

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

BARBARA ORBAN,

CASE NO.:8:04-CV-1904-T23MA

Plaintiff,

v.

CITY OF TAMPA FLORIDA,

Defendant.

AFFIDAVIT OF OFFICER EDWARD BOWDEN

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

BEFORE ME, the undersigned authority personally appeared Officer Edward Bowden, who, by me first being duly sworn, deposes and says:

1. This affidavit is made upon my personal knowledge.
2. At the time of the events in question I was employed as a Police Officer with the City of Tampa Police Department and was so employed for approximately fourteen (14) years and I am currently still employed in the same capacity for a total of twenty (20) years as a Tampa Police Officer.
3. On the date of the incident in question March 27, 2000, I was on duty and in uniform.



4. On or about March 27, 2000, I was serving as a Field Training Officer to trainee/Officer David Duncan and we responded to a call for service due to an automobile accident on South Howard Avenue which involved only two vehicles.

5. On, or near, the scene of the accident, I observed a Mercedes Benz that had minor front end damage.

6. On, or near, the scene of the accident, I also observed a BMW that had damage to its rear bumper area.

7. The Plaintiff, Barbara Orban was identified as the driver of the Mercedes.

8. Matthew Collins was identified as the driver of the BMW.

9. There were no identifiable independent witnesses to the accident.

10. Based on the interviews of the drivers and the damage to the vehicles, I believed the Plaintiff was responsible for the accident.

11. The rear or trailing driver in a rear end collision is generally presumed at fault.

12. I did not find that there was anything to suggest that Mr. Collins was responsible for the accident.

13. I reasonably believed that there was probable cause for the issuance of a Uniform Traffic Citation to the Plaintiff, and therefore I issued a UTC for careless driving in violation of F.S. §316.1925.

14. FURTHER SAYETH NOT.

Officer Edward Bowden
Officer Edward Bowden

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

BEFORE ME personally appeared Officer Edward Bowden, to me well known and known to me to be the person described and who executed the foregoing instrument, and who is personally known to me or produced _____ as identification, and who did take an Oath, and swears that the foregoing is true and correct.

WITNESS my hand and official seal, this 5th day of June, 2006.

Suling Bolton
NOTARY PUBLIC

PRINT NAME

My Commission Expires:

