



Cold

Rape

Cases

Your Our
Investigation

"Stop In Action"
Production Team / Moto Films

"Stop In Action"
Production Team / Moto Films

Today's Information

- Law enforcement role
- Pre-analysis considerations
- Evidence testing options
- Post-analysis considerations



An obligation or willingness to accept responsibility or to account for one's actions

Lack of accountability has eroded public trust

8 1/2 by 12

Every decision we make or do not make in the testing of rape kits profoundly affects one person above all others

Victims of rape may suffer life long effects of trauma

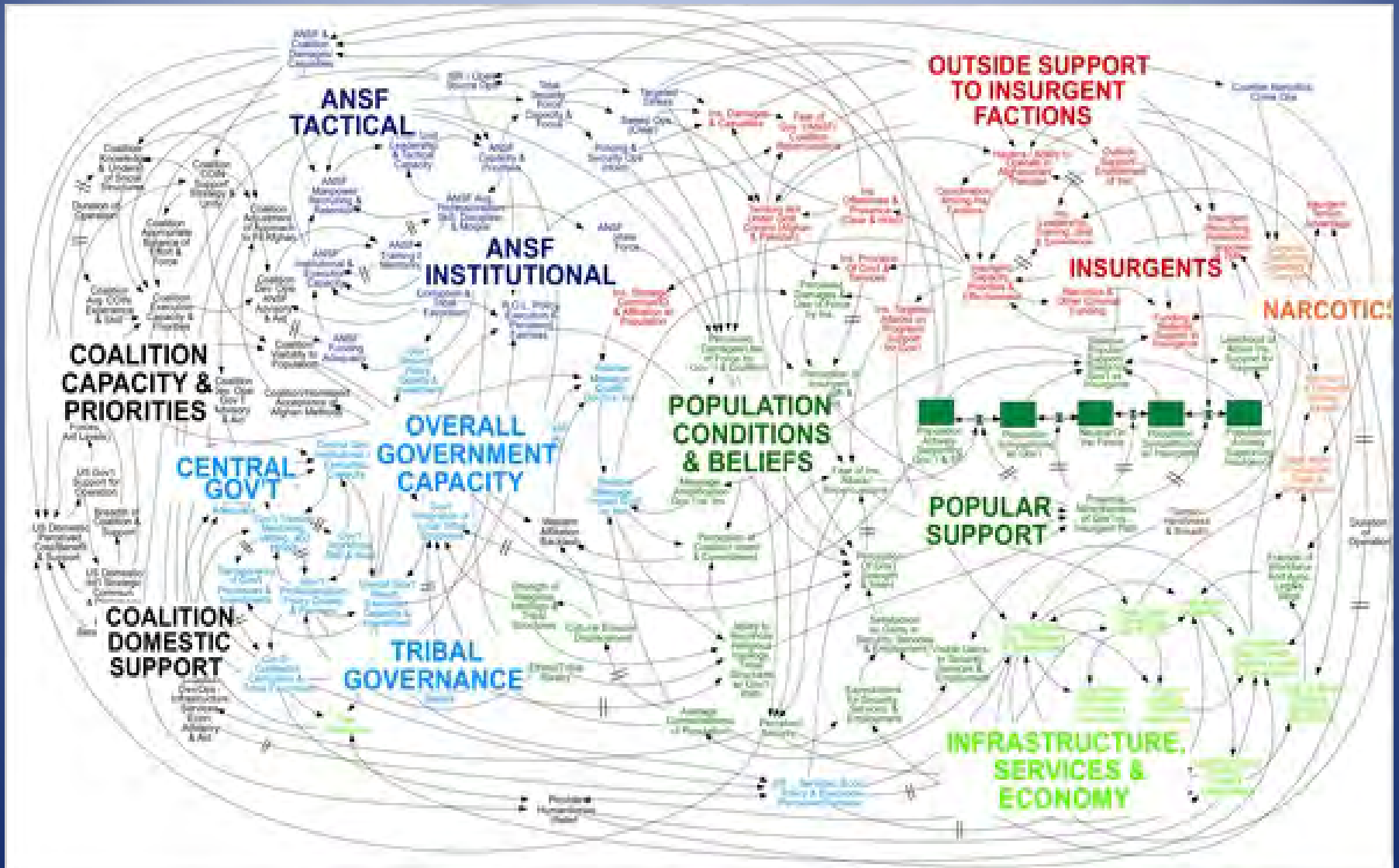
Trauma is truly life changing





- Institute policy and guidelines for SAK's
- Sustainable plan and strategy
- Quality assurance and oversight
- Allocate resources
- Coordinate activity
 - Prosecutor, advocate EARLY
- Develop and maintain relationships





Create a Plan

LE Investigative Team

- Supervisor
- Investigator/s
- Crime analyst
- Establish personnel standards
 - Core knowledge, skills, and abilities
 - Experience in SA/major cases/cold cases
 - Self motivated/team player/communicator
 - Lab/DNA understanding
 - Understand dynamics of rape



Pre-Analysis

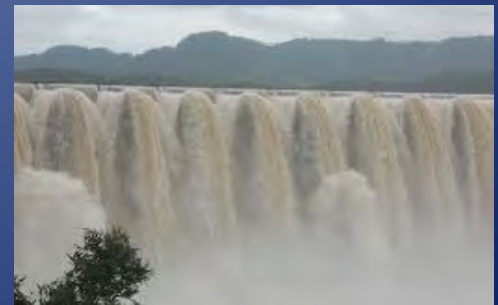
- Inventory and audit
- Collecting and managing kit information
- Identify investigators and supervision
- Communicate to partners
- Create investigative policy/procedures/standards
- Create investigative policy/procedures/standards
- Initiate sustainable response
- Identify and decide testing options



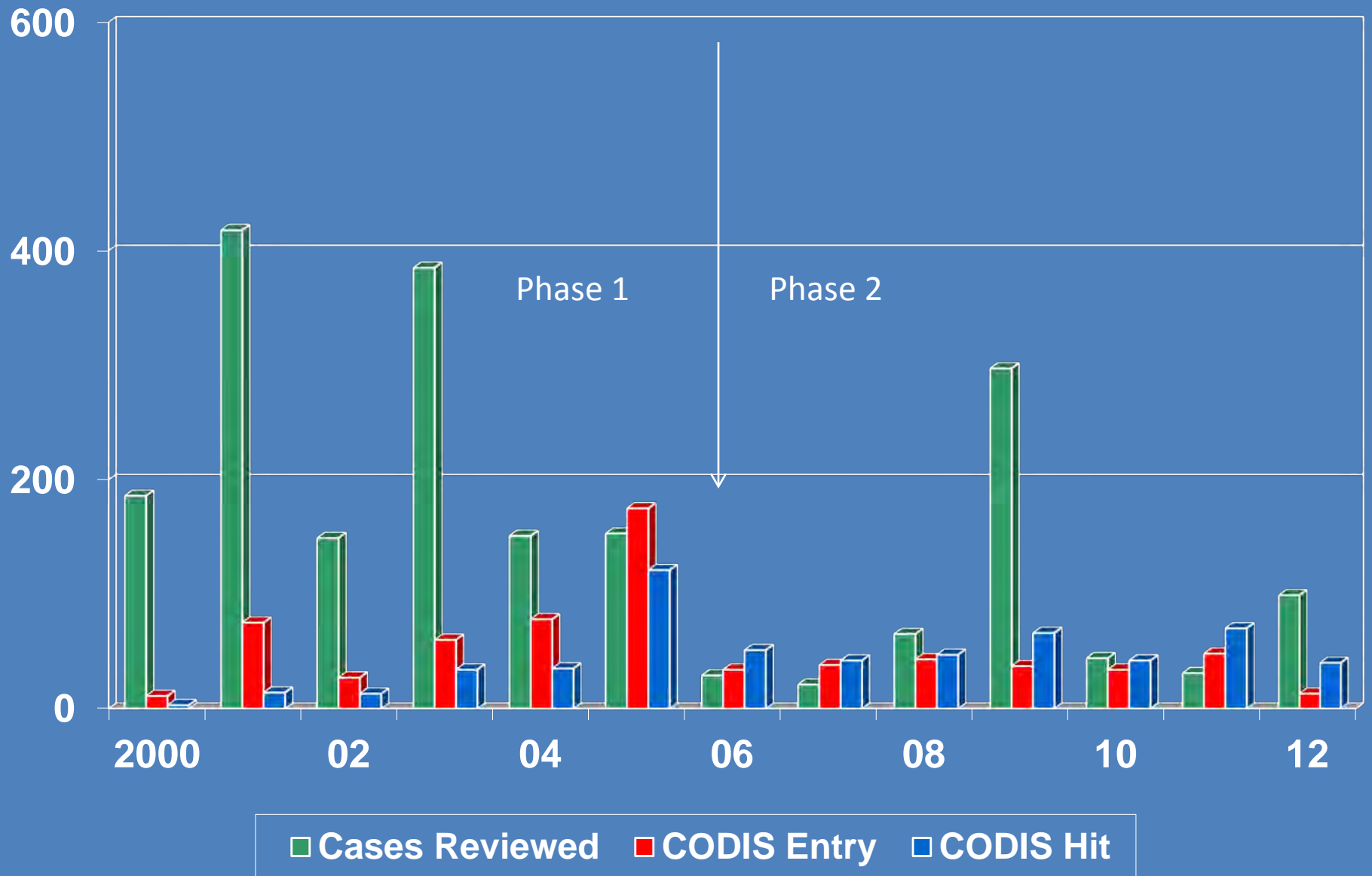
Testing



- Option 1: Test all or forklift approach
- Option 2: Case review and testing prioritization
- Consider the pros and cons
- Immediate and long term effect

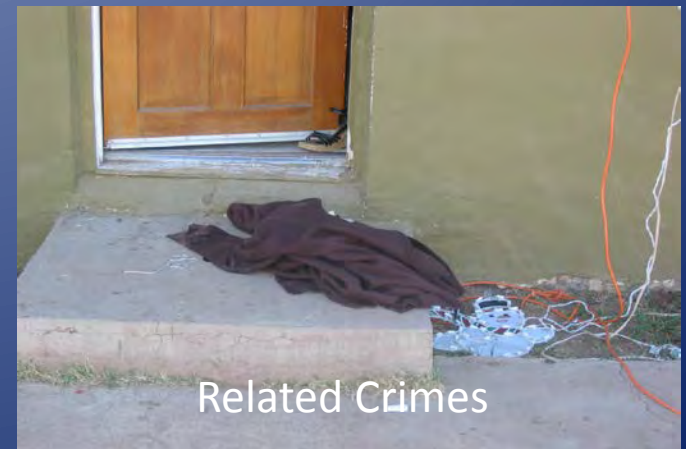


Phoenix Cold Case Review vs Hits



Pre and Post *Case Activity*

- Locate ALL reports/statements/recordings/911
- Locate ALL evidence, photographs, diagrams
- Bulletins, composites, media, medical records
- Crime analysis
 - Related criminal activity
 - Multiple offenders
- Shopping /check list
- Investigative Methodology



Related Crimes

Methodology

- Organize your file
 - Categorize and log information
- Prioritization
 - Standardized system
 - Immediate, urgent, needs additional work, can hold
 - 1-2-3-4-5, red, yellow, green
- File review
 - Investigative plan

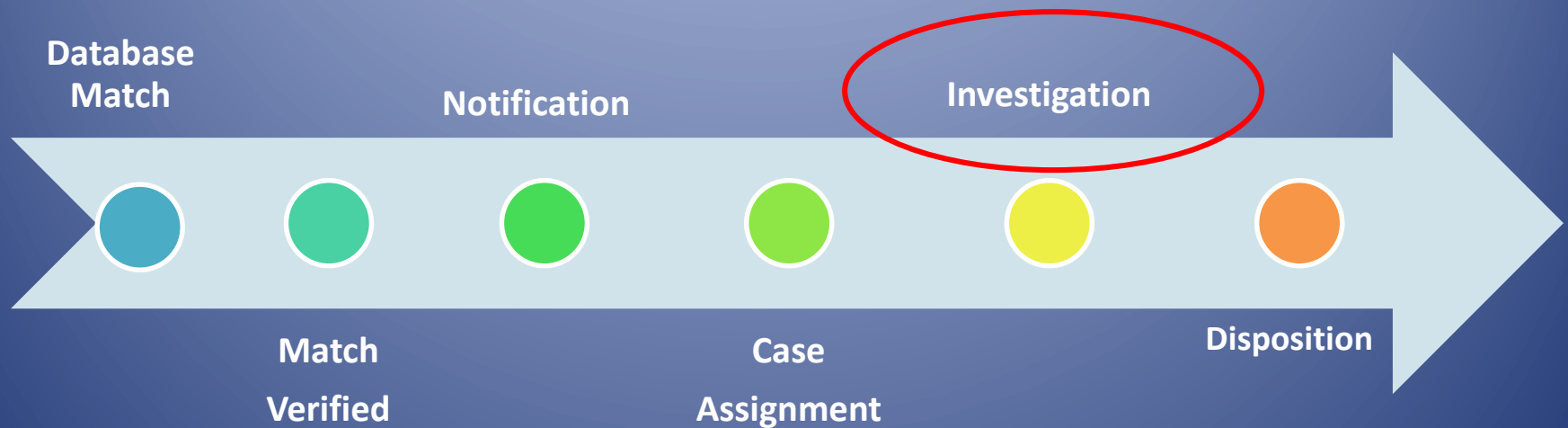


File Review



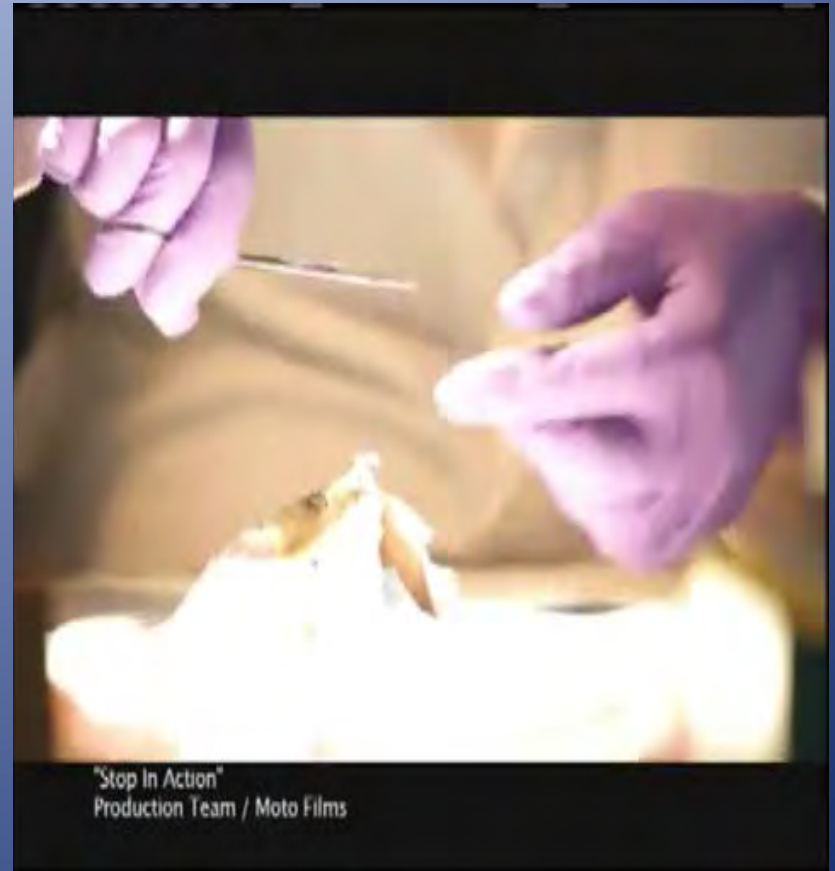
- Is case viable
 - Has statute run/offender or victim deceased
 - What are the challenges ex; compromised evidence
 - Offender serving lengthy prison
- Victim available and agrees to participate
- Additional evidence is available/testable
- Available witnesses/prior investigators
- Does this have a pattern/victim/geographical

Post-Analysis Process




Analysis Outcomes

- Full profile
 - foreign to the victim
 - CODIS eligible
- Partial profile
 - May still be uploaded
- Mixture
- Neg results*
- Case agent review



CODIS Outcomes

- Offender match
- Case to case match
- No match
 - searched 2x week
- Case agent notification

 Phoenix Police Department
Laboratory Services Bureau
621 West Washington Phoenix, Arizona

Examination Requested: **Investigative Index Hit Notification**

DR Number:	200771615947	Report Date:	02/25/2010
Offense Type:	Molestation	Page:	Page 1 of 1
Department:	Phoenix PD	Approved By:	<i>[Signature]</i>
LSB Report #	200771615947 0016	PACE Request Supplement:	0

During a search of the Local DNA Index System (LDIS), a possible familial match occurred between specimen number 3837248/2.1 (buccal swabs from Johnson, Christopher) from DR 2009-01352859 and specimen number 3600500/8.1A (swabs from window sill) from DR 2007-71615947 from the Phoenix Police Department's Laboratory Services Bureau.

The Y STR profiles have been compared and have been determined to be a match.

The purpose of this report is to inform you of a potential investigative lead related to specimen number 3600500/8.1A (swabs from window sill), possibly involving a paternal relative of Johnson, Christopher.

The CODIS Match Report and CODIS DNA Match Data Report will be sent to the assigned investigator and sergeant.

If the Phoenix Police Department's Laboratory Services Bureau can be of any further assistance, please do not hesitate to contact Allison Sedowski.

cc: Detective Bell
Detective Newhouse
Kevin Knapp
Kathleen Steiler

Allison Sedowski

ALLISON SEDOWSKI
Forensic Science Sect. Supv.
Accredited by the American Society of Crime Laboratory Directors/Laboratory Accreditation Board since 2001

Image Source: Investigative Lead, LLC

Immediate Considerations

- Notification and assignment
- Documentation and tracking
- Information assessment:
 - Offender match
 - Case to case link
 - No matches
- Statute expiration
- Match prioritization



Image Source: Investigative Lead, LLC

Offender Match

- Probativeness
- Offender work up
 - Threat assessment
 - Timeline/opportunity
 - Criminal history
 - Family, associates, employment
- Second file review
- Locate/initiate victim notification
 - Work with your VA/RCC
 - Create standardized best practice procedure



Offender Match...next steps

- Enforcement
 - Arrest, Indict
 - Additional work
- Staff with prosecutor
- Retain ALL related documentation
- Prep case for court
 - Full scene/evidence review
 - Locate witnesses
 - Documentdocumentdocument



Case to Case Response

- Communicate with agency/agent
 - File/s review
 - Identify new lead/s
 - Analyze pattern/mo
- Coordinate assignments
- SOL/JD Warrant
- “solve one, solve all”



No Match Response

- Profile type/additional testing
- Options
 - Y
 - Familial
- Other evidence
- Crime analysis/linkage
- SOL/JD Warrant
- Document in file
- Consensual partner?
- Victim notification?



No DNA

- Communicate with lab
 - ALL SAK items tested
 - Complex mixture
 - Additional testing and consumption
- 2nd level of evidence/scene review
- 2nd Case file review
- Crime analysis/case linkage
- Victim notification?
- Final closure and disposition



Second Evidence/Scene Review

Victim Notification



- Standing policy
- Victim-centered/trauma informed
- When do we notify
- Initial locating the victim
- Example first contact:

- Phone or in person
- Be brief/supportive/safety
- Give update/information if asked
- Make apology “I’m sorry”
- Offer follow-up meeting

Follow up:

- Supportive / follow victim’s lead
- Provide information/options
- Review options
- Connect to resources and services
- Police interview

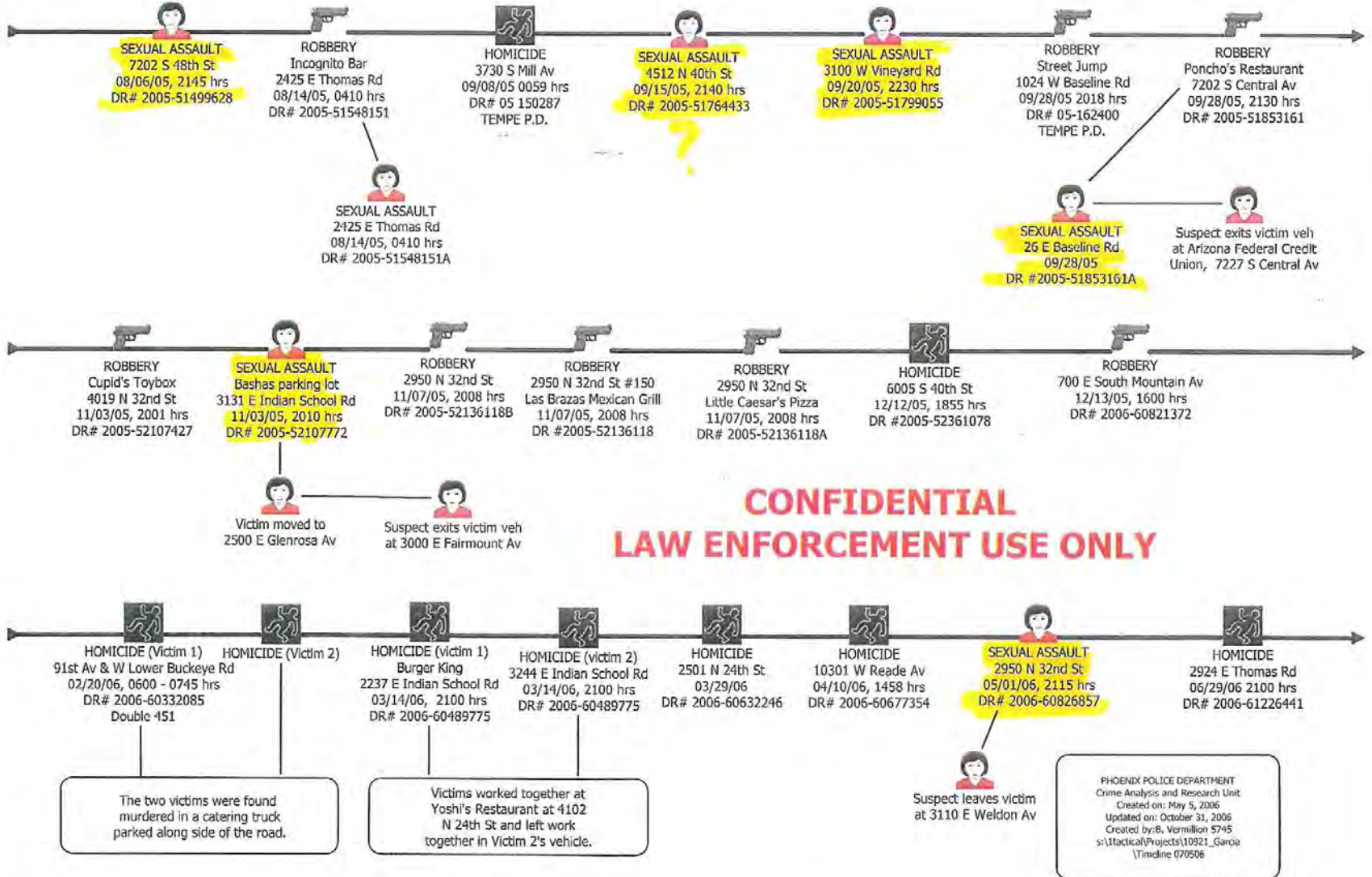
Preparing for Offender Interview

- Who conducts the interview?
- Custodial and non custodial
- Location/officer safety
- Audio/video recording
- Prepare for consent defense
- Thorough file/offender review





PHOENIX POLICE DEPARTMENT Robbery - Sexual Assault - Homicide Series August 2005 through June 2006

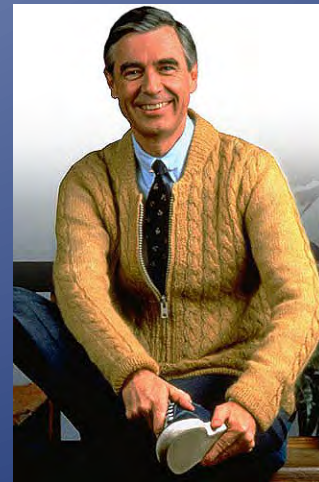


Paradigm Shift

- Push hard for confession



- Obtain denial and stop



Offender has Options

- Denial (w/DNA)
 - Present photographs
 - Have you ever...
 - Is there any reason...
- Memory loss(w/DNA)
 - Walk them back
 - Present photographs
- Consent
 - Describe relationship
 - Lock in story collect details
 - Opens the door @ trial
- Avoid
 - Suggesting consent
 - Impeaching your witness
 - Victim blaming (w/exceptions)
 - Hard terminology

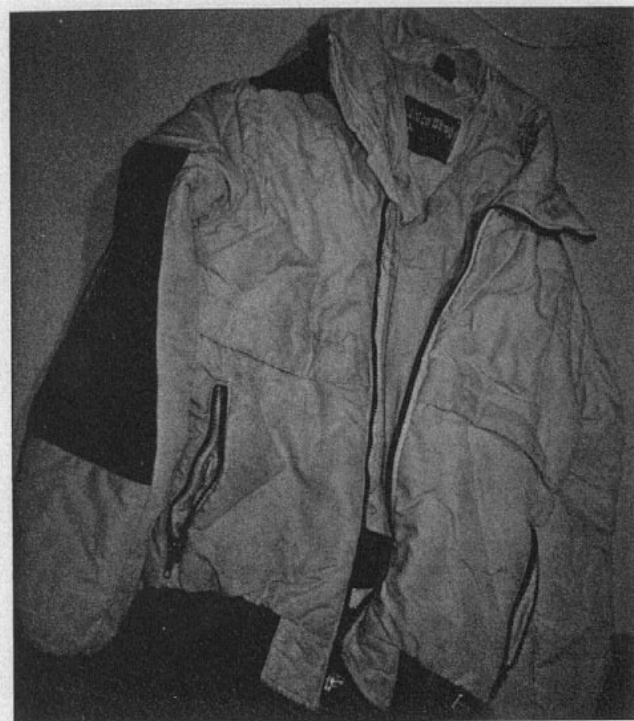
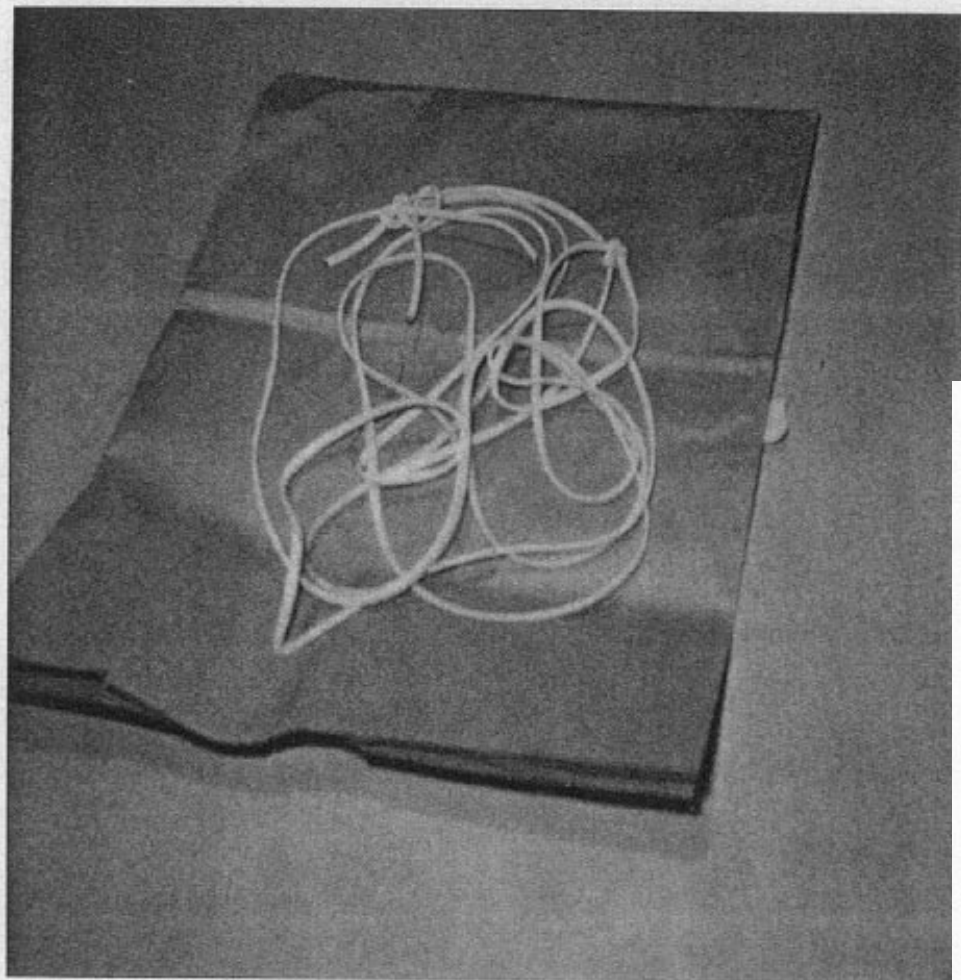
Offender Interviews

- Themes/strategies
- Props/presenting of evidence
- Collect confirmation sample

When a suspect is involved in a crime, every word out of his mouth is a lie or an admission. Many of his statements will invariably be lies. Even minor lies can be devastating to the defendant.

*Arizona
Officer's
Legal
Source
Handbook*





“Failing to manage information, will fail your investigation”

Ritchie Martinez, Past President I.A.L.E.A.

- Collects, Archives, Analyzes
- Interacts with other databases (LIMS, RMS)
- Tracks evidence and case information
- Recap and grant reports/productivity
- Information x-change

Consideration/Options:

- Outsource IT, internal develop/support, web based/internal server, security, costs

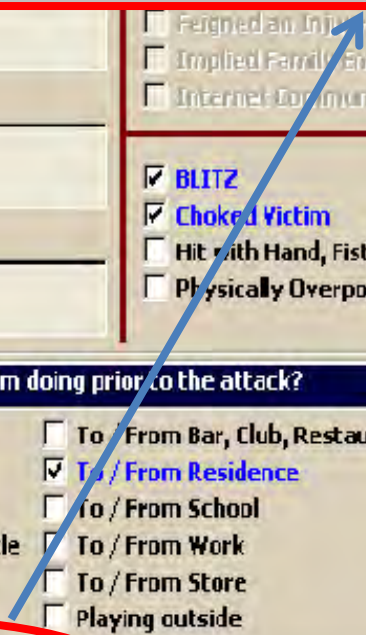


Crime: **Sexual Assault** Number: **2007-72124423** Type: **DR** Agency: **Phoenix Police Department - AZ**

How was the victim(s) approached? (check all that apply)

<input type="checkbox"/> UNKNOWN	<input type="checkbox"/> DECEPTION OR CON	<input type="checkbox"/> Offered Job, Money, Treats, or Toys	<input checked="" type="checkbox"/> SURPRISE
<input type="checkbox"/> VICTIM TARGETED	<input type="checkbox"/> Administered Drugs	<input type="checkbox"/> Offered Ride / Transportation	<input type="checkbox"/> Awakened Victim
<input type="checkbox"/> Calls / Notes	<input type="checkbox"/> Alleged Drug Transaction	<input type="checkbox"/> Placed or Responded to AD	<input type="checkbox"/> Forceful Sudden Entry
<input type="checkbox"/> Feeling was Watched / Followed	<input type="checkbox"/> Asked For / Offered Assistance	<input type="checkbox"/> Posed as Authority Figure / Police	<input type="checkbox"/> Lay in Wait - in building
<input type="checkbox"/> Frowler / Peeping Incidents	<input type="checkbox"/> Unhealthy Model / Dress for Photos	<input type="checkbox"/> Posed as Business Person / Client	<input type="checkbox"/> Lay in Wait - in Vehicle
<input type="checkbox"/> Resident / Vehicle B	<input type="checkbox"/> Other	<input type="checkbox"/> Solicited for Sex	<input checked="" type="checkbox"/> Lay in Wait - Outdoors
<input type="checkbox"/> Theft of Personal It	<input type="checkbox"/> Figned an Injury	<input type="checkbox"/> Other Deception / Con	<input type="checkbox"/> Threatened with Weapon
<input type="checkbox"/> Other	<input type="checkbox"/> Implied Family Emergency or Illness		<input type="checkbox"/> Other Surprise
<input type="checkbox"/> EVENT IN AREA	<input type="checkbox"/> Internet Communication		
<input type="checkbox"/> OTHER	<input checked="" type="checkbox"/> BLITZ	<input type="checkbox"/> Shot	
	<input checked="" type="checkbox"/> Choked Victim	<input type="checkbox"/> Stabbed / Cut	
	<input type="checkbox"/> Hit with Hand, Fist, or Club	<input type="checkbox"/> Other Blitz	
	<input type="checkbox"/> Physically Overpowered		

What did the suspect say?



What was the victim doing prior to the attack? Check all that apply

<input type="checkbox"/> Unknown	<input type="checkbox"/> To / From Bar, Club, Restaurant	<input type="checkbox"/> Outdoor Exercising	<input type="checkbox"/> Sleeping
<input type="checkbox"/> Not Applicable	<input checked="" type="checkbox"/> To / From Residence	<input type="checkbox"/> Hunting, Camping, Hiking, Fishing	<input type="checkbox"/> Involved in Drug Transaction
<input type="checkbox"/> Babysitting	<input type="checkbox"/> To / From School	<input type="checkbox"/> Hitchhiking	<input type="checkbox"/> Using Alcohol / Drugs
<input type="checkbox"/> Driving / Riding in Vehicle	<input type="checkbox"/> To / From Work	<input type="checkbox"/> On Vacation	<input checked="" type="checkbox"/> Other
<input type="checkbox"/> Making a Delivery	<input type="checkbox"/> To / From Store	<input type="checkbox"/> On Date	walking
<input type="checkbox"/> Waiting for Ride / Bus	<input type="checkbox"/> Playing outside	<input type="checkbox"/> Prostituting	

What did the Suspect say?

- Admin
- Other Info
- Persons
- MO
- Evidence
- Summary
- Exit
- Approach
- Behavior
- Condition
- Scene
- Sex Acts
- Trauma

Ramon Rivera

Ramon Alvarez, Ron Rivera, Ron Rosario, Ramon Julio Vega, Julio Ramon Alvarez, and
Ron Rosario Ramon-Vega

- May 2012 drug arrest
- Cold Hit 2006 1 rape
- DB analysis/MO
 - “I just got out of prison”
 - “I just want to look at you”
 - “I’m not going to hurt you”
- 6 Rapes: 2004-2007
- 220 years/17 Felony counts
- Parole 2119



Challenging Issues

- The case is more than DNA
 - Investigative delay/due diligence
 - Poorly documented
 - Evidence compromised
 - Victim participation
 - Missing witnesses
- DNA/testing gap
- Indictment process
- Overcoming consent



Things Happen

“Court commissioner's leather jacket helped rapist escape from superior court”

“A convicted child rapist who escaped custody at the Maricopa County Superior Court on Tuesday helped himself to a court commissioner's leather jacket before walking out the front door of the court building, says a source close to the investigation.”

Phoenix New Times 2009



Convicted in 2005 for child molestation
Serving 25 to life
In trial for two 2004 cold case rapes

Case Agent

- Part of prosecution team
- Master knowledge of case
- Responsible for evidence
- Responsible for witnesses
- Prepare with prosecutor
- Objectiveness/thorough



Detective/Prosecutor Relationship

- Designated prosecutor
- Case submission and filing standards
- Strengths and weaknesses
- Roles and responsibilities before, during, and after trial
- Turndowns and case furthers



Law Enforcement Recap

- Standards/policy/guidelines
- Dedicate skilled resources
- Assignment responsibility
- Ensure oversight/review
- Collaborate with partners
- Leader for improving response



Expectations and Responsibility

“To serve others is truly a great and rewarding life, it is an act of service that benefits the greater needs of mankind”

Peggy Puype, 2000