

STATE OF WYOMING)
 : ss.
COUNTY OF CARBON)

IN THE CIRCUIT COURT
SECOND JUDICIAL DISTRICT

THE STATE OF WYOMING,
Plaintiff,

Docket No. CR-2023- 0033

vs.

ARTHUR ANDREW NELSON,
Defendant.

Y.O.B.: 1965

FILED

JAN 25 2023

CLERK OF CIRCUIT COURT
2nd JUDICIAL DISTRICT
CARBON COUNTY, WYOMING

INFORMATION

BY _____

COUNT I

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Aggravated Homicide by Vehicle**, by driving a vehicle while under the influence of a controlled substance and in violation of Wyoming Statute §31-5-233, and causing the death of another person and the violation was the proximate cause of the death of another person: to wit, **S.C. (YOB 2001)**, all in violation of Wyoming Statute §6-2-106(b)(i), W.S. 2022. The felony provisions of Wyoming Statutes §6-2-106(b), W.S. 2022, and §6-10-102, W.S. 2022, apply with a maximum penalty of imprisonment for not more than twenty (20) years, a fine of not more than Ten Thousand Dollars (\$10,000.00), or both.

COUNT II

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Aggravated Homicide by Vehicle**, by driving a vehicle while under the influence of a controlled substance and in violation of Wyoming Statute §31-5-233, and causing the death of another person and the violation was the proximate cause of the death of another person: to wit, **A.P. (YOB 1999)**, all in violation of Wyoming Statute §6-2-106(b)(i), W.S. 2022. The felony provisions of Wyoming Statutes §6-2-106(b), W.S. 2022, and §6-10-102, W.S. 2022, apply with a maximum penalty of imprisonment for not more than twenty (20) years, a fine of not more than Ten Thousand Dollars (\$10,000.00), or both.

COUNT III

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the

crime of **Aggravated Homicide by Vehicle**, by driving a vehicle while under the influence of a controlled substance and in violation of Wyoming Statute §31-5-233, and causing the death of another person and the violation was the proximate cause of the death of another person: to wit, **S.P. (YOB 2005)**, all in violation of Wyoming Statute §6-2-106(b)(i), W.S. 2022. The felony provisions of Wyoming Statutes §6-2-106(b), W.S. 2022, and §6-10-102, W.S. 2022, apply with a maximum penalty of imprisonment for not more than twenty (20) years, a fine of not more than Ten Thousand Dollars (\$10,000.00), or both.

COUNT IV

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Aggravated Homicide by Vehicle**, by driving a vehicle while under the influence of a controlled substance and in violation of Wyoming Statute §31-5-233, and causing the death of another person and the violation was the proximate cause of the death of another person: to wit, **M.F. (YOB 2002)**, all in violation of Wyoming Statute §6-2-106(b)(i), W.S. 2022. The felony provisions of Wyoming Statutes §6-2-106(b), W.S. 2022, and §6-10-102, W.S. 2022, apply with a maximum penalty of imprisonment for not more than twenty (20) years, a fine of not more than Ten Thousand Dollars (\$10,000.00), or both.

COUNT V

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Aggravated Homicide by Vehicle**, by driving a vehicle while under the influence of a controlled substance and in violation of Wyoming Statute §31-5-233, and causing the death of another person and the violation was the proximate cause of the death of another person: to wit, **A.L. (YOB 2004)**, all in violation of Wyoming Statute §6-2-106(b)(i), W.S. 2022. The felony provisions of Wyoming Statutes §6-2-106(b), W.S. 2022, and §6-10-102, W.S. 2022, apply with a maximum penalty of imprisonment for not more than twenty (20) years, a fine of not more than Ten Thousand Dollars (\$10,000.00), or both.

COUNT VI

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Driving While Under the Influence of a Controlled Substance with Serious Bodily Injury**, by driving or having actual physical control of a vehicle while under the influence of a controlled substance, to a degree which renders him incapable of safely driving, and causing serious bodily injury to another person, to wit: A.C. (YOB 1979), all in violation of Wyoming Statute §31-5-233(b)(iii)(B), W.S. 2022. The felony provisions of Wyoming Statute §31-5-233(h)(i), W.S. 2022, apply with a maximum penalty of imprisonment for not more than ten (10) years, a fine of not less than Two Thousand Dollars (\$2,000.00) nor more than Five Thousand Dollars (\$5,000.00), or both.

COUNT VII

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Reckless Driving**, by driving a vehicle in willful or wanton disregard for the safety of persons or property, all in violation of Wyoming Statute §31-5-229, W.S. 2022. The misdemeanor provisions of Wyoming Statute §31-5-1201(f), W.S. 2022, apply with a maximum penalty of imprisonment for not more than Six (6) months, a fine of not more than Seven Hundred Fifty Dollars (\$750.00), or both.

COUNT VIII

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Reckless Endangerment, to wit: Fed Ex Truck Driver**, by recklessly engaging in conduct which places another person in danger of death or serious bodily injury, all in violation of Wyoming Statute §6-2-504(a), W.S. 2022. The misdemeanor provisions of Wyoming Statutes §6-2-504(c), W.S. 2022, and §6-10-103, W.S. 2022, apply, with a maximum penalty of imprisonment for not more than one (1) year, a fine of Seven Hundred Fifty Dollars (\$750.00) or both.

COUNT IX

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Reckless Endangerment, to wit: Infiniti Passenger Car Occupants**, by recklessly engaging in conduct which places another person in danger of death or serious bodily injury, all in violation of Wyoming Statute §6-2-504(a), W.S. 2022. The misdemeanor provisions of Wyoming Statutes §6-2-504(c), W.S. 2022, and §6-10-103, W.S. 2022, apply, with a maximum penalty of imprisonment for not more than one (1) year, a fine of Seven Hundred Fifty Dollars (\$750.00) or both.

COUNT X

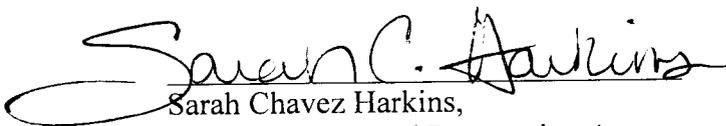
COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Driving Wrong Way on Divided Highway**, by driving a vehicle on the left-hand roadway (eastbound in the westbound lanes of travel) of a highway that is divided into two (2) or more roadways by leaving an intervening space to impede vehicular travel, all in violation, of Wyoming Statute §31-5-211, W.S. 2022. The misdemeanor provisions of Wyoming Statute §31-5-1201(b)(i), W.S. 2022, apply with a maximum penalty of a fine of not more than Two Hundred Dollars (\$200.00).

COUNT XI

COMES NOW Sarah Chavez Harkins, County and Prosecuting Attorney of the County of Carbon, State of Wyoming, and in the name and by the authority of the State of Wyoming, informs the Court and gives the Court to understand that the defendant, **Arthur Andrew Nelson**, on or about the 22nd day of January 2023, in the County of Carbon, in the State of Wyoming, did commit the crime of **Driving While Suspended**, by driving a motor vehicle on a public highway in this State at a time when his driver's license, from this or any other jurisdiction, or nonresident operating privileges were cancelled, suspended or revoked, during a period of cancellation, suspension, or revocation arising from a previous conviction of Driving Under the Influence; all in violation of Wyoming Statute §31-7-134(a)(c), W.S. 2022. The misdemeanor penalty provisions of Wyoming Statute §31-7-134(c), W.S. 2022, apply with a maximum penalty of imprisonment not less than seven (7) days nor more than six (6) months, a fine of not less than Two Hundred Dollars (\$200.00) nor more than Seven Hundred Fifty Dollars (\$750.00), or both.

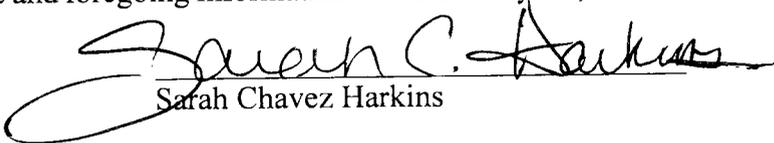
The action of the defendant is contrary to the statute and against the peace and dignity of the state of Wyoming.

This information is supported by the affidavit of Corey McCallister of the Wyoming Highway Patrol, which affidavit is attached hereto and incorporated herein by this reference.


Sarah Chavez Harkins,
Carbon County and Prosecuting Attorney
P.O. Box 1146
Rawlins, Wyoming 82301
(307)328-2700
Fax: (307)328-2704
Attorney Number: 7-4995

STATE OF WYOMING)
 : ss
COUNTY OF CARBON)

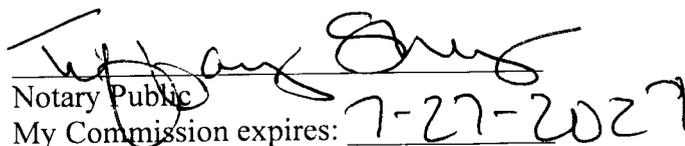
I, Sarah Chavez Harkins, County and Prosecuting Attorney, Carbon County, Wyoming, do solemnly swear that I have read the above and foregoing Information subscribed by me, that I know the contents thereof.


Sarah Chavez Harkins

STATE OF WYOMING)
 : ss
COUNTY OF CARBON)

Sworn to before me and signed in my presence this 25th day of January 2023, and I do hereby so certify.

TIFFANY SHROYER
Notary Public - State of Wyoming
Commission ID # 165839
My Commission Expires
July 27, 2027


Notary Public
My Commission expires: 7-27-2027

STATE OF WYOMING)
 :
COUNTY OF CARBON)

AFFIDAVIT OF COREY MCCALLISTER

COMES NOW the undersigned, Corey McCallister, and after being first duly sworn, does depose and say:

1. I am a Trooper with the Wyoming Highway Patrol, in Carbon County and have investigated the offense more specifically set forth below in that capacity. I have reviewed the reports and been briefed by the officers who have investigated this matter as well as have investigated this offense.
2. On January 22nd 2023, at approximately 1852hrs I, Trooper C. McCallister was notified of a vehicle traveling eastbound in the westbound lanes of travel on Interstate 80 at approximately milepost 215, Carbon County, Wyoming. The vehicle was described as a dodge pickup truck. I responded to locate the vehicle. Shortly thereafter, I was notified that the vehicle traveling the wrong direction had caused a serious injury crash at approximately milepost 220 Interstate 80, Carbon County, Wyoming on both sides, east and west. Upon arrival, I observed several vehicles. One vehicle on the eastbound lanes of travel was identified as a maroon or red pickup that was currently engulfed in flames. Also in the eastbound lanes, I observed one truck tractor hauling a semi-trailer was badly damaged and was beginning to catch fire. On the westbound side of the roadway was a black dodge pickup with severe damage and appeared it had rolled at least one time, and another infinity passenger vehicle with heavy front damage. Upon exiting my vehicle bystanders informed me of injuries to the three (3) occupants of the Infiniti passenger vehicle. I quickly responded to the occupants and observed their injuries to be non-life threatening. While assisting the

occupants within the Infiniti vehicle another bystander approached me and pointed in the direction of the black Dodge pickup and stated in attempted English "I think that person drunk". Wyoming Highway Patrol Trooper J. Scheel 130 approached me and informed me of the location of the black Dodge pickup further down the road eastbound. Again, while I assured no other occupants were within the Infiniti the same bystander stated "yes very drunk person".

3. I quickly ran to Trooper Scheel who was with an uninvolved vehicle who had stopped between the black Dodge pickup and the Infiniti passenger vehicle. They informed Trooper Scheel they currently had the driver of the black Dodge pickup within their vehicle out of the weather, to which I did not hear at the time. As Trooper Scheel and I were attempting to figure out the crash scene at first glance it appeared that the black Dodge pickup had been the pickup traveling the wrong direction, and I questioned Trooper Scheel of that to which he believed it was at the time. I quickly ran to the black Dodge pickup, to locate occupants and identify injuries. Upon arrival at the vehicle, I found no driver or other occupants within the vehicle. I observed that most all the vehicle air bags had deployed. I also observed in the vehicle a hard hat. I informed Trooper Scheel via radio that there were no occupants located within the vehicle. He informed me that he believed he had the driver back up there with him beside the uninvolved vehicle. I returned to Trooper Scheel and began speaking with the suspected driver of the black Dodge pickup. The driver of the Dodge pickup stated at first, he was traveling westbound and that someone had been traveling in his direction. With further investigation needed, I believed it had been strange that the driver of the Dodge pickup who had been furthest east of the crash scene stated the vehicle traveling eastbound in the westbound lanes had come head on with him, when the other crashed vehicles were further west. At this time, I had my suspicions that the driver of the black Dodge pickup later

identified as Mr. Nelson, Arthur A (YOB 1965), hereinafter referred to as Defendant, had been the person traveling the wrong direction.

4. Again, I asked Defendant which direction he was heading, and he pointed to the west. I asked Defendant what he does for work, and he stated he was a roofer. I asked him if he currently had a hard hat in his vehicle and he responded yes, affirming to me that he was the driver of the black dodge pickup. I instructed Defendant to return to his vehicle and retrieve his identification and that of the vehicle, so that I may go assist further to injured persons.
5. I was notified by EMS and bystanders that there was still an occupant within the truck tractor trapped and that the truck tractor had began to catch fire. I quickly responded back to my patrol vehicle and retrieved a fire extinguisher. I reached the cab of the truck tractor (which was later identified as an MS Freight commercial motor vehicle) and observed a trapped occupant who was currently being burned around the head area. I observed plastic began to melt around her face, I observed the majority of her face and head to be burned. I deployed my fire extinguisher around her head area and then around the inside of the cab portion putting further fires at a lesser state. Fire responders quickly arrived at the truck cab and assisted further with the fires and was able to free the severely injured truck driver and only occupant within the vehicle later identified with her Mississippi driver's license as A.C. (YOB 1979). I assisted with loading A.C. (YOB 1979) onto a backboard and then into the ambulance who then immediately began transporting. I learned that A.C. (YOB 1979) had 3rd degree burns of her face, neck, back, torso, and butt. She was life flighted out of Carbon County Memorial Hospital due to the serious extent of her injuries. I understand that A.C. (YOB 1979) is at the Greeley, Colorado Burn Center and is currently in stable condition.
6. Trooper J. Scheel 130 and I began identifying crash evidence. The Ford F150 had five (5) occupants, S.C. (YOB 2001), A.P. (YOB 1999), S.P. (YOB 2005), M.F. (YOB 2002) and

A.L. (YOB 2004). All five (5) occupants of the vehicle received fatal injuries. One (1) occupant was ejected, the other four (4) occupants remained in the vehicle during the crash. After the crash occurred, the Ford F150 caught on fire and the vehicle was substantially burnt during the fire. I began looking for identification for the ejected deceased victim from the red Ford F-150. I was able to locate identification and identified her as A.L. (YOB 2004). At this time the fire department was still attempting to control the fire of the red Ford F-150 and we were unaware of the other victims still within the Ford pickup. I returned to the black Dodge pickup and spoke with Defendant. I questioned Defendant if he had a driver's license to which he stated he did not have one. I again questioned Defendant which direction he was heading to which he pointed to the west once again. I questioned "towards Rawlins?" to which he stated yes. Defendant then stated he was traveling to Tennessee. I believed this to be strange as Defendant would need to travel east to reach Tennessee in the opposite direction of Rawlins. I informed him he was traveling the wrong direction to reach Tennessee to which he stated "that's what the GPS told me". I questioned why he was in the westbound lanes of travel, and he was not sure.

7. Once Defendant and I reached the front portion of my patrol vehicle I again questioned him asking him again if he was heading to Tennessee, to which he stated yes. I then questioned him again stating "so you are heading westbound?" to which he stated "yeah". I again questioned him to where he was coming from to which he stated Utah. I asked him if anyone had hit him, and he stated he believed the red Ford pickup had hit him as he pointed in that direction. I observed while speaking with Defendant that he was confused and could not maintain his balance. I observed no markings of injury to Defendant from the crash. I believed Defendant at this time to be the driver traveling Eastbound in the westbound lanes and the cause for the crash and had suspicion of impairment.

8. I questioned Defendant if anything on him hurt to which he stated no. I questioned him if he takes any medication to which he stated yes. He stated he had not taken any alcohol or any controlled substance tonight. I began by administering the HGN (Horizontal Gaze Nystagmus) portion of SFST's (Standardized Field Sobriety Testing). Upon completion I found that Defendant could not stand still or maintain his balance and had difficulties following instructions to keep his head straight. I observed his pupils to be constricted. I administered the Modified Romberg test to Defendant, instructing him to estimate the passing of 30 seconds in his head in a requested position. Defendant stated he was done and had estimated the passage of 30 seconds in his head. Which in real time was 18.5 seconds. I placed Defendant in investigative detention and placed him into the cage portion of my patrol vehicle without restraints, so I could further assist with life preservation. After further examination of the crash scene, we confirmed that Defendant was the wrong way driver.
9. Trooper Scheel returned to my vehicle and positively identified Defendant through dispatch. I returned to the Ford F-150 and was informed by fire fighters that there were other deceased victims within the Ford pickup. I began taking evidence pictures of the Ford pickup, the truck tractor and semi-trailer and deceased victims. While observing inside the Ford pickup truck I observed what appeared to be 4 further deceased victims. I was informed by a deputy that another driver's license from the Ford pickup had been located. The driver's license found was for M.F. (YOB 2002) a passenger within the Ford pickup.
10. I returned to my vehicle and learned that Defendant was currently driving on a suspended license for a previous DUI. I instructed Defendant out of my vehicle and instructed him to a flat surface area on the westbound lanes of travel. I began administering SFST's to Defendant. I began the HGN portion of SFST's and found no indicators observed. I did however observe that Defendant struggled to focus on the stimulus and pay attention to

instructions. I administered the lack of convergence test to Defendant and upon completion found that both his eyes showed a lack of convergences. On the first pass I identified that both of Defendant's eyes initially crossed and then both moved outwards. On the second pass I observed both of Defendant's eyes slightly begin to cross but then stopped. I observed Defendant's pupils, measured them, and found them to be constricted at approximately 2.5mm in very low light.

11. I began the Walk and Turn portion, instructing and demonstrating to Defendant to which he stated he understood and had no questions on. Upon completion I observed Defendant struggled to follow instructions and turned a complete different direction while I was instructing. Defendant in the instructional stage could not maintain his balance and attempted to start too soon. Upon beginning the walking stage, I observed Defendant stopped walking on the 3rd step of the first portion of 9, missed heel to toe multiple times within the first 3 steps of 9, stepped offline multiple times within the first 3 steps of 9 and stopped walking after he took the 3rd step. Defendant upon stopping on step number 3 walked backwards to the where he had started. Defendant was instructed into the starting position once again and I questioned him if he had any questions, to which he stated he did not. Defendant again started walking and I observed the following. Defendant stopped walking twice during the first set of 9 steps. Defendant missed heel to toes multiple times during the first and second portion of 9 steps. Defendant stepped offline multiple times during the first and second set of 9 steps. Defendant raised his arms above 6 inches during the first and second set of 9 steps. Defendant completed the turn improper by turning the wrong direction and not planting a foot, Defendant also stopped walking during the turning phase. Defendant took 11 steps on the second set of 9 steps. In total 8/8 indicators observed.

12. I began the One Leg Stand portion, instructing and demonstrating to Defendant to which he

stated he understood and had no questions on. Upon completion the following was observed. Defendant swayed most of the duration of the test. Defendant raised his arms above 6 inches multiple times. Defendant placed his foot down at approximately 5 seconds into the test, and stumbled backwards. Defendant raised his foot once more at approximately 12 seconds into the test and placed it back down again about a second later. Defendant then raised his foot again at approximately 15 seconds into the test and placed it down again about a second later. Defendant then began to lift his foot and immediately place it back down on the ground several more times and then stopped completing the test without instruction. In total 4/4 indicators observed as the amount of times Defendant placed his foot on the ground.

13. Defendant was placed under arrest for driving under the influence. Wrist restraints were applied to Defendant behind the back. I assured the proper tightness standard and applied the double lock function. I completed a search of Defendant outerwear with nothing of concern found. It should be noted that while completing this search I had to catch Defendant from falling over backwards. Defendant was secured in the cage portion of my patrol vehicle where his seatbelt was fastened. Defendant was advised of implied consent and refused a blood draw. A blood sample was retrieved due to exigent circumstances and the loss of life and serious bodily injury.
14. I began transporting Defendant to the Memorial Hospital of Carbon County. During the drive to the hospital, I observed Defendant seem to be on the nod and appear to go in and out of consciousness, as his head fell closer to the ground in a manner of complete muscle relax and then would shortly after raise his head again. Upon arrival at the Memorial Hospital of Carbon County a blood draw was obtained without issue. Lieutenant J. Frakes of the Rawlins Police Department completed a DRE evaluation at the hospital. LT. Frakes advised me of his opinion of impairment for Defendant as a Stimulant and Narcotic Analgesic. While at the

hospital, LT. Frakes advised Defendant of his Miranda rights to which he agreed to continue speaking. Later on Defendant stated that he had used Methamphetamine the prior day. LT. Frakes informed Defendant that he should not have been driving to which Mr. Nelson responded with “that’s a lesson to be learned”.

15. I reviewed information provided by Lt. Tyler Chapman and Lt. Erik Jorgensen. They reported the following:

a. Based on the crash investigation, it appears that the Black Dodge Ram Registered To: Jackie Edelen-Gill and Arthur Nelson Of West Jordan, Utah driven by Arthur Nelson was traveling eastbound on the westbound Interstate 80 lanes, when he sideswiped a FedEx Commercial Motor vehicle, and then very quickly thereafter struck a small Infiniti SUV in an offset head-on collision. The Infiniti had been in the process of passing a MS Freight commercial motor vehicle, which appeared to be swerving to avoid a collision with Defendant’s vehicle. After swerving in an avoidance maneuver, the MS Freight commercial motor vehicle crossed the median and struck a Ford F150 passenger vehicle travelling east in the eastbound lanes.

b. The FedEx Commercial Motor Vehicle came to a controlled stop on the right shoulder of the westbound lanes. The Infiniti SUV struck the side of the MS Freight Commercial Motor Vehicle and then it spun and slid to a stop in the right, driving lane of the westbound lanes of travel. The Infiniti SUV had three (3) occupants who received medical care but were treated and released with minor injuries. The 2014 Dodge Ram driven by Arthur Nelson (hereinafter referred to as Defendant) rolled at least one time before coming to a rest upright on the righthand shoulder of the westbound lanes of travel. The MS Freight commercial motor vehicle jackknifed and the cab separated from the frame of the vehicle, the cab of the vehicle caught on fire, and then came to a rest on the right

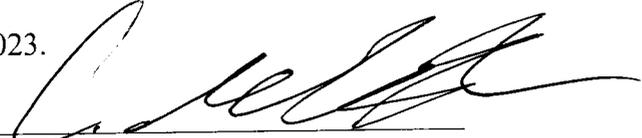
shoulder of the eastbound lanes of travel. The driver of the MS Freight commercial motor vehicle has serious injuries from the crash and she was flown out of state for medical care and placed in critical condition.

c. The Ford F150 had five (5) occupants. All five (5) occupants of the vehicle received fatal injuries. One occupant was ejected, the other four occupants remained in the vehicle during the crash. After the crash occurred, the Ford F150 caught on fire and the vehicle was substantially burnt during the fire. The Ford F150 also came to rest off the right shoulder of the eastbound lanes of travel.

16. Based upon the investigation of law enforcement, there was no other cause for the MS Freight commercial motor vehicle to leave its lane of travel except to avoid a head on collision with Defendant's vehicle. Had Defendant's vehicle not been traveling the wrong direction on the lanes of travel being utilized by the MS Freight Truck, the MS Freight truck would not have had any reasons to engage in an evasive maneuver, thereby causing loss of control of the commercial vehicle, which caused it to leave the roadway, cross the median, and travel into oncoming traffic.

17. To the best of my knowledge Arthur Andrew Nelson is fifty-seven (57) years old, having been born in 1965, and his last known address is 5441 Aristada, West Jordan, Utah, 84081.

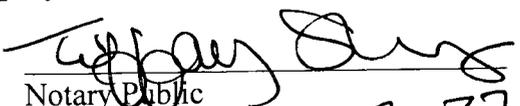
DATED this 25th day of January 2023.


Corey McCallister

STATE OF WYOMING)

COUNTY OF CARBON)

Subscribed and sworn to before me this 25th day of January 2023, by Corey McCallister as his free and voluntary act and deed.


Notary Public
My Commission expires: 7-27-2027

TIFFANY SHROYER
Notary Public - State of Wyoming
Commission ID # 165839
My Commission Expires
July 27, 2027

STATE OF WYOMING)
 : ss
COUNTY OF CARBON)

IN THE CIRCUIT COURT
SECOND JUDICIAL DISTRICT
CARBON COUNTY, WYOMING

STATE OF WYOMING,

FILED

Docket No. CR-2023-

Plaintiff,

JAN 23 2023

vs.

Arthur Nelson,

CLERK OF CIRCUIT COURT
2ND JUDICIAL DISTRICT
CARBON COUNTY, WYOMING

Defendant. BY _____

Amended

APPEARANCE BOND AND ORDER – ADULT

IT IS HEREBY ORDERED that bond be set in the above captioned matter as follows:

Bond: \$ 75,000 ~~500,000~~
____ OWN RECOGNIZANCE CASH ONLY _____ CASH/COMMERCIAL _____ SIGNATURE _____

IT IS FURTHER ORDERED that upon Defendant's release from custody, Defendant shall abide by the following terms and conditions:

1. Defendant shall not violate the law of any jurisdiction.
2. Defendant shall have an attorney enter a written entry of appearance within 15/5 days and maintain weekly contact with that attorney. If the Public Defender is appointed, maintain weekly contact with that office.
3. Defendant shall keep the Court and his attorney apprised of a current mailing and residential address and telephone number.
4. Defendant shall not possess nor consume any alcohol or illegal controlled substance and shall not enter into any establishment that derives its primary source of income from the sale of alcohol, except for employment purposes.
5. Defendant shall be subject to random testing of breath or bodily fluids for the detection of alcohol and/or illegal controlled substances at the request of any law enforcement officer.
- _____ 6. Defendant shall obtain an alcohol/substance abuse evaluation within 90 days of release from incarceration and provide a written report to this Court.
- _____ 7. Defendant shall be subject to random testing of breath or bodily fluids through Drug & Alcohol Testing Services, Inc., and shall no later than 5:00 p.m. on the date of release from incarceration register with that agency and follow all rules and regulations set forth by that agency.
- _____ 8. Defendant shall have no contact, directly or indirectly, through family members or friends, including, but not limited to, communication verbally in person, communication by telephone or other electronic means, written communication through third persons, and non-verbal communication and gestures with _____
- _____ 9. Defendant shall participate in the Sober Link Program and follow all the rules and regulations of that program. Defendant may not be released from jail until he has signed necessary paperwork and completed arrangements with the Sheriff's office for participation.
- _____ 10. Defendant shall maintain gainful employment.
11. Defendant shall not leave Carbon County without permission of the Court.
12. Defendant may/may not leave the State of Wyoming.

- 13. Defendant shall sign a Waiver of Extradition.
- 14. Defendant shall appear in Circuit Court on _____
- 15. OTHER: _____

IT IS FURTHER ORDERED that the Defendant shall appear at all hearings in this Court or any other Court to which this case is transferred. Any property securing Defendant's bond will be returned upon final disposition of this case if the Defendant appeared at all times ordered by the Court and if the Defendant obeys all conditions of the bond.

IT IS FURTHER ORDERED that in the event Defendant fails to appear at any stage of these proceedings after notice requiring appearance has been given to Defendant or Defendant's attorney, or if Defendant violates any condition of this bond, a warrant for Defendant's arrest shall be issued immediately and the Court may declare a forfeiture of the bond. After arrest, the terms and conditions of any further release will be determined.

In all respects, this bond is governed by Rule 46.1, W.R.Cr.P.

DATED this 23 day of January, 2023.

[Signature]

 CIRCUIT COURT JUDGE



I hereby understand and acknowledge the foregoing conditions. I agree to abide by said terms and conditions and hereby waive all extradition rights and process and consent to return to the State of Wyoming from any and all jurisdictions in or outside the United States where I may be found and will not contest any effort to return me to the State of Wyoming.

DATED this _____ of _____, 2023.

DEFENDANT _____

	mail	pers	served	box
<input checked="" type="checkbox"/> P/CAO	_____	_____	_____	<input checked="" type="checkbox"/>
PI Atty	_____	_____	_____	_____
Def Atty	_____	_____	_____	_____
<input checked="" type="checkbox"/> Def	_____	_____	_____	_____
<input checked="" type="checkbox"/> CCSO	_____	_____	_____	_____
RPD	_____	_____	_____	_____
Prob Agt	_____	_____	_____	_____
RMS Prin	_____	_____	_____	_____
RHS Prin	_____	_____	_____	_____
Vic/Wit Co	_____	_____	_____	_____
Other:	_____	_____	_____	_____
Date	1/23/23			

fax fax