



PRESS RELEASE

Pursuant to Cal Govt. Code Sect 6254(f)
San Jose Police Department
Press Information Office
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UPDATE

TYPE OF CRIME: Fatal Traffic Collision/Hit and Run/Felony DUI

CASE NUMBER: 05-057-0861

LOCATION: Capitol Expwy/Narvaez Ave.

VICTIM#1: Fetus

VICTIM #2: Withheld (Juvenile)

SUSPECT: Louis Vincent Brackett

ADDRESS: San Jose Resident

DRIVER: Phillip Lovaglio

ADDRESS: San Jose Resident

UPDATE

DATE: 2-26-05 **TIME:** 5:45PM

AGE: 31 weeks

AGE: 15

AGE: 19 (5-13-85)

AGE: 45

UPDATE

DETAILS:

On 2-26-05 at 5:45PM, San Jose Police Officers responded on a felony hit and run call in the area of Capitol Expwy. and Narvaez Ave. As officers arrived in the area they were directed to an address on Bluefield Dr. where the other driver had stopped the suspect. Officers detained the suspect and located a badly injured pregnant teenage girl in the rear seat of the suspect's vehicle. She was rushed to Santa Clara Valley Medical Center by paramedics. On 2-28-05 at 12:05AM, the girl (victim#2) delivered a stillborn 31 week old fetus at the hospital.

Preliminary investigation indicates that the suspect was driving a 1988 silver Oldsmobile Cutlass westbound on Capitol Expwy. approaching Narvaez Ave. Victim #2 was a passenger in the rear seat of the suspect's vehicle. Witness' statements indicate that the suspect ran the red light at Narvaez Ave. and turned left in the intersection heading south on Narvaez Ave.

At that time, Phillip Lovaglio of San Jose was driving his white 1993 Toyota Pickup eastbound on Capitol Expwy. The Toyota struck the Oldsmobile broadside in the intersection. After the collision the suspect drove away heading eastbound on Capitol Expwy. Mr. Lovaglio followed him as he turned south onto Bluefield Dr. The suspect stopped his vehicle on Bluefield Dr. because of severe tire damage. Mr. Lovaglio held him there until police arrived.

Officers at the scene determined that the suspect was under the influence of alcohol. He was arrested and booked into Santa Clara County Jail for felony drunk driving and felony hit and run. The Santa Clara County District Attorney's Office will now review this case to see if the suspect should also be charged with manslaughter or murder for the death of the fetus.

UPDATE: 3-2-05

Investigator Jincy Pace has confirmed that prior to this collision the suspect had struck another vehicle on Capitol Expwy. just east of Narvaez Ave. The suspect was driving westbound on

BY: Sgt. S. Dixon #2650

DATE: 3-2-05

TIME: 8:00AM

AUTHORIZED BY: Sgt. Lorrie Rogers

DATE: 3-2-05

TIME: 8:00AM

PRESS OFFICER BRIEFED BY UNIT COMMANDER (CIRCLE) **YES** NO

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Capitol Expwy and struck the rear of a red vehicle. He backed away from that collision and was fleeing the scene when he went through the red light and collided with the Toyota pickup. A witness could only describe the vehicle that the suspect rear-ended as a red vehicle driven by a Hispanic female adult with a four to six year old boy in the passenger seat. We are hoping that the driver of that vehicle or any witnesses to that collision will call the Investigator.

Anyone with any information on this case is urged to call Investigator Jincy Pace at the San Jose Police Dept.'s Vehicular Crimes Unit at 408-277-4654.

BY: Sgt. S. Dixon #2650
DATE: 3-2-05 TIME: 8:00AM

AUTHORIZED BY: Sgt. Lorrie Rogers
DATE: 3-2-05 TIME: 8:00AM

PRESS OFFICER BRIEFED BY UNIT COMMANDER (CIRCLE) **YES** NO