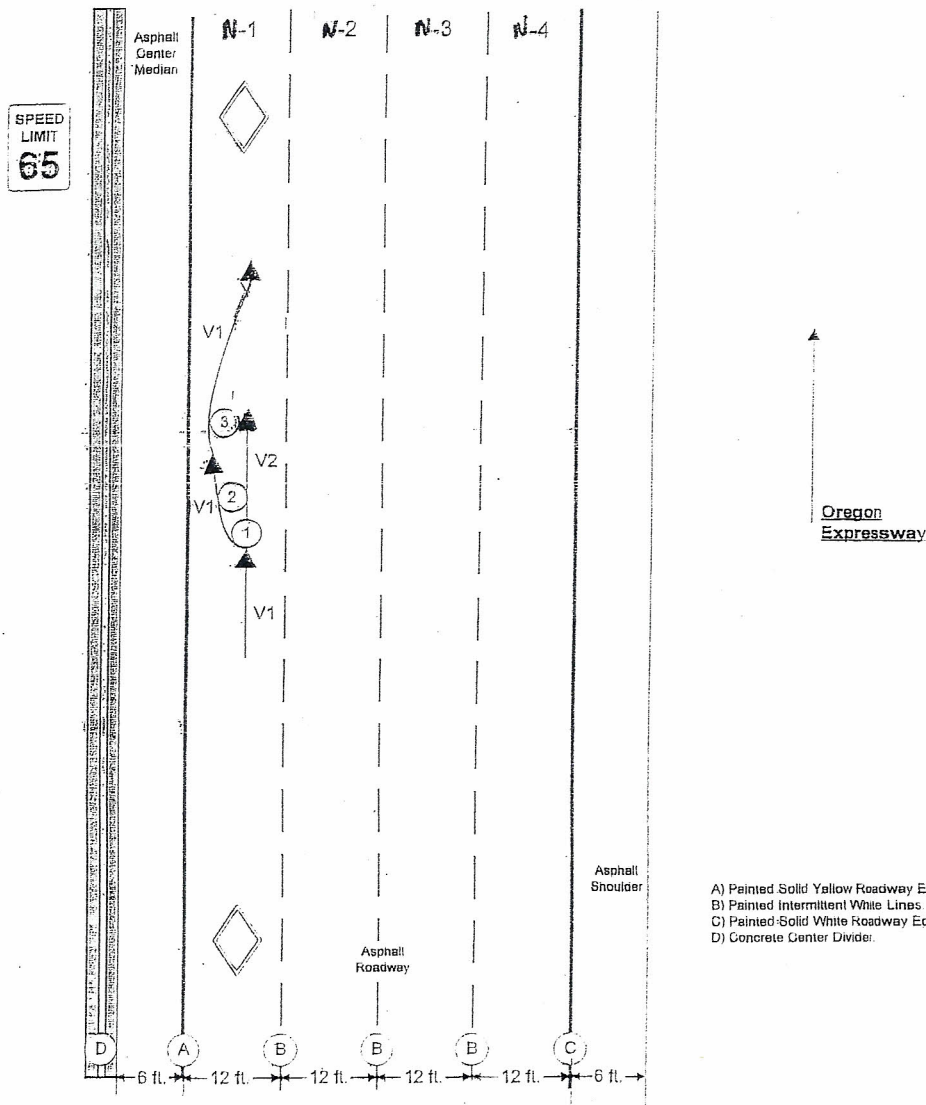
STATE OF CALIFORNIA  
**SKETCH DIAGRAM**

CHP 555 Page 4 (Rev. 8-97) OPI 042

DATE OF INCIDENT 07/21/2011	TIME 1150	NCIC NUMBER 9330	OFFICER I.D. 017776	NUMBER 2011-7-189
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ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE= )

**US-101 N/B**



Sketch:  
 (Not to Scale)

Oregon  
 Expressway

- A) Painted Solid Yellow Roadway Edge Line.
- B) Painted Intermittent White Lines.
- C) Painted Solid White Roadway Edge Line.
- D) Concrete Center Divider.

PREPARED BY W. M. CLAWSON	I.D. NUMBER 017776	DATE 07/21/2011	REVIEWER'S NAME	DATE
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STATE OF CALIFORNIA  
**FACTUAL DIAGRAM**

CHP 555 Page 4 (Rev. 8-97) OPI 042

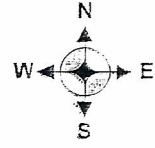
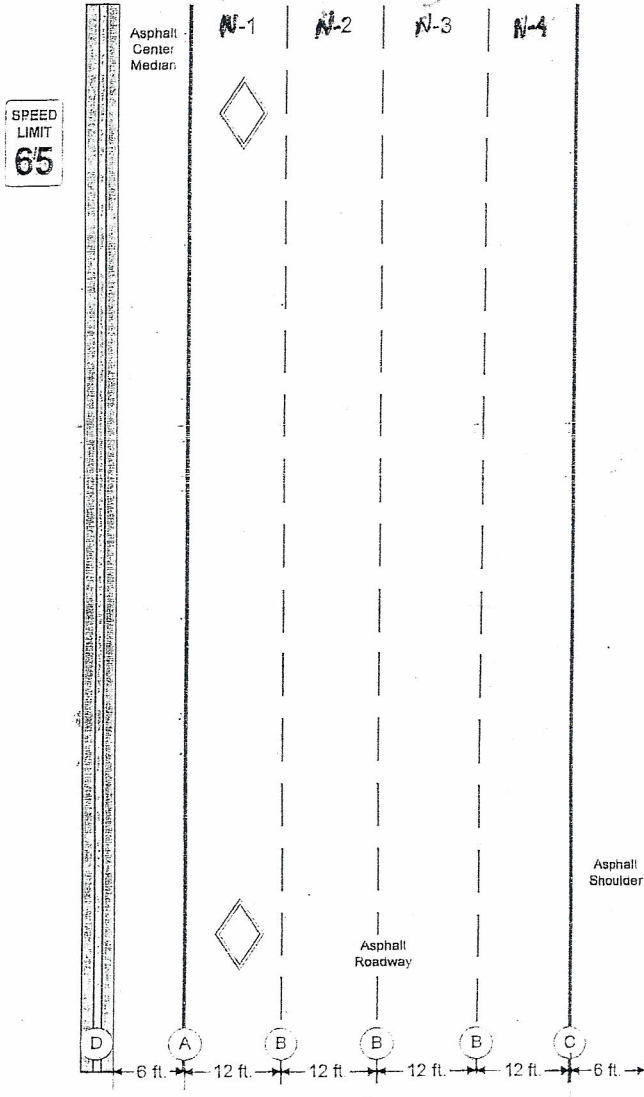
SUPP. #2

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DATE OF INCIDENT 07/21/2011	TIME 1150	NCIC NUMBER 9330	OFFICER I.D. 017776	NUMBER 2011-7-189
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ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE= )

**US-101 N/B**



FACTUAL:  
 (Not to Scale)

↑  
 Oregon  
 Expressway

- A) Painted Solid Yellow Roadway Edge Line.
- B) Painted Intermittent White Lines.
- C) Painted Solid White Roadway Edge Line.
- D) Concrete Center Divider.

PREPARED BY W. M. CLAWSON	I.D. NUMBER 017776	DATE 07/21/2011	REVIEWER'S NAME	DATE
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STATE OF CALIFORNIA

**NARRATIVE/SUPPLEMENTAL**

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DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
07/21/2011	1150	9330	017776	2011-7-189

1 **FACTS**2 **NOTIFICATION:**

3 On 02/13/12 it was brought to my attention the Redwood City Area Office had been contacted by Party  
4 #2(Vergasov) regarding this collision. P2 requested the investigation be re-opened.

5

6 **SCENE:**

7 See original collision investigation.

8

9 **PARTIES:**

10

11 **Party #1(Biscevic):** Fled the scene immediately following the collision. Officer Clawson made several  
12 attempts to locate P1, but he was unable to contact P1. As a result, the investigation was subsequently  
13 closed until further information was made available. I contacted P1 on 02/13/2012 via telephone from the  
14 Redwood City CHP Area Office. P1 was identified verbally and confirmed through a DMV records check.  
15 P1 was identified as a party in this collision by the following: P1 is the registered owner of Vehicle  
16 #1(Subaru), P1 admitted to driving V1 at the time of the collision, and P1 was the solo occupant at the time  
17 of the collision.

18

19 **Vehicle #1(Subaru):** Fled the scene prior to CHP arrival. P1 related his vehicle had minor damage around  
20 the entire vehicle prior to the collision including dents and scratches. P1 did not believe there was any  
21 damage to V1 as a result of this collision. On 02/16/12 I requested CHP Officer A. Morales #17991  
22 respond to the address listed on DMV records for V1. Officer Morales related there was very minor  
23 damage to the front of V1 including: Small scuff to the front bumper, bent license plate, and a small white  
24 scuff mark to the right front fender. No other damage was noted or claimed.

25

26 **Party #2(Vergasov):** See original collision investigation. I attempted to contact P2 via telephone on  
27 02/15/12 but there was no answer. I left a message for P2 to contact me. On 02/16/12, I contacted P2 and  
28 spoke with him regarding the collision.

29

30 **Vehicle #2(Lincoln):** See original collision investigation.

31

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
J. COX	017207	07/21/2011		

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
07/21/2011	1150	9330	017776	2011-7-189

1 **PHYSICAL EVIDENCE:**

2 See original collision investigation.

3

4 **HIT AND RUN INFORMATION:**

5 See original collision investigation.

6

7 **OTHER FACTUAL INFORMATION:**

8 See original collision investigation.

9

10 **STATEMENTS:**

11 *Statements are not verbatim and are written in summary form. The statements were read back to the involved parties for verification.*

12

13 **Party #1(Biscevic):** I contacted P1 on 02/13/2012 at approximately 1505 hours via telephone from the  
14 Redwood City CHP Area Office where he related the following: P1 recalled the events surrounding the  
15 collision. P1 was driving Vehicle #1(Subaru) on US-101 northbound, south of Oregon Expressway in the  
16 #1 lane at a stated speed of 70 mph with no other vehicles traveling directly ahead of him. P1 observed  
17 Vehicle #2(Lincoln) approach from the rear in the #2 lane at a speed greater than V1. V2 traveled directly  
18 behind another vehicle at an extremely close distance. The driver of V2, Party #2(Vergasov), was waving  
19 his hands and making "gestures" at the other drivers. V2 attempted to pass V1 and merge into the #1 lane,  
20 but there was not enough room. V2 slowed and merged into the #1 lane directly behind V1. V2 was  
21 "tailgating" V1. P2 merged V2 back into the #2 lane. V2 passed by V1 and made an abrupt lane change  
22 approximately one-half a car length in front of V1. V2 braked suddenly for no apparent reason and almost  
23 came to a complete stop in the #1 lane. P1 applied V1's brakes abruptly and attempted to slow V1. Due to  
24 P2 taking away V1's space cushion of open and unobstructed roadway, P1 was unable to stop V1. V1  
25 struck the rear of V2. V2 remained stopped in the #1 lane. P1 was not sure about P2's mental state due to  
26 his earlier observations of aggressive driving. P1 drove V1 around V2 using the center divide. As P1  
27 accelerated V1, P1 observed V2 accelerate also. V2 passed by V1 and crossed all lanes into the #4 lane.  
28 P1 drove V1 directly behind V2 thinking V2 was going to stop on the University Avenue off-ramp. V2  
29 continued to travel westbound on University Avenue from US-101. P1 positioned V1 directly behind V2 at  
30 the red traffic light at the intersection of University Avenue and Woodland Avenue. P1 attempted to take a  
31 picture of V2 with his cell phone. P1 continued to follow V2 westbound on University Avenue in the City of

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
J. COX	017207	07/21/2011		



STATE OF CALIFORNIA

**NARRATIVE/SUPPLEMENTAL**

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DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
07/21/2011	1150	9330	017776	2011-7-189

1 Palo Alto. P1 thought P2 was not going to stop so P1 made a left turn southbound from University Avenue.  
 2 P1 further related P2 never made any attempt to get P1 to stop V1 in a location to exchange information for  
 3 the collision. When P1 was asked why he didn't stop or call emergency personnel, he related he felt P2  
 4 was going to try to start a fight due to his observations of P2's aggressive driving. P2 had been waving his  
 5 hands in an aggressive manner and appeared to be angry. P1 was in fear for his safety. P1 further related  
 6 he didn't think there was any damage to his car.

7  
 8 **Party #2(Vergasov):** See original collision investigation. I contacted P2 on 02/16/12 at 1510 hours and  
 9 obtained his statement regarding the collision. He related the following to me: P2 was driving Vehicle  
 10 #2(Lincoln) on US-101 northbound, south of Oregon Expressway in the #1 lane at 65 mph. There were no  
 11 other vehicles immediately ahead of V2. P2 looked in his rear view mirror and observed Vehicle  
 12 #1(Subaru) approaching his location at a high rate of speed. V1 was making numerous lane changes  
 13 between the #2 and #3 lanes to get through traffic. When P2 looked in his rear view mirror a second time  
 14 he observed V1 traveling directly behind V2. P2 heard the sound of a horn several times. P2 stated,  
 15 "When I make no reaction, he hit the back of me, like a touch (minor impact)." P2 continued driving V2  
 16 northbound for approximately one hundred yards while slowing V2 at approximately 60 mph. At that point,  
 17 P1 drove V1 to the left side of V2 and attempted to pass V2 by using the center divide. P2 felt an impact to  
 18 the left rear of V2. As V1 continued to pass by V2, the right front of V1 struck the left front of V2. After V1  
 19 completed its left side pass, P2 began to slow V2. P1 then slowed V1 directly ahead of V2, forcing P2 to  
 20 bring V2 to a complete stop in the #1 lane. P1 stopped V1 in the #1 lane approximately one car length  
 21 ahead of V2. P1 placed V1 in reverse. The rear of V1 struck the front of V2. P1 accelerated V1 away at a  
 22 speed in excess of 80 mph. P2 attempted to follow V1. P2 caught up to V1 in the #1 lane as they  
 23 approached University Avenue. P2 attempted to obtain the license plate number for V1. V1 merged into  
 24 the #2 lane. P2 drove V2 past V1 in the #1 lane. P2 drove V2 to the westbound University Avenue exit.  
 25 P2 was stopped at the red traffic light on westbound University Avenue at Woodland Avenue. P2 looked in  
 26 his rear view mirror. P2 observed V1 stopped directly behind V2. P2 stated, "He was close to me and I  
 27 didn't know his intentions." P2 drove V2 to the right shoulder on University Avenue west of Woodland  
 28 Avenue and stopped. P1 continued driving V1 westbound on University Avenue. P2 drove V2 home and  
 29 waited for CHP personnel.

30

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
J. COX	017207	07/21/2011		

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
07/21/2011	1150	9330	017776	2011-7-189

1 **Witness #1(Gilmore):** W1's contact information was obtained from a Golden Gate Communications log  
 2 created on the same date and approximate time of the collision. W1 was calling emergency personnel  
 3 regarding the driving observations of Vehicle #2(Lincoln). I contacted W1 on 02/13/2012 at approximately  
 4 1650 hours via telephone from the Redwood City CHP Area Office where he related the following: W1 was  
 5 traveling in the #2 lane of US-101 northbound, south of Oregon Expressway at 60 mph. W1 observed  
 6 Vehicle #2(Lincoln) pass by in the #3 lane. V2 made an abrupt lane change at a distance of approximately  
 7 one car length in front of W1, cutting W1 off. W1 applied his brakes to avoid a collision. V2 continued  
 8 northbound while driving in an aggressive manner. V2 changed from the #2 lane into the #1 lane directly  
 9 ahead of Vehicle #1(Subaru). V2 came to an abrupt stop in the #1 lane for no apparent reason. V1  
 10 immediately slowed also. W1 further related there was no reason for V2 to stop, there was nothing  
 11 blocking the lane and no traffic ahead of V2. W1 did not see V1 strike the rear of V2, however all traffic in  
 12 the #1 lane had to abruptly apply their brakes to avoid a collision with the vehicles ahead of them. W1  
 13 observed both vehicles exiting towards University Avenue. At that point, V1 was directly behind V2. The  
 14 driver of V1 appeared to be using his I-Phone to video tape or photograph V2. W1 continued north on US-  
 15 101. W1 couldn't recall all the specific details due to the time lapse from the original collision.

16

17 **OPINIONS AND CONCLUSIONS**

18 *The summary, area of impact(s), and cause were based on physical evidence, vehicle damage and statements.*

19

20 **SUMMARY:**

21 Party #1(Biscevic) was driving Vehicle #1(Subaru) on US-101 northbound, south of Oregon Expressway in  
 22 the #1 lane at a stated speed of 70 mph. Party #2(Vergasov) was driving Vehicle #2(Lincoln) on US-101  
 23 northbound, south of Oregon Expressway in the #3 lane at a speed greater than V1 and was approaching  
 24 V1 from the south. P2 was making multiple lane changes in traffic, cutting off other vehicles and following  
 25 them at distances of less than one car length. P2 turned V2 from the #3 lane into the #2 lane. As V2  
 26 began to pass by V1, P2 immediately turned V2 into the #1 lane and into the direct path of V1. P2, for no  
 27 legal reason, applied V2's brakes abruptly in the #1 lane. P2 brought V2 to a complete stop within the #1  
 28 lane. P1 applied V1's brakes abruptly. Due to P2 stopping V2 in the #1 lane so as to "block the normal  
 29 and reasonable flow of traffic," P1 was unable to stop V1. The front of V1 struck the rear of V2. V2 was  
 30 now stopped in the #1 lane. P1 turned V1 to the left and attempted to pass V2 using the center divide on  
 31 the left side without sufficient clearance. Due to P1's unsafe passing of V2 on the left, the right side of V1

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1 struck the left rear side of V2. As V1 continued north in the center divide, the right side of V1 struck the left  
 2 front corner of V2. P1 drove V1 northbound. P2 drove V2 past V1 and headed toward the University  
 3 Avenue exit. P1 followed V2 on the westbound University Avenue exit. P1 did not attempt to contact P2  
 4 nor did P1 call emergency personnel after the collision. P2 traveled to his home where he later contacted  
 5 emergency personnel.

6

**AREA OF IMPACT:**

8 **A.O.I #1**(V1 vs. V2) was located approximately .5 miles south of the south edge of the Oregon Expressway  
 9 over-crossing and approximately 6 feet east of the west roadway edge of US-101 northbound.

10

11 **A.O.I #2**(V1 vs. V2) was located approximately .5 miles south minus 50 feet of the south edge of the  
 12 Oregon Expressway over-crossing and approximately 1 foot east of the west roadway edge of US-101  
 13 northbound.

14

15 **A.O.I #3**(V1 vs. V2) was located approximately .5 miles south minus 65 feet of the south edge of the  
 16 Oregon Expressway over-crossing and approximately 1 foot east of the west roadway edge of US-101  
 17 northbound.

18

**CAUSE:**

20 Party #2(Vergasov) caused this collision by driving Vehicle #2(Lincoln) in violation of California Vehicle  
 21 Code section 22400(a) which states in part: No person shall bring a vehicle to a complete stop upon a  
 22 highway so as to impede or block the **normal** and **reasonable** movement of traffic unless the stop is  
 23 necessary for safe operation or in compliance with law. P2 slowed V2 abruptly ahead of Vehicle  
 24 #1(Subaru) for no apparent reason and interfered with the safe operation of V1.

25

26 An associated factor to this collision is Party #1(Biscevic) driving Vehicle #1(Subaru) in violation of  
 27 California Vehicle Code section 21750 which states in part: The driver of a vehicle overtaking another  
 28 vehicle proceeding in the same direction shall pass to the left at a safe distance without interfering with the  
 29 safe operation of the overtaken vehicle. P1 attempted to drive V1 around V2 without sufficient clearance.  
 30 As a result the right front of V1 struck V2.

31

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1 **RECOMMENDATIONS:**

2 I recommend a copy of this report be forwarded to the Santa Clara County District Attorney's Office for  
3 review and **Party #2(Vergasov)** be prosecuted for the following:

4                           22400(a)VC- Impeding/ blocking the flow of traffic.

5                           20002(a)(1)VC- Misdemeanor Hit and Run.

6

7 I further recommend **Party #1(Biscevic)** be prosecuted for the following:

8                           21750VC- Failure to pass on the left safely.

9                           20002(a)(1)VC- Misdemeanor Hit and Run.

10

11 Both parties failed to stop near the scene of the collision and exchange information.