



Office of the District Attorney

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## **1 to 3 Years in State Prison for Aggravated Driving While Intoxicated**

***Defendant Possessed Half Empty Bottle of Vodka in Vehicle and Registered a  
BAC of .27%***



**ALBANY, NY-** District Attorney P. David Soares announced today that ALPHONZO HICKS, JR., 58, of Troy, was sentenced to 1 to 3 years in State Prison before the Honorable Peter A. Lynch in Albany County Court this morning.

On March 19, 2014, the defendant pleaded guilty to (1) Count of Aggravated Driving While Intoxicated, a Class E Felony.

On February 3, 2014 at a diner on Carman Road in the Town of Guilderland, officers with the Guilderland Police Department responded to a call involving the defendant attempting to enter the diner, which was closed and locked. As officers spoke with the defendant, they observed him exhibiting multiple physical signs of intoxication and administered several field sobriety tests, which he failed.

After placing the defendant into custody, officers found a half empty bottle of vodka in his vehicle. While at the police station, the defendant was unable to take a booking photo due to his intoxicated state and needed to be repeatedly held up by officers. The defendant registered a BAC of .27% an hour later.

In addition to the 1 to 3 year period of incarceration, the Court also required the defendant install an Ignition Interlock Device for 3 years following his release, pay a \$1,000 fine and a face minimum of 1 year of license revocation.

HICKS faced a maximum of 1 1/3 to 4 years in State Prison at trial if found guilty.

This case was prosecuted by Vehicular Crimes Bureau Chief Mary Tanner-Richter.

For more information please contact Cecilia Walsh (518) 275-4710.

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