

STATE OF INDIANA	)	IN THE ST. JOSEPH SUPERIOR COURT
	) SS:	
COUNTY OF ST. JOSEPH	)	CAUSE NUMBER. 71
	)	
STATE OF INDIANA	)	INFORMATION IN FOUR COUNTS:
	)	<u>COUNT I:</u>
VS	)	CAUSING DEATH WHEN OPERATING A
	)	MOTOR VEHICLE WITH A SCHED. I OR II
ALAN KEITH TARCHALA	)	CONTROLLED SUBSTANCE IN THE
DOB: 6/5/1985	)	BLOOD
		A LEVEL 5 FELONY
		<u>COUNT II:</u>
		CAUSING SERIOUS BODILY INJURY
		WHEN OPERATING A VEHICLE WITH A
		SCHEDULE I OR II SUBSTANCE IN BODY
		A LEVEL 6 FELONY
		<u>COUNT III:</u>
		POSSESSION OF METHAMPHETAMINE
		A LEVEL 6 FELONY

COUNT I

JENNIFER J MCKINNEY, upon information and belief, affirms under penalty of perjury that:

On or about January 26, 2019, in St. Joseph County, State of Indiana, ALAN KEITH TARCHALA did cause the death of Sherry L. Amiel when operating a motor vehicle with a Schedule I or II controlled substance or its metabolite in the blood.

All of which is contrary to the form of the statutes in such cases made and provided by I.C. 9-30-5-5(a)(2), and against the peace and dignity of the State of Indiana.

COUNT II

JENNIFER J MCKINNEY, upon information and belief, affirms under penalty of perjury that:

On or about January 26, 2019, in St. Joseph County, State of Indiana, ALAN KEITH TARCHALA did cause serious bodily injury to Mary Beth Amiel when operating a motor vehicle with a Schedule I or II controlled substance or its metabolite in the body.

All of which is contrary to the form of the statutes in such cases made and provided by I.C. 9-30-5-4(a)(2), and against the peace and dignity of the State of Indiana.

COUNT III

JENNIFER J MCKINNEY, upon information and belief, affirms under penalty of perjury that:

On or about January 26, 2019, in St. Joseph County, State of Indiana, ALAN KEITH TARCHALA did knowingly possess methamphetamine, pure or adulterated.

All of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-48-4-6.1(a), and against the peace and dignity of the State of Indiana.

I affirm under the penalties for perjury that the foregoing representations are true.



JENNIFER J MCKINNEY
DEPUTY PROSECUTING ATTORNEY

STATE OF INDIANA	)	IN THE ST. JOSEPH SUPERIOR COURT
	) SS:	
COUNTY OF ST. JOSEPH	)	CAUSE NUMBER. 71
	)	
STATE OF INDIANA	)	INFORMATION IN FOUR COUNTS:
	)	<u>COUNT IV</u>
VS	)	CAUSING DEATH WHEN OPERATING A
	)	MOTOR VEHICLE WITH A SCHED. I OR II
ALAN KEITH TARCHALA	)	CONTROLLED SUBSTANCE IN THE
DOB: 6/5/1985	)	BLOOD
	)	A LEVEL 4 FELONY

COUNT IV

JENNIFER J MCKINNEY, upon information and belief, affirms under penalty of perjury that:

On or about January 26, 2019, in St. Joseph County, State of Indiana, ALAN KEITH TARCHALA did cause the death of Sherry L. Amiel when operating a motor vehicle with a Schedule I or II controlled substance or its metabolite in the blood after having been convicted of Operating a Motor Vehicle While Intoxicated, within ten (10) years preceding the offense, in the St. Joseph County, Indiana, Superior Court in Cause No. 71D01-1106-CM-003189 on or about the 22nd day of June 2011.

All of which is contrary to the form of the statutes in such cases made and provided by I.C. 9-30-5-5(a)(2) and I.C. 9-30-5-5(b)(1), and against the peace and dignity of the State of Indiana.

I affirm under the penalties for perjury that the foregoing representations are true.



JENNIFER J MCKINNEY
DEPUTY PROSECUTING ATTORNEY

Probable cause found. Arrest Warrant Issued.

____ Pursuant to Criminal Rule 26 and the St. Joseph County Release/Detention Matrix, Defendant ordered released on recognizance with a promise to appear. Defendant subject to any conditions listed in the attached Pretrial Supervision Order.

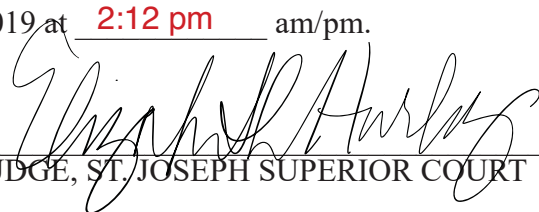
____ Defendant to be held for initial bail hearing on ____ day of _____, 2019 at 1:00 p.m.

X

____ Defendant to be held for next available bail hearing after the warrant is served.

_____ Bond set in the amount of _____ corporate surety or _____ cash. Defendant subject to any conditions listed in the attached Pretrial Supervision Order.

So found this 1st day of May, 2019 at 2:12 pm am/pm.



JUDGE, ST. JOSEPH SUPERIOR COURT

WITNESSES:

Sherry L. Amiel
Mary Beth Amiel
Michael Armev Mishawaka Police Department
Corey Brothers St. Joseph County Sheriff's Department
Dean Chandler St. Joseph County Sheriff's Department
Jason Dziubinski St. Joseph County Sheriff's Department
Steven Egendoerfer Mishawaka Police Department
Andrew Finn St. Joseph County Sheriff's Department
Nicholas Johnson St. Joseph County Sheriff's Department
Stacy L. Johnson
Michael Lamb
Kevin McGowan St. Joseph County Sheriff's Department
Captain Mark Moreland Mishawaka Police Department
Rickie Morton St. Joseph County Sheriff's Department
Joseph Querciagrossa St. Joseph County Sheriff's Department
Jesse J. Severns
Jamie Sexton
Joshua Siekman St. Joseph County Sheriff's Department
Tim Spencer Mishawaka Police Department
Scott Wagner M.D.
Earl Wigfall St. Joseph County Sheriff's Department
Donald Zimmer
All witnesses listed in police, medical and laboratory reports

STATE OF INDIANA) IN THE ST. JOSEPH SUPERIOR COURT
) SS:
ST. JOSEPH COUNTY)

CAUSE NO. 71D0 -1904-F___-

STATE OF INDIANA)
)
 VS.) SUPPLEMENTAL AFFIDAVIT IN
) SUPPORT OF PROBABLE CAUSE

ALAN TARCHALA
DOB: 6/5/1985

Captain Timothy A. Spencer, under the pains and penalties of perjury, says that:

I am a police officer with the City of Mishawaka and have been so employed for 29 years. I currently hold the rank of Captain, and am in charge of the Traffic Division of the Mishawaka Police Department. Since 2006, I have also been assigned as the Coordinator for the St. Joseph County Fatal Crash Team (FACT). FACT, made up of officers from Mishawaka, South Bend, Walkerton and St. Joseph County Police, investigates all fatal crashes when there is a surviving driver, as well as all crashes involving serious bodily injury when there is either law enforcement involvement or alcohol or drugs may have been involved. The FACT team was tasked with investigating a crash that occurred January 26, 2019, and I make the following statements after speaking to investigating officers, assessing the scene, conducting my own investigation and reviewing reports from other investigating officers and NMS Labs.

On January 26, 2019 at approximately 10:17 am, officers were dispatched to the area of Bremen Hwy and Petro Drive for a crash. Upon arrival, a Jeep and a Chevy Spark were on the east side of Bremen Hwy in the northbound lane with obvious crash damage. Officer Morton of the St. Joseph County Police arrived and observed two females in the Spark. He asked the driver, Mary Amiel, what had happened, and she stated that she was northbound and the Jeep was southbound and the Jeep lost control and came into her lane and hit her head on. Mary Amiel and her passenger, Sherry Amiel were transported to Memorial Hospital. Sherry Amiel was pronounced deceased at the hospital. FACT was called to investigate.

The Jeep contained three occupants. Initially, a female that had been in the Jeep indicated that she was the driver. Officers observed the seats in the vehicle, and the position of the seats were more consistent with the female, based on size, being the front seat passenger. A male passenger in the Jeep indicated that "AJ" was the driver. AJ was later identified as ALAN TARCHALA. A witness in a residence near the crash indicated to investigating officers that he observed a white male in a light gray hoodie throw something in a ditch near the crash. This was later discovered to be a box with what officers believed to be a meth pipe and a baggie with a rocklike substance in it. That substance later field tested positive for methamphetamine. The description of the male who threw the items given by the witness matches the description of TARCHALA.

The female from the Jeep was transported to the hospital, as was TARCHALA. Officer Joshua Siekman with the St. Joseph County Police Department and FACT, a certified drug recognition expert, spoke with TARCHALA at the hospital TARCHALA gave him the name of Travis Ryan Hout, which is also the name he gave to officers at the scene. Officer Siekman spoke with Stacey Johnson, the female passenger, who stated that she was the passenger and "AJ" was the driver, and that he was her boyfriend and had a suspended license and a warrant, and she did not want him to get in trouble.

Officer Siekman, along with Officer Joseph Querciagrossa, another DRE with FACT, then spoke with TARCHALA who indicated that they were travelling south on 331 when he lost control and the Jeep started sliding. TARCHALA indicated that he was the driver. He also indicated that he had last used methamphetamine the afternoon prior. Officer Siekman noted "silvering" of TARCHALA's veins indicating long time needle use in both arms. TARCHALA also admitted that he had lied about his name.

Officer Querciagrossa informed TARCHALA of the Indiana Implied Consent Law. TARCHALA refused a chemical test. Officer Querciagross then applied for a search warrant to obtain blood from TARCHALA for forensic testing. The warrant was granted and signed by the Honorable Magistrate Keith Doi. A blood draw was performed by a phlebotomist at Memorial Hospital. TARCHALA's blood was sent to NMS Labs for testing. Testing indicated a positive result for the presence of Amphetamine, Methamphetamine, Morphine, Fentanyl, Norfentanyl and Acetyl Fentanyl.

I was able to observe the scene of the crash. Based on the damage to the vehicles and evidence left in the roadway, the crash occurred when the Jeep driven by TARCHALA, crossed the center line, striking the Spark driven by Mary Amiel. I was informed that Mary Amiel had suffered serious injuries that required surgery, and a stay in the hospital.

A records check shows that TARCHALA has a prior conviction for Operating While Intoxicated in cause number 71D01-1106-CM-03189. TARCHALA was also found to have an active parole warrant.

All incidents listed herein happened in St. Joseph County, Indiana.

I affirm, under the penalties for perjury, that the foregoing representations are true as they have been related to me.



CAPTAIN TIMOY A. SPENCER
FACT

DETENTION CONSIDERATIONS

The Defendant is a substantial flight risk or a danger to self, others or the community for the following reasons:

1. A records check indicates that TARCHALA has convictions for Driving While Suspended in 71D02-1603-CM-00130, Attempted Residential Entry in cause number 20D02-1108-FB-00018, Operating While Intoxicated 71D01-1106-CM-03189, Receiving Stolen Property, Resisting Law Enforcement and Public Intoxication in 20D04-0612-FD-00438, Burglary in 50D01-1108-FB-000024
2. The defendant had an active warrant at the time these events occurred.

WHEREFORE, the State requests that the Court detain the Defendant until the Court conducts a bail hearing in open court.

The State requests that the defendant be required to post a bond of no less than \$10,000 cash.

I affirm, under the penalties for perjury, that the foregoing representations are true as they have been related to me.


JENNIFER J. MCKINNEY
DEPUTY PROSECTUING ATTORNEY