



## Office of the Kane County State's Attorney

**JAMIE L. MOSSER**  
**STATE'S ATTORNEY**

**FOR IMMEDIATE RELEASE**

April 4, 2025

### **St. Patrick's Day Weekend Anti-DUI "No Refusal" Initiative Results in Seven Arrests**

**St. Charles, Ill.** - Kane County State's Attorney Jamie L. Mosser announced today that the St. Patrick's Day weekend No Refusal initiative, a collaborative effort of the State's Attorney's Office and Kane County law enforcement agencies, resulted in the arrest of seven intoxicated drivers.

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

The No Refusal initiative was conducted from 11 p.m. on March 15, 2025 to 3 a.m. on March 16, 2025. During the initiative, suspected intoxicated drivers were arrested, transported to a local police station, and asked to submit to a Breathalyzer or other chemical testing. If a suspect refused testing, they were informed by an assistant state's attorney (ASA) that a court order would be sought ordering them to comply. A suspect would then face additional charges if they continued to refuse testing.

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 St. Patrick's Day weekend initiative, the Kane County State's Attorney's Office obtained one search warrant pertaining to a motorist who had been arrested by the Pingree Grove Police Department and refused to submit to chemical testing. In addition, Kane County ASAs were able to assist the East Dundee Police Department even though the department was not officially participating in the initiative. East Dundee PD arrested a repeat offender for driving under the influence and reached out to the State's Attorney's Office, who was able to assist the department in obtaining compliance for a chemical sample.

**SA Mosser said:** "It is unfortunate that individuals continue to endanger lives by choosing to drive under the influence. During this No Refusal initiative, six DUI arrests were made in less than three hours, and one additional arrest was made that ASAs were able to assist with. Those numbers underscore the critical need for these operations. Every DUI is preventable, and we will continue working to deter intoxicated driving. My sincere thanks to DUI Unit Supervisors ASA Katy Flannagan and ASA Tyler Cox, along with ASAs Hillary Sadler, Stacey Wittman and Nick Sciarrino. I also extend my gratitude to the law enforcement officers, dispatchers, the on-call phlebotomist who ensured quick chemical sample collection, and all those who played a role in making this initiative a success. Their commitment helps keep our roads and communities safer."

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## Summary of Arrests and Charges

### Aurora Police Department

**Jazmine Lopez**, age 27, of the 700 block of Superior Street, Aurora, Illinois, case no. 2025-DT-235. **Lopez** was arrested at 12:12 a.m. on March 16, 2025. She is charged with driving under the influence of alcohol with a blood alcohol concentration (BAC) of 0.08 or more, driving on the wrong side of the road, disobeying a stop sign, and improper tail lighting. According to the charges, Lopez voluntarily submitted to chemical testing and had a BAC of 0.232. Lopez's next court appearance is set for April 9, 2025 at 9 a.m. in Courtroom 203 of the Kane County Judicial Center (KCJC).

**Charles D. Sconiers**, age 30, of the 100 block of Springbrook Trail South, Oswego, Illinois, case no. 2025-DT-236. **Sconiers** was arrested at 1:16 a.m. on March 16, 2025. He is charged with driving under the influence of alcohol with a BAC of 0.08 or more and operating an uninsured motor vehicle. According to the charges, Sconiers voluntarily submitted to chemical testing and had a BAC of 0.129. Sconiers's next court appearance is set for April 9, 2025 at 9 a.m. in Courtroom 203 of the KCJC.

**Yajaira D. Perez Limon**, age 33, of the 200 block of Morrow Street, Somonauk, Illinois, case no. 2025-DT-233. **Perez Limon** was arrested at 2:42 a.m. on March 16, 2025. She is charged with driving under the influence of alcohol with a BAC of 0.08 or more and improper tail lighting. According to the charges, Perez Limon voluntarily submitted to chemical testing and had a BAC of 0.141. Perez Limon's next court appearance is set for May 12, 2025 at 9 a.m. in Courtroom 203 of the KCJC.

### East Dundee Police Department

**Edgar Frausto**, age 33, of the 1100 block of Sherwood Avenue, Elgin, Illinois, case no. 2025-CF-586. **Frausto** was arrested at 7:20 p.m. on March 15, 2025. Frausto is charged with aggravated driving under the influence of alcohol, fourth violation, with a BAC of 0.16 or more; aggravated driving under the influence with a suspended driver's license; and driving with a suspended driver's license, fourth to ninth offense, license suspended due to previous DUI charge. According to the charges, Frausto voluntarily submitted to chemical testing and his BAC was 0.175. Frausto's next court appearance is set for April 17, 2025 at 9 a.m. in Courtroom 211 of the KCJC.

### Elgin Police Department

**Toribio Acabal Oxlaj**, age 48, of the 1500 block of Mulberry Lane, Elgin, Illinois, case no. 2025-DT-229 and 2025-MT-1753. **Acabal Oxlaj** was arrested at 12:06 a.m. on March 16, 2025. He is charged with driving under the influence of alcohol with a BAC of 0.08 or more, illegally transporting open alcohol, changing lanes unsafely, and leaving the scene of a motor vehicle crash. According to the charges, Acabal Oxlaj voluntarily submitted to chemical testing and had a BAC of 0.146. Acabal Oxlaj's next court appearance is set for April 7, 2025 at 9 a.m. in Courtroom 203 of the KCJC.

Kane County Sheriff's Office

**Leonard R. Polanco-Alvarado**, age 35, of the 2300 block of Discovery Drive, Schaumburg, Illinois, case no. 2025-DT-266. **Polanco-Alvarado** was arrested at 3:08 a.m. on March 16, 2025. He is charged with driving under the influence of alcohol with a BAC of 0.08 or more. According to the charges, Polanco-Alvarado voluntarily submitted to chemical testing and had a BAC of 0.179. Polanco-Alvarado's next court appearance is set for April 23, 2025 at 9 a.m. in Courtroom 203 of the KCJC.

Pingree Grove Police Department

**Michael C. Esposito Jr.**, age 30, of the 11200 block of Crimmin Road, Newark, Illinois, case no. 2025-DT-222. **Esposito** was arrested at 1:30 a.m. on March 16, 2025. He is charged with driving under the influence of alcohol and operating a vehicle in unsafe condition. According to the charges and the officer's sworn report, Esposito had a flat tire and was driving on the wheel rim. Esposito refused a [preliminary breath test](#) and other chemical testing. DUI No Refusal ASAs assisted the Pingree Grove PD in obtaining a court order, and Esposito complied with chemical testing after the warrant was executed. Esposito's next court appearance is scheduled for April 7, 2025 at 9 a.m. in Courtroom 203 of the KCJC.

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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