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## Breathalyzer + DWI Evidence Toolkit

Louisiana checklist for timing, records, and proof gaps

### Quick Takeaways

- Breath tests estimate BAC at the time of the test, so the stop-to-test timing often matters.
- Video and device paperwork can be as important as the printed number.
- After a crash, preserve scene and injury documentation before insurers shape the story.

### First 72 Hours Checklist

- Write down the stop location, stop time, and the exact time of any breath test.
- Save body-cam or dash-cam identifiers if you were given them, and note any nearby cameras.
- Photograph vehicles, skid marks, debris, and the roadway from multiple angles if safe.
- Keep tow, storage, and repair paperwork together so nothing goes missing.
- Start a simple symptoms log and keep ER/clinic discharge papers in one folder.

### Records to Ask For

- Breath device make/model and serial number; printout and any operator notes.
- Calibration, maintenance, and accuracy check records tied to the same device.
- Chain-of-custody paperwork for any blood draw or additional testing.
- Dispatch logs, 911 audio, and crash report number (if a crash occurred).

Tip: If you were injured by an impaired driver, keep your medical timeline and crash photos separate from insurer calls so you can double-check what was said later.

## Infographic 1: Evidence Blueprint

Step-by-step checklist to preserve breath-test and crash evidence

### Breathalyzer Evidence Blueprint

Louisiana DWI Arrests + Crash Claims

#### Build the Timeline

Write stop location  
and exact times  
Include last drink  
and last meal info



#### Preserve Video Proof

Save body/dash cam  
Ask nearby stores  
Screenshot ride apps



#### Request Device Records

Serial number + logs  
Calibration/maint.  
Operator training



#### Document Injuries

Crash photos + pain  
Track symptoms daily  
Keep ER/clinic notes



#### Control Statements

Avoid quick releases  
Keep insurer calls  
Do not guess facts



#### First 72 Hours

- Get crash report #
- Photograph vehicles
- Save tow/storage info
- List witnesses
- Save medical papers
- Write your timeline

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## Infographic 2: Defense vs. Evidence

Common challenges to breath results — and what closes the gaps

### Defense vs. Evidence

#### Breathalyzer Results in Louisiana

| Defense Angle                                      | Evidence Anchor  |
|--|--|
| <b>BAC proves impairment by itself</b>             | Get device logs and calibration<br>Keep video of stop + testing        |
| <b>Late test means higher BAC at driving time</b>  | Build minute-by-minute timeline<br>Save receipts, texts, GPS           |
| <b>Mouth alcohol or reflux skewed result</b>       | Note 15-min observation<br>Keep medical notes if GERD                  |
| <b>They looked fine to me<br/>No bad driving</b>   | Request body cam<br>Dash cam, 911<br>Witness names<br>Field test notes |
| <b>Crash was your fault anyway<br/>BAC not key</b> | Scene photos<br>Vehicle data<br>Crash report<br>Medical timeline       |

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## Free Case Review

Babcock Injury Lawyers — Stephen Babcock

If a breath test, impaired driving allegation, or alcohol evidence is part of a crash investigation, the early record usually shapes everything that follows.

### How We Use Leverage Early

- Evidence triage: identify what can disappear within days and send preservation requests.
- Timeline discipline: lock down stop-to-test timing, crash sequence, and witness accounts.
- Insurance strategy: reduce unforced errors in recorded statements and quick releases.

### Contact

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This toolkit is general information and not legal advice. Deadlines and outcomes depend on the specific facts.