



Office of the Kane County State's Attorney
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FOR IMMEDIATE RELEASE

December 13, 2024

Pre-Thanksgiving Anti-DUI Initiative Results in Four Arrests

Next No-Refusal Operation Scheduled for New Year's Eve

St. Charles, Ill. - Kane County State's Attorney Jamie L. Mosser announced today that the Pre-Thanksgiving No-Refusal operation, a collaborative effort of the State's Attorney's Office and Kane County law-enforcement agencies, resulted in the arrest of four intoxicated drivers.

Twelve law-enforcement agencies participated, including police agencies from Aurora, Batavia, Carpentersville, Elburn, Elgin, Geneva, Montgomery, Pingree Grove, St. Charles, and West Dundee, in addition to the Illinois State Police Troop 3 and the Kane County Sheriff's Office.

The No-Refusal operation was conducted on November 27 from 11 p.m. to 3 a.m. During the operation, officers who arrested a suspected intoxicated driver transported the alleged offender to their local police station and asked the suspect to submit to a Breathalyzer or other chemical testing. If a suspect refused testing, they were informed by an assistant state's attorney that a court order would be sought ordering them to comply. If a suspect continued to refuse testing after being presented with a search warrant, they would face additional charges.

Illinois courts have consistently held that a driver has no right to refuse chemical testing when probable cause exists that they are intoxicated and operating a motor vehicle.

During the Pre-Thanksgiving operation, one individual was arrested in St. Charles and charged under 625 ILCS 5/11-501(a) 4 with driving under the influence of drugs.

The Kane County State's Attorney's Office obtained one search warrant pertaining to a motorist who refused to submit to a chemical test. The motorist, who was arrested in Aurora, continued to refuse testing after being presented with a warrant and, as a result, was charged with obstructing justice, a class 4 felony. The other two suspects, also arrested in Aurora, submitted to blood-alcohol level testing. It was found that both had blood-alcohol concentrations well above the legal threshold of .080 at .125 and .115.

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SA Mosser said: “I am deeply grateful to the dedicated law enforcement officers who work tirelessly to keep our streets safe during all hours, every day of the year. It is unfortunate that these individuals chose to drive under the influence, endangering themselves and others. There is simply no excuse to drive impaired with so many safe transportation options available. The safety of our community must always come first, and initiatives like these send a clear message—we will not tolerate reckless and dangerous behavior on our roads. My thanks to DUI Supervisors ASAs Katy Flannagan and Tyler Cox, along with ASAs Jessica Michels, Jilian Burns, and Elizabeth Bettag who assisted the police with this detail.”

The Kane County State’s Attorney’s Office will continue to collaborate with local police on No-Refusal operations, the next of which is scheduled for New Year’s Eve, 2024, starting on December 31 at 11 p.m. and ending on January 1 at 3 a.m.

Summary of Arrests and Charges

Aurora Police Department:

Andres A. Sosa-Perez: Age 26 (d.o.b. 05-07-1998), of the 050 block of S. Anderson Street, Aurora, Illinois. Charged with the following: two counts of driving under the influence of alcohol, class A misdemeanor; driving without a license, class A misdemeanor; and a traffic offense. His next court appearance is set for January 8, 2025, at 8:30 a.m. in Courtroom 203 at the Kane County Judicial Center.

Rene Cano: Age 38 (d.o.b. 06-16-1986), of the 600 block of S. River Street, Aurora, Illinois. Charged with the following: obstructing justice, class 4 felony; driving under the influence of alcohol, class A misdemeanor; hit-and-run, class A misdemeanor; and traffic offenses. His next court appearance is set for January 8, 2025, at 8:30 a.m. in Courtroom 305 at the Kane County Judicial Center.

Miriam G. Lazcano: Age 28 (d.o.b. 11-18-1996), of the 1100 block of Bangs Street, Aurora, Illinois. Charged with two counts of driving under the influence of alcohol, a class A misdemeanor. Her next court appearance is set for January 8, 2025, at 8:30 a.m. in Courtroom 203 at the Kane County Judicial Center.

St. Charles Police Department:

Austin M. Lamendola: Age 19 (d.o.b. 01-04-2005), of the 800 block of Huron Court, Carol Stream, Illinois. Charged with driving under the influence of drugs. His next court appearance is set for December 19, 2024, at 9:00 a.m. in Room 4015 at 1505 North County Farm Road, Wheaton, Illinois (DuPage Arrest).

These charges are not proof of guilt. Each defendant is presumed innocent and is entitled to a fair trial in which it is the state’s burden to prove his or her guilt beyond a reasonable doubt.

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