



## Rod Underhill, District Attorney

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### **Indictment filed in December 18, 2018 vehicular homicide investigation**

Today, Multnomah County District Attorney Rod Underhill announced that 25-year-old Rachel Banks was arraigned on a three-count indictment in Multnomah County Circuit Court.

The indictment, which was filed on January 2, 2019, charges Banks with manslaughter in the second degree, driving while under the influence of intoxicants and reckless driving.

It is alleged in court documents that on December 18, 2018, Banks unlawfully and recklessly caused the death of another person by operating a motor vehicle while under the influence of intoxicants.

Late in the evening of December 18, 2018, a gray Subaru Legacy was traveling southbound on Interstate 205 just north of the Stark Street overpass in Portland, Oregon, according to a probable cause affidavit filed in Multnomah County Circuit Court. Multiple witnesses reported that the vehicle was in the center lane. It is alleged that Banks lost control of the vehicle, which crossed the emergency shoulder.

The vehicle crashed into multiple large construction barrels and subsequently slid into the side of a parked construction truck, according to court documents. The impact with the construction truck was primarily on the passenger side. The vehicle continued another 30 feet where it impacted a second parked construction truck.

The force of the crash and incursion resulted in the passenger, Calvin Biltimier, 21, being pinned inside the vehicle. Portland Fire & Rescue responded to the scene and removed the roof of the vehicle to pull Mr. Biltimier from the vehicle.

Biltimier was transported to Legacy Emanuel Medical Center in critical condition. He died on December 25, 2018, according to information previously released by the Portland Police Bureau.

Officers assigned to the Portland Police Bureau's Major Crash Team responded and determined that Banks was high on some sort of psilocybin-type narcotic based on her behavior, according to the probable cause affidavit.

Banks remains in the custody of the Multnomah County Sheriff's Office. Her next court date is scheduled for February 19, 2019.

A copy of the indictment and probable cause affidavit can be obtained using case number 18CR84079 in the Oregon eCourt Information (OECI) system.

An indictment is only an accusation of a crime. The defendant is innocent unless and until proven guilty.

#MCDA#

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