

A Broken Leg Will Make You Unsteady On Your Feet

I represented a man who had been drinking with his brother in a second story apartment. His brother became belligerent and began to pummel my client. My client retreated to the bedroom, locked the door, tied sheets together from the bed and attempted to make his escape over the balcony. About halfway down the sheets tore and he fell to the ground and broke his leg. The police later found him and noticed he smelled of alcohol. He was so impaired that they did not give him field sobriety tests, they simply arrested him based on the fact that he was unstable on his feet. I presented evidence that he had broken his leg from the fall and the Judge found that being unsteady on your feet with a broken leg is not an indication of impairment. He then suppressed all evidence gathered after the arrest of my client. This led to a not guilty verdict.