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LORI J. KASPAR, COUNTY ATTORNEY

DATE: February 26, 2016
TO: Defense attorneys
FROM: Lori J. Kaspar, Hood County Attorney
RE: BRADY notice – Intoxilyzer 9000

Our Technical Supervisor, Bob Browder, has informed me that the Intoxilyzer 9000 instrument has been temporarily taken offline because of a software issue. Bob explains that the parameters set for the validity of the breath samples on the instrument were too restrictive causing some samples to be rejected as "Unacceptable." Once this problem was detected, Bob deactivated the instrument until the programmers resolve the software issue. We expect the instrument to be operational within a week.

This issue does not affect the accuracy and reliability for Breath Alcohol Testing or the validity of the Intoxilyzer 9000 results. It simply means that the instrument likely rejected some samples as "Unacceptable" because of the overly strict parameters.

For your information, here is the list of all misdemeanor defendants whose valid breath samples were obtained on the Intoxilyzer 9000.

Valid Intoxilyzer 9000 Results – Hood County

Last	First	Date	AGENCY - Officer	Charge
Juarez-Aldama	Heriberto	2/4/2016	DPS - Duecker	DWI (B)
Tovar	Daniel	2/7/2016	HCSO - Davis	DWI BAC >=0.15 (A)
Strevey	Christine	2/7/2016	HCSO - Boschwitz	DWI BAC >=0.15 (A)
Flores	Esequiel	2/10/2016	DPS - Anderson	DWI (B)
Castillo	Aaron	2/10/2016	HCSO - Davis	DWI BAC >=0.15 (A)
Dickinson	Christopher	2/13/2016	DPS - Bradshaw	DWI (B)

If you have any questions, please contact me at 817-579-3216 or at lkaspar@co.hood.tx.us.

Sincerely,

Lori J. Kaspar, Hood County Attorney