**§ 17.1 Request for Information About Breath Test**

[*Date*]

Re:

Cause No.

Dear Sir or Madam:

I am an attorney representing [*Client's Name*] in the Municipal Court of [*Name*], Missouri on a charge of driving while intoxicated. [*Client's Name*] was arrested for this offense by an officer of the [*Name*] Police Department on [*Date*]. [*Client's Name*]'s case will come up on the court's docket of [*Date*]; and, in accordance with the Missouri Revised Statute 577.020.6 and 577.029 (1988), I request the following information about a breath test administered to my client in this case:

1. The time at which the test was administered to my client.

2. The name of the officer who administered the test.

3. The length of time elapsed between my client's arrest and the time the test was administered to him.

4. The place at which the test was administered.

5. The number of times the test was administered to my client.

6. The log number for the test.

7. The type of machine used to test my client.

8. The administering officer's qualifications to administer the test.

9. The exact procedure followed in administering the test.

10. The date the machine was last inspected and calibrated by a person having a type II permit issued for this purpose issued by the Missouri Division of Health.

11. The date the calibration device was last tested for accuracy.

12. The name of the person holding the type II permit and conducting such inspection and calibration.

13. The manufacturer of any reagents and ampules used in the test.

14. The lot number of any reagents and ampules used in the test.

15. The date and place of any certification or testing of the ampules to assure the proper mixture of chemicals in the ampules used in this case and the name of the person or persons who performed the certification or testing.

16. The percentage by weight of alcohol in my client's blood shown by the test given to him (based upon milligrams of alcohol per 100 milliliters of blood).

I further request a copy of the operating procedures followed in the test and a copy of the test operator's certification to the Missouri Division of Health, the items outlined in Section 4, subparagraph C, subsection 3 of the Missouri Division of Health's rules for the determination of breath analysis.

Please provide me the information requested and copies by [*Date*]. My client needs this information to determine how to plead and prepare his possible defense at trial.

Very truly yours,

Attorney for [*Client's Name*]

cc: Clerk, City of [*Name*]

 c/o [*Name*] Municipal Court