



Case Report

Detail



Agency: Springdale Police Department
Agency #: AR0720200

Print Date/Time: 12/20/2023 07:03

General Information

Case Number:	2023-00067633	Reporting Officer:	279 - Baker, Jaida
Occurred Location:	2466 S 48TH ST, SPRINGDALE, 72762	Reported Date:	10/25/2023 09:29
Status:	Closed	Incident Type:	Sex Offenses
Status Date:	11/07/2023	Occurred From:	10/19/2023 00:00
Disposition:	Inactive	Occurred Through:	10/24/2023 23:59
Disposition Date:	11/07/2023	Exceptional Clearance:	
Scene Processed By:		Exceptional Clearance Date:	
Campus Code:		Significant Event	
		County:	

Assignments

Assigned Personnel:	74 - Group, Philip	Assigned By:	109 - Kirmer, Joshua
Assignment Type:	Lead Investigator	Assigned Date/Time:	10/25/2023 10:50
		End Date:	

Solvability Factors

Description:	Weight:
---------------------	----------------

Modus Operandi

Offenses

#	Statute Group	Group Agency	Crime Code	Statute	Description	Offense Date
1	State		11B - Forcible Sodomy	5-14-125(a)(4)(A)(iv)	SEXUAL ASSAULT - 2ND / POSITION OF AUTHORITY ORAL OR ANAL INTERCOURSE	10/19/2023

Subjects

Number	Type	Name	Address	Contact Information	Race	Sex	DOB
1	Suspect	[REDACTED]	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]
2	Suspect	[REDACTED]	[REDACTED]	[REDACTED]	Black	Male	[REDACTED]
3	Victim	[REDACTED]	[REDACTED]	[REDACTED]	White	Female	[REDACTED]
4	Other	[REDACTED]	[REDACTED]	[REDACTED]	White	Female	[REDACTED]

Properties

#	Date	Type	Property Loss Type	Description	Name	Subject Role
---	------	------	--------------------	-------------	------	--------------

Vehicles

Number	Role	Type	Make/Model	Color	Plate/Registration	Year	State
--------	------	------	------------	-------	--------------------	------	-------



Case Report

Detail



Agency: Springdale Police Department
Agency #: AR0720200

Print Date/Time: 12/20/2023 07:03

Contributing Officers

Number	Report Date/Time	Officer	Supervisor	Approving User	Report Type
1	10/25/2023 10:40	279 - Baker, Jaida	109 - Kirmer, Joshua	fabiolama	Case Report

Evidence

Counter	Evidence Type	Code	Description	Current Location	Date Received	Make/Model
---------	---------------	------	-------------	------------------	---------------	------------

Status History

Case Status	Status Date	Changed By	Date/Time Changed
In Field	10/25/2023	System	10/25/2023 10:04
Open	10/25/2023	fabiolama	10/25/2023 14:18
Closed	11/07/2023	philipgr	11/07/2023 07:31

Disposition History

Disposition	Disposition Date	Changed By	Date/Time Changed
Inactive	11/07/2023	philipgr	11/07/2023 07:31

Supplemental Information

Actions Taken	Reasons For No Arrest	Purge Type	Purge Date	Purge Review Date	Non-Fatal Shooting
---------------	-----------------------	------------	------------	-------------------	--------------------

Narratives

Name: Narrative Author: 279 - Baker, Jaida Supervisor: 109 - Kirmer, Joshua Date Created: 10/25/2023 10:04

Description:

23-67633

Sexual Assault 2nd

Suspect(s): Staff members at Perimeter Behavioral Health - [REDACTED] unknown male

[REDACTED] unknown male

Victim: [REDACTED]

On 10/25/2023 a report was received from Arkansas State Police Investigator, Ying Merritt, in regards to a new report.

The DHS snapshot was reviewed and the following is a summary of the report:



Case Report

Detail



Agency: Springdale Police Department
Agency #: AR0720200

Print Date/Time: 12/20/2023 07:03

“Alleged Victim is 15-year-old, [REDACTED]. Alleged Victim’s guardian is [REDACTED]. Alleged offenders are [REDACTED] and [REDACTED] (last names unknown), staff members at Perimeter Behavioral Health where the alleged victim is residing.

[REDACTED] reported that [REDACTED] and [REDACTED] have been sexually assaulting her. On Thursday, 10/19/23, Alleged Victim was in the shower when [REDACTED] and [REDACTED] came in and held her arms. Alleged Victim advised that [REDACTED] put his penis in her front (vagina) and [REDACTED] put his penis in her back (anal), after ejaculating they switched places and did it again. They both took pictures of Alleged Victim.

Alleged Victim stated that [REDACTED] and [REDACTED] put their penis in her mouth and ejaculated. Alleged Victim advised she was bleeding from her front and back. It was reported that Alleged Victim has been sexually assaulted orally and penetration by [REDACTED] and [REDACTED] with the last time being 10/24/2023. Alleged Victim advised that normally there are verbal threats from [REDACTED] or [REDACTED] to make sure she does not tell anyone but on the 24th [REDACTED] put a knife to her throat saying he would kill her if she told someone. Alleged Victim advised she has been penetrated with their fingers and penises. They have ejaculated inside her and Alleged Victim stated she is not on birth control; she is currently on her period.

[REDACTED] and [REDACTED] are still employed with the facility, therefore there is a possibility that they will come in contact with the Alleged Victim again.”

No further information.

END JB633

Name: CACD Narrative Author: 74 - Group, Philip Supervisor: 109 - Kirmer, Joshua Date Created: 10/27/2023 11:36

Description:

On October 25, 2023, I received this report via the Arkansas Child Abuse Hotline. Arkansas State Police Crimes against Children Division (CACD) Investigator Ying Merritt, was also assigned this case. The following is Inv. Merritt’s narrative from her interview with the Alleged Victim, conducted at Perimeter of the Ozarks:

“ Inv. Merritt conducted an audio-recorded interview with [REDACTED] at Perimeter Behavioral facility. After building rapport and discussing family dynamics, [REDACTED] was asked if there was anything she hadn’t told anyone that she wished to talk about. [REDACTED] said she hadn’t talk to any legal people about what happened with [REDACTED] and [REDACTED]. She denied knowing their last names and stated they are both mental health technicians at the facility. She was asked what happened and she said they touched her. She stated it happened 3 times with [REDACTED] and twice with [REDACTED] and the most recent incident happened last night in Blue Unit. She said two days after she was admitted (about two weeks ago), [REDACTED] walked into the bathroom when she was getting ready to get in the shower. She said her clothes were off. She denied [REDACTED] said anything before he walked in. She said he squeezed her breast with his hands, touched her vagina with his hand, got on his knees and put his mouth on her vagina and put his penis inside her vagina. Note that [REDACTED] did not use the word vagina, but circled that on the anatomical diagram. She denied that he said anything to her when he touched her with his hand and penis and said he told her she “taste good” after he put his mouth on her vagina. She said he had her arms pinned to the wall before she had the



Case Report

Detail



Agency: Springdale Police Department
Agency #: AR0720200

Print Date/Time: 12/20/2023 07:03

chance to do anything. She said she had bruises on her arms when it happened. She was asked what made him stop and she said he ejaculated inside her vagina. She said nothing else happened that time. She said the most recent thing happened yesterday. She said she was in the dayroom and was about to start a fight another resident. She said [REDACTED] got in the way and grabbed her breast when he did that. She said no one saw what happened and his back was facing the camera. She disclosed another incident that happened with [REDACTED]. She had just gotten out of the shower and had her scrubs on. [REDACTED] walked in the room with an extra pair of scrubs and closed the door. She said she already knew what was going to happen when she saw him come in with a pair of scrubs. She was asked how she knew and she said it had happened before at a different facility. She said [REDACTED] ripped her top, took her bra off and started squeezing her breast. He then ripped her pants off and touched her vagina with his penis. When asked, she said he did ejaculate inside her vagina that time. She denied he had anything on his penis both times. She said [REDACTED] is black, tall and buff, has a beard, short-haired and has brown eyes. She said [REDACTED] is a light-skinned African American, tall and muscular, has brown eyes, dark brown hair and has some hair on his chin. She said it happened twice with [REDACTED] and the most recent happened yesterday. She said he came in the bathroom and turned the water off while she was in the shower. He pulled her out of the shower and pushed her to the ground. He got on his knees and started using his fingers inside her vagina. He then put his mouth on her vagina. He stopped for a minute and got over her and put his penis in her mouth. After that, he put his penis in her vagina and ejaculated inside her vagina. He said he stopped and ejaculated inside of her vagina again. She was asked what happened between the first and second ejaculation and she said he just "kept going". She denied he said anything throughout what happened. She was asked what made him stop and she said someone had called him for something. She was asked about the first incident that happened with [REDACTED] and she said it was basically the same thing, but on a different day. She said that happened the day after the first time [REDACTED] did something to her. She said [REDACTED] and [REDACTED] are buddies and knew what each other was doing. When asked how she knew, she said [REDACTED] was watching the second time when [REDACTED] did it. She denied [REDACTED] said anything. She said they have both taken at least one picture of her naked and videos of them putting their penises in her. She was asked if she had seen those videos or picture and she said no. She was asked how she knew they were taking picture or videos of her. She said she saw a phone and had seen a video with her face of her crying. She thinks it was [REDACTED] phone and said the same phone was used to take picture and videos of her. She said it is a grey iPhone. She said she told a staff member about what happened and stated she told the same thing. She denied anything else happened since yesterday. She denied seeing them do anything to anyone else. She was asked about drugs and alcohol and she said no one gave her any drugs or alcohol here, but stated she had reported the previous incident. She would tell the staff members if anything else happens to her. Interview concluded."

After the interview, I spoke with staff at Perimeter. They advised that they were conducting an investigation of their own and would let me know what they find. They also provided me with contact information for the two alleged offenders and I will make contact with them.

***** There is no further information to be added at this time. *****

P. Group 392



Case Report

Detail



Agency: Springdale Police Department
Agency #: AR0720200

Print Date/Time: 12/20/2023 07:03

Name: [REDACTED] Interview **Author:** 74 - Group, Philip **Supervisor:** 109 - Kirmer, Joshua **Date Created:** 10/30/2023 11:24

Description:

On October 26th, 2023, [REDACTED] came to CID for an interview in regards to this report. I began the interview by reading [REDACTED] his Miranda Warnings. He stated that he understood what was read to him and signed the form accordingly. The following is a summary of the interview:

I explained to [REDACTED] the allegations made against him. He went on to tell me that [REDACTED] is a self-harmer and as such they're current living arraignment is that they had to stay in the day room area. They are required to sleep and stay in the dayroom and they do not get to have a room or roommate while they have this designation. He stated that if they are to go to the restroom or to the shower or anything like that, they have to be escorted and accompanied by a female staff member to make sure they do not harm themselves.

I asked further in to the allegations. He stated that at no time has he ever been with [REDACTED] alone. He stated that there have been no instances in which he would have seen [REDACTED] naked nor would he want to. I asked about the other staff member, [REDACTED]. He stated that he and [REDACTED] have not been alone with [REDACTED]. He stated that he and [REDACTED] are the ones who are requested to restrain [REDACTED] if needed because she is a big girl and they are the only ones who can restrain her. He stated that there has been no physical contact between he, [REDACTED] and [REDACTED] beyond the occasional fist bump or having to restrain her. He stated further that the facility has cameras everywhere and we can verify everything he is saying by watching the video.

During the interview, [REDACTED] had his phone out, I looked at the phone and noticed it to be a black iPhone with a black and gold case on it. The case looked as if it had been on the phone for some time as it had visible scratches and looked beat up. I only noted this due to the allegation of [REDACTED] recording an incident, however, the phone [REDACTED] was using did not fit the description of what [REDACTED] described.

At that time, I had no further questions and I asked [REDACTED] if he had any questions for me. He asked if he could press charges against [REDACTED] for making false allegations against him. He stated that he is missing out on work due to these allegations and he has a child with disabilities that he has to work to take care of. I advised him that I would visit with him about that at the conclusion of this investigation and advised him that I would call him back when finished. My contact was then concluded.

**** There is no further information to be added at this time. ****

P. Group 392



Case Report

Detail



Agency: Springdale Police Department
Agency #: AR0720200

Print Date/Time: 12/20/2023 07:03

Name: [REDACTED] Interview **Author:** 74 - Group, Philip **Supervisor:** 109 - Kirmer, Joshua **Date Created:** 10/30/2023 11:52

Description:

On October 27, 2023, [REDACTED] came in to the Springdale Police Department to be interviewed in regards to this case. The interview began with me reading [REDACTED] his Miranda Warnings. [REDACTED] stated that he understood his rights and signed the form accordingly. The following is a summary of the interview:

I advised [REDACTED] of the allegations against him and asked him to explain a little further about the arraignments at Perimeter. [REDACTED] stated that he has only been at Perimeter for two weeks. He stated that he has only been there as long as [REDACTED] has. He stated that [REDACTED] has not yet gotten a room because se is on the self-harm unit, which means she has to stay in the day room at all times. He stated that if anyone there wants to use the restroom or shower, male staff can escort down the hall and unlock doors but they can not go in to the rooms, they have to stay in view of the camera. He also stated that since he and [REDACTED] are both new staff, they are paired with another staff member. He stated that staff member is typically a female.

I asked [REDACTED] if there had ever been a time in the last two weeks where he was alone with [REDACTED] and he stated that there was not. I asked him if there was any time where he, [REDACTED] and [REDACTED] would have been alone together and he stated that there was not. I asked him if in the time he has been working there has there ever been an instance where he has seen [REDACTED] naked and he again stated no. [REDACTED] again stated that with the living arraignments of the residents on the self-harm unit, they are not alone at any time, and have to be escorted by staff and everything is documented. At that time, I had no other questions and concluded my interview with [REDACTED]

**** There is no further information to be added at this time. ****

P. Group 392



Case Report

Detail



Agency: Springdale Police Department
Agency #: AR0720200

Print Date/Time: 12/20/2023 07:03

Name: Perimeter of the Ozarks **Author:** 74 - Group, Philip **Supervisor:** 109 - Kirmer, Joshua **Date Created:** 10/30/2023 12:03
contact

Description:

On October 25, 2023, I received an email from Sara Whorton, who is an employee at Perimeter of the Ozarks and works in Quality Assurance and Risk Management. Ms. Whorton was investigating the allegations on their end. The following is the statement of findings from Ms. Whorton:

“On 10/25/23 after receiving reports of sexual allegations against staff I reviewed footage from those shifts. This resident, [REDACTED] is currently on self-harm precautions which means that she for most of her day does not have access to her room and is located in the day room. The day room is a common area for the residents of that unit. On all accounts of allegations neither staff member was with the resident alone or off camera. Resident has not been in paper scrubs and staff never where in possession of them during time frames of allegations. The only time the resident was in their room was for showers. Camera footage shows they were in their room alone no staff went into the room. On multiple occasions the resident reported allegations while in the shower but the resident didn’t take showers on those days. Resident sleeps in dayroom due to being on self-harm precautions in full view of cameras. Multiple staff and residents have reported that this resident has made comments that they are trying to get these staff members fired and also made statements that these allegations are false.”

Ms. Whorton Also provided me with three statements made by staff and a resident. The first statement is from [REDACTED], a staff member at Perimeter. She stated that she was on Green Unit and she overheard [REDACTED] say that “[REDACTED] and [REDACTED] might be getting fired.” Another resident asked why and [REDACTED] said “because I made false allegations against them.”

Another statement made by a resident, whose signature I can not read, stated that she heard [REDACTED] say that she falsely accused [REDACTED] and [REDACTED]. A third statement by another resident stated that she heard [REDACTED] saying that she was trying to get them fired. All three statements will be added to the documents field in the case.

***** There is no further information to be added at this time. *****

P. Group 392



Case Report

Detail



Agency: Springdale Police Department
Agency #: AR0720200

Print Date/Time: 12/20/2023 07:03

Name: Case Status

Author: 74 - Group, Philip

Supervisor: 109 - Kirmer, Joshua

Date Created: 11/07/2023 07:31

Description:

On November 2, 2023, I went to the Children's Advocacy Center of Benton County and collected the Sexual Assault Kit for this case. The kit was then logged in to evidence where it was then sent to the Arkansas State Crime Lab on November 3rd.

At this time, there is no evidence that a crime has been committed. This case will be forwarded to my supervisor for Inactive Case Status Review pending further information upon the examination of the SA kit.

P. Group 392