



711007027

NEW MEXICO STATE POLICE REPORTING DEPARTMENT

E JULY 2018

Private Property, Fatal, Property Damage, Hit-and-Run, School Bus Directly Involved, Case Number: NMSPR2209521, CAD Num: NMSP22186149, Agency: 2012 - NEW MEXICO STATE POLICE DISTRICT 12, Crash Date: 09/26/2022, Crash Time: 0936, City Occurred In: NOT IN CITY, County: GRANT, Day of Week: MONDAY, Occurred On: NM HIGHWAY 15 MP 16, At Intersection With: Other Location, Measurement, Direction, Permanent Landmark - County Line - Intersection - Milepost: MP 16, Lat: 32.94993, Long: -108.20568, Crash Occurred: ON ROADWAY, First Harmful Event: OTHER (SPECIFY IN NARRATIVE), Manner of Impact, Manner of Crash, Work Zone-Construction, Tribal Land?, Analysis Code, Location of First Harmful Event: ON SHOULDER

TRAFFIC UNIT 01

VEHICLE NO. HEADED 01, MV Type IN TRANSPORT, Direction S, On: NM HIGHWAY 15 MP 16, Left Scene of Crash? NO, Posted Speed 55, Safe Speed 25, Driver's Last Name ADDRESS, Driver's First Name JOHN, Driver's Middle Name M, Driver's Street Address 9998 W HWY 4, City JEMEZ SPRINGS, State NM, Zip Code 87025, Phone (505) 506-6670, Date of Birth --/--/1954, Driver's License Number -----, State NM, Type A, CDL Y, Status V, Restrictions B, Endorsements N,T, Expires 03/07/2026, Interlock NO, Occupation TRUCK DRIVER, Incident Responder, # of Occupants 1, Seat Pos LF, Age 68, Sex M, Race C, Injury Code O, OP Code 6, OP Used YES, Airbag Deploy N, Ejected N, EMS Number NA, Med Trans NT

Supplemental Occupant Information

Vehicle Information

Year 2014, Vehicle Make KENWORTH MOTOR TRUCK, Vehicle Model TT, Color WHI, Veh Use1 OS, Veh Use2 C, Veh Use3, Veh. Towed? YES, Veh. Disabled? YES, Damage Severity ALL AREAS, Extent DISABLED, Towed By G&G TOWING, Towed To 11837 HWY 180 E ARENAS VALLEY, NM 88022, Gross Vehicle/Comb Weight Rating GREATER THAN 26,000 LBS., HazMat Placard? (Cargo Only) 0, HazMat Released (Cargo Only) NO, Hazmat Placard 4-digit OR Hazmat Name AND 1-digit #, DOT # 1670486, State # NM, Number of Axles 05, Carrier Type Code 1 - INTERSTATE, Carrier's Name R. MARLEY LLC, Street Address 400 N PENN AVE STE 840, Carrier City ROSWELL, State NM, Carrier's Zip 88202, Owner's Last Name R. MARLEY LLC, Owner's First Name, Owner's Middle Name, Owner's Company Name R. MARLEY LLC, Street Address 400 N PENN AVE STE 840, Owner's City ROSWELL, State NM, Owner Zip 88202, Owner's Phone (575) 626-9866, Insured By: (Name of Company) STAR INSURANCE COMPANY, Policy Number CA0862051, Trailer or Towed Vehicles (1) TN, Year 2019, Make HEIL, Lic Year, Lic State NM, License Num 4692FTJ, Trailer or Towed Vehicles (2), Trailer or Towed Vehicles (3)

Condition Information

Lighting DAYLIGHT		Weather CLEAR		Intersection Type NOT AN INTERSECTION		Relation To Junction	
Work Zone Location			Work Zone Type		Workers Present	Law Enforcement Present	
Road Character CURVE LEFT	Road Grade DIP	Road Condition DRY		Road Surface PAVED UNSTRIPED		Traffic Control NO CONTROLS	
Road Lanes 2 LANES		Road Design Div NO SHOULDER		Road Design TWO-WAY, NOT DIVIDED			
APPARENT CONTRIBUTING FACTORS				DRIVER'S ACTIONS		SEQUENCE OF EVENTS	
DRIVER INATTENTION, MADE IMPROPER TURN				LEFT TURN, NEGOTIATING A CURVE		FIRST EVENT OTC	
						SECOND EVENT	
						THIRD EVENT	
						FOURTH EVENT	
						MHE OTC	
DRIVER/PEDESTRIAN/PEDALCYCLIST SOBRIETY			DRIVER/PED/PEDALCYCLIST PHYSICAL CONDITION			PEDESTRIAN/PEDALCYCLIST ACTION	
HAD NOT CONSUMED ALCOHOL			NO APP. DEFECTS			<input type="checkbox"/> At Intersection <input type="checkbox"/> Not at Intersection	
						Actions Prior to Crash	
						Actions at Time of Crash	
Breath Test Results		Driver Physical Condition - Other			Location at Time of Crash		

NARRATIVE

ASSIGNMENT: ON SEPTEMBER 27, 2022, AT 0936 HOURS, I, NEW MEXICO STATE POLICE OFFICER ACOSTA, WAS ON DUTY, IN FULL UNIFORM DISPLAYING MY BADGE OF OFFICE (#439), IN A FULLY MARKED NEW MEXICO STATE POLICE VEHICLE, WAS DISPATCHED BY NEW MEXICO STATE POLICE SOUTHERN COMMUNICATIONS (SOCOM) TO A CRASH THAT HAD JUST OCCURRED OFF HIGHWAY 15 MILEPOST 10. IT WAS A 1 VEHICLE CMV CRASH HANGING OFF THE CLIFF AND THE TANKER TRAILER WAS LEAKING FLUID DOWN THE CLIFF. THERE WERE NO INJURIES, AND THE DRIVER SAID THE FLUID WAS NOT HAZMAT MATERIAL.

SCENE: UPON ARRIVAL, THE CRASH OCCURRED ON MILEPOST 16. I OBSERVED THE CMV WAS A TRUCK TRACTOR THAT WAS HAULING A TANKER TRAILER. THE TRUCK TRACTOR WAS A 2014 KENWORTH DISPLAYING NM LICENSE PLATE #IRM1439. THE TANKER TRAILER WAS A 2019 HEIL DISPLAYING NM LICENSE PLATE #4692FTJ. I OBSERVED THE TANKER TRAILER TO BE ON ITS SIDE WITH THE TIRES PARALLEL TO THE GROUND. THE TANKER WAS LEAKING BLACK FLUID FROM ITS ROOF DOWN THE CLIFF. I DID NOT OBSERVE ANY HAZMAT PLACARDS ON THE TANKER. I OBSERVED THE WHEEL AXLES TO BE TWISTED FROM THE TRUCK TRACTOR WITH CONNECTION TO THE TANKER. THE CMV APPEARED TO BE TOTALED FROM THE DAMAGE.

DRIVER'S STATEMENTS: IMMEDIATELY UPON ARRIVAL, I MADE CONTACT WITH THE DRIVER NAMED JOHN ANDRESS (DRIVER). JOHN HELD A VALID CLASS A CDL WITH ENDORSEMENTS N.T. JOHN STATED THE BLACK FLUID LEAKING FROM THE TANKER TRAILER WAS ASPHALT MATERIAL AND WAS NOT HAZARDOUS. JOHN WAS TRYING TO DELIVER THE FLUID TO NMDOT. JOHN STATED HE WAS DRIVING SOUTH BOUND ON HIGHWAY 15 MP 16 WHEN HE ATTEMPTED TO MANEUVER A SHARP LEFT TURN AND HE CLAIMED THE ROAD GAVE OUT FROM UNDER THE TRAILER CAUSING IT TO HANG DOWN THE CLIFF. THERE WERE NO PASSENGERS AND JOHN WAS UNINJURED. JOHN WAS WEARING HIS SEATBELT. THERE WERE NO WITNESSES TO THE CRASH. JOHN DID PROVIDE ME WITH THE INSURANCE POLICY TO THE CMV. THE POLICY WAS THROUGH STAR INSURANCE COMPANY #CA0862051.

INVESTIGATION: I TOOK PHOTOGRAPHS OF THE SCENE AND THEY HAVE BEEN ATTACHED TO THIS REPORT. I OBSERVED THE ROADWAY CONDITIONS, AND THEY WERE CLEAR. THE CRASH OCCURRED ON A SLIGHT DOWNHILL TRAJECTORY ON A SHARP LEFT CORNER. IT APPEARED THE DRIVER FAILED TO MAKE A WIDE ENOUGH LEFT TURN TO SAFELY MANEUVER AROUND THE TURN. THE ROAD DID NOT GIVE OUT AS STATED BY DRIVER BUT INSTEAD THE TANKER TRAILERS LEFT REAR TIRES DROPPED DOWN THE CLIFF CAUSING THE TANKER TRAILER TO DROP ONTO ITS SIDE WHERE IT RESTED. THE TIRES DROPPED DOWN THE CLIFF AS THE DRIVER ALMOST CLEARED THE LEFT TURN.

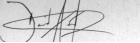
CONCLUSION/ENFORCEMENT ACTION: DUE TO THE TOTALITY OF CIRCUMSTANCES, I DETERMINED THROUGH MY INVESTIGATION THAT DRIVER FAILED TO DRIVE SAFELY ON MOUNTAIN HIGHWAYS CAUSING THE CRASH AND ASPHALT LIQUID TO DROP DOWN THE CLIFF. DRIVER WAS GIVEN A TRAFFIC CITATION (#9303073) FOR FAILURE TO DRIVE SAFELY ON MOUNTAIN HIGHWAYS (66-07-359) AND WAS CITED INTO SILVER CITY MAGISTRATE COURT.

A POST-CRASH INSPECTION WILL NEED TO BE COMPLETED ON THE CMV BY A FULLY CERTIFIED CVE INSPECTOR. SERGEANT PERALES SAID HE WOULD ASSIGN SOMEBODY TO DO IT THE FOLLOWING DAY. THIS CONCLUDES MY ACTIONS ON THIS CRASH.

VIOLATION 01

VEH NO.	Last Name	First Name	Middle Name	Violation (Common Name)	Action
01	ANDRESS	JOHN	M	FAILURE TO DRIVE SAFELY ON M	CITED

CONCLUSION

Time Notified 0936	Time Arrived 1003	Notified By NMSP DISPATCH	Supervisor at Scene N/A			
Time Roadway Cleared 2000	Time Incident Cleared 2013	Checked By				
Officer's Signature 	Officer's Name ACOSTA, DAVID	Rank PATROLMAN	ID Number 6596	District D12	Report Date 09/26/2022	

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STATE OF NEW MEXICO UNIFORM CRASH REPORT
NM STATUTE 66-7-209
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DIAGRAM

Diagram Drawn By

ACOSTA, DAVID

Measurements Taken By

DIAGRAM

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