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THE STATE OF SOUTH CAROLINA
In the Supreme Court

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APPEAL FROM LEXINGTON COUNTY
R. Lawton McIntosh, Circuit Court Judge

Trial Court Case No: 2011-CP-32-0402
Appellate Case No: 2013-002473

S.C. Supreme Court

TIMOTHY J. WILSON

RESPONDENT/PETITIONER,

v.

STATE OF SOUTH CAROLINA

PETITIONER/RESPONDENT.

SUPPLEMENTAL APPENDIX

TRICIA A. BLANCHETTE

P.O. Box 12725
Columbia, South Carolina 29211
(803) 988-0008

**ATTORNEY FOR RESPONDENT-
PETITIONER**

ALAN WILSON
Attorney General

J. BENJAMIN APLIN
Assistant Attorney General

Office of the Attorney General
P.O. Box 11549
Columbia, SC 29211
(803)734-3727

**ATTORNEYS FOR PETITIONER-
RESPONDENT**

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Curriculum Vitae
DONNA MARIE SCHWARTZ-WATTS, M.D.
donnawattsmd@gmail.com

PRESENT POSITIONS:

Senior Psychiatrist (certified)
Bryan Psychiatric Hospital

DMH Clinical Professor of Psychiatry
University of South Carolina School of Medicine
Department of Neuropsychiatry and Behavioral Science

Clinical Professor, Forensic Psychiatry Program
Medical University of South Carolina
Department of Psychiatry and Behavioral Sciences

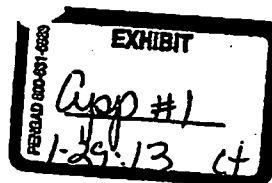
PROFESSIONAL LICENSURE:

Diplomate, Psychiatry, (Board Certification #40726), January 1995,
recertified 7/05
Added Qualifications in Forensic Psychiatry, July 1996 #471, recertified 7/06
South Carolina Medical License # 16574

EDUCATION:

1981 - 1985 B.A. Psychology
Furman University
Greenville, South Carolina

1985 - 1989 Doctor of Medicine
University of South Carolina School of Medicine
Columbia, South Carolina



POSTGRADUATE FELLOWSHIPS AND RESIDENCY POSITIONS:

- 1989 - 1993 Resident in General Psychiatry
 William S. Hall Psychiatric Institute
 Columbia, South Carolina
- 1993 - 1994 Fellowship in Forensic Psychiatry
 William S. Hall Psychiatric Institute
 Columbia, South Carolina

ACADEMIC POSITIONS/EMPLOYMENT/UNIVERSITY APPOINTMENTS:

- 5/2012 to present Clinical Professor of Psychiatry
 Medical University of South Carolina
 Department of Psychiatry
- 7/2010 to present DMH Professor of Psychiatry
 University of South Carolina School of Medicine
 Department of Neuropsychiatry
- 7/2006-7/2010
- Professor of Clinical Psychiatry
 Director, Forensic Psychiatry Services
 University of South Carolina School of Medicine
 Department of Neuropsychiatry and Behavioral Science
 3555 Harden Street Extension, Suite 102
 Columbia, South Carolina 29203
 (803) 434-4698 (803) 434-2367 (fax)
- Consulting and Treating Forensic Psychiatrist
 South Carolina Department of Juvenile Justice
- Consulting and Treating Forensic Psychiatrist
 South Carolina Department of Corrections
- 11/98-6/2009 Consulting and Treating Forensic Psychiatrist
 Behavioral Disorders Treatment Program
 (Sexually Violent Predator Program: SC 44-48-110)
 South Carolina Department of Mental Health
- 6/1997- 7/2006 Associate Professor
 Director, Forensic Services
 Department of Neuropsychiatry

University of South Carolina School of Medicine

- 1/2004-7/2004 Acting Assistant Director, Psychiatry Residency Program
University of South Carolina School of Medicine
Department of Neuropsychiatry and Behavioral Science
- 9/1995-5/1997 Forensic Residency Training Director
University of South Carolina School of Medicine
- 7/1996 – 6/1997 Psychiatrist C William S. Hall Psychiatric Institute
Residential Treatment Director of NGRI Unit
- 1/1995 – 6/1996 Teaching Psychiatrist II William S. Hall Psychiatric Institute
Out-patient Forensic Psychiatrist
- 1/1995 – 12/1997 Assistant Professor University of South Carolina School of Medicine
Department of Neuropsychiatry
- 7/1994 –6/1995 Instructor University of South Carolina School of Medicine
Department of Neuropsychiatry
- 7/1994 – 12/1994 Teaching Psychiatrist I William S. Hall Psychiatric Institute
In-patient and Out-patient Forensic Psychiatrist

MEDICAL STAFF APPOINTMENTS

- Bryan Psychiatric Hospital (current)
South Carolina Department of Corrections (courtesy)
South Carolina Department of Juvenile Justice (inactive 7/2010)
William S. Hall Psychiatric Institute
Palmetto Health Richland Memorial Hospital (courtesy)
Palmetto Health Baptist Medical Center (courtesy)
Providence Hospital (pending)

UNIVERSITY/ MEDICAL STAFF COMMITTEES:

- 2007-2010 Member, Appointments and Promotions Committee
2002- 2009 Member, Alumni Committee, USC School of Medicine
1996- 2010 Member, Residency Selection Committee
1995- 2010 Member, Residency Training Committee
2002- 2003 Member, Search Committee, Chairman of Neuropsychiatry
2000-2001 Member, Committee on Women USC
1997 Member, Traditions Committee USCSM
1997 Member, Search Committee, Director Rehabilitation Counseling
1997 Physician Advisor, Environment of Care
1996 Member, Search Committee Chair of Department of Neuropsychiatry and

1996 Director of Hall Institute
1994-1996 Member, Finance Committee, University Specialty Clinics
1993-1994 Member, Infection Control Committee
1993-1994 Member, Research Committee

HONORS AND AWARDS:

2007 Outstanding Female Physician Mentor Award

2004-2005 Outstanding Forensic Teaching Award
Presented by the USC SOM Forensic Fellowship Training Program

1992 Rappeport Scholarship in Forensic Psychiatry
Presented by the American Academy of Psychiatry and the Law

1989 Neurology Award, School of Medicine

1985 Cum Laude Graduate, Furman University
Phi Beta Kappa, Furman University
Alpha Epsilon Delta, Furman University

MEMBERSHIPS AND OFFICES IN PROFESSIONAL ORGANIZATIONS:

2002-2009 American Board of Psychiatry and Neurology
Forensic Certification Committee

1999-Present American Board of Psychiatry and Neurology
1999-Present Board Examiner

1997-2003 Group for the Advancement of Psychiatry (GAP), General Member
1999 Chair

1992- Present American Academy of Psychiatry and the Law (AAPL)
1995-2000 Rappeport Committee (President appointed)
1995-2000 Education Committee (President appointed)
1998-2000 Program Committee (President appointed)
1999 Program Chair
1995-97 Mentor to Rappeport Fellow

1989-1998 American Psychiatric Association, General Member

1989-1998 South Carolina Psychiatric Association
1995-1998 Federal Legislative Representative (President appointed)
1995-1999 Executive Council
1996-1998 Secretary-Treasurer

1997 NAMI Advisory Board Physician Representative

PUBLICATIONS:

Schwartz-Watts DM: "Commentary: Stalking Risk Profile." The Journal of the American Academy of Psychiatry and the Law, 34:455-457, 2006.

Schwartz-Watts DM, Frierson RL: "20: Crisis Stabilization in Correctional Settings." in Clinical Practice in Correctional Medicine, Second Edition, edited by Michael Puisis, D.O., S.C. Mosby, Inc affiliate of Elsevier, Inc 2005.

Schwartz-Watts DM. "Asperger's Disorder and Murder." Analysis & Commentary The Journal of the American Academy of Psychiatry and the Law 33:390-3, 2005.

Schwartz-Watts DM, Rowell CN. "Commentary: Update on Assessing Risk for Violence Among Stalkers." The Journal of the American Academy of Psychiatry and the Law 31:440-3, 2003.

Giorgi-Guarnieri D, Zonana HV, Schwartz-Watts DM. "Practice Guideline: Forensic Psychiatric Evaluation of Defendants Raising the Insanity Defense." Supplement to The Journal of the American Academy of Psychiatry and the Law 30:2, 2002.

Frierson R, Schwartz-Watts D, Malone T, Morgan D. "Capital Versus Noncapital Murderers" in revision The Journal of the American Academy of Psychiatry and the Law, 1998.

Schwartz-Watts D, Morgan D. "Violent Versus Nonviolent Stalkers," accepted, The Journal of the American Academy of Psychiatry and the Law, 1998.

Schwartz-Watts D, Morgan D, Barnes C. "Stalkers: The South Carolina Experience," The Journal of the American Academy of Psychiatry and the Law, 1997, 24:541-545.

Schwartz-Watts D, Montgomery L, Morgan D. "Seroprevalence of Human Immunodeficiency Virus Among Pre-Trial Detainees," The Bulletin of the American Academy of Psychiatry and the Law, 1995, 23:285-289.

POSTERS:

Internet Chat Rooms: Who Solicits Children? R. Gregg Dwyer, MD, EdD, Donna Schwartz-Watts MD, William Burke, PhD, American Academy of Psychiatry and the Law 39th Annual Meeting, Seattle, WA October, 2008

PRESENTATIONS:

"Predators Among Us" University of South Carolina 2012 Mini Med School, October 2, 2012, Columbia, South Carolina

"How Death is Different-Using ABA Guidelines to Meet the Standard of Care in Death Penalty Cases and Social History Investigations: The team Approach" with Joe VonKallist, Capital Case Workshop,

September 19, 2012, Wilmington, North Carolina

"Protecting Mental Health" South Carolina Attorney General's Continuing Legal Education Ethics Seminar, Blatt Building, Columbia, SC 12/2/11

"Autistic Spectrum Disorders and the Legal System ", DMH Annual CME, William S Hall Psychiatric Institute 9/11

"Issues of Mental Competency" South Carolina Circuit Court Judges Conference, Spartanburg, South Carolina, May 4-6, 2011

Stalking in the New Millennium": Department of Mental Health Day Long CME, Columbia SC, October 2009

"Internet Predators": South Carolina Psychiatric Association Annual Meeting, Myrtle Beach, South Carolina, 1/2009

"Internet Predators": Panel Speaker, South Carolina Bar Association Annual Meeting, Myrtle Beach South Carolina, 1/2009

Internet Predators: ICAC Quarterly Meeting, Columbia, South Carolina 11/21/2008

Project Safe Childhood, Advanced Online Child Exploitation Seminar, National Advocacy Center Columbia, SC, July 29, 2008

"Violent Crimes and the Commitment of Sexually Violent Predators, MUSC Judges and Attorneys Substance Abuse and Ethics Seminar, Charleston, South Carolina, December 7, 2007

"Autistic Spectrum Disorders and Corrections" South Carolina Department of Corrections Mental Health Seminar, Columbia, South Carolina, December, 2007

"Pitfalls in Sex offender Commitment Hearings" Panel Speaker, American Academy of Psychiatry and the Law 38th Annual meeting, Miami, Florida, October 22, 2007

"Treating the Untreatable" Panel Speaker, American Academy of Psychiatry and the Law 38th Annual Meeting, Miami, Florida, October 19, 2007

"Risk Assessment in General Psychiatry: Department of Mental Health Annual Day Long CME, Columbia, SC September 21, 2007

"Mitigation in Noncapital Cases" SC Public Defender's Conference, Myrtle Beach, SC October 2007.

"Nuts and Bolts of Sexually Violent Predator Proceedings" SC Bar CLE, Columbia, South Carolina July 27, 2007

University of South Carolina School of Medicine Founder's Day Speaker for Woman in Medicine, Columbia, South Carolina, April 2007.

"Autistic Spectrum Disorders and Mitigation," Washington DC March 2007

"Sex Crimes and their Aftermath II" Panel Discussion and Presentation, Jack Swerling Moderator, South Carolina Bar Association Conference, Charleston, SC, January 25, 2007

"Psychiatry for the Brilliant Fact Finders" Invited Speaker, South Carolina Judges Conference, Greenville, SC, May 12, 2006.

"Sex Crimes and their Aftermath" Panel Discussion and Presentation, Jack Swerling Moderator, South Carolina Bar Association Conference, Charleston, SC January 27, 2006.

Habeas Institute, Guest Faculty Teaching for the Federal Defenders, US Department of Justice National Institute of Trial Advocacy, Atlanta Georgia , June 4-5, 2005

Habeas Institute, Guest Faculty Teaching for the Federal Defenders, US Department of Justice National Institute of Trial Advocacy, Atlanta Georgia , June 5-6, 2004

Habeas Institute, Guest Faculty Teaching for the Federal Defenders, US Department of Justice National Institute of Trial Advocacy, New York, New York, June 20-21, 2003

Habeas Institute, Guest Faculty Teaching for the Federal Defenders, US Department of Justice, New York, New York. June 20-22, 2002.

South Carolina Probation, Paroles and Pardons Annual Conference. "A State of Mind". Myrtle Beach, SC. November 11, 2002.

American Academy of Psychiatry and the Law, "Difficult Case? Consult your Colleagues." Newport Beach, California. October 26, 2002

South Carolina Public Defender's Conference, "Issues and Concerns Regarding the Sexually Violent Predator Statue" Litchfield Beach, South Carolina, September 30, 2002

Habeas Institute, Guest Faculty Teaching for the Federal Defenders, US Department of Justice, New York, New York, June 28-30-2002.

American Academy of Psychiatry and the Law, "Death Penalty" Boston, MA, October 28, 2001

American Academy of Psychiatry and the Law, "Ask the Expert" and "The Difficult Case" Panel Discussions. Boston, MA, October 28, 2001

Habeas Institute, Guest Faculty Teaching for the Federal Defenders, US Department of Justice, New

York, New York, June 14-17-2001.

Annual Capital Defense Training Seminar, "The Importance of Timing in the Presentation of Your Client's Story: Frontloading Mitigation" with John Blume, Attorney, Jekyll Island, Georgia, February 9, 2001

University of Texas, Department of Psychiatry Grand Rounds "Profile of a Stalker" San Antonio, Texas, December 19, 2000

Willford Hall Medical Center, Lackland Air Force Base, Texas, "Death Penalty Evaluations," December 18, 2000.

Willford Hall Medical Center, Lackland Air Force Base, Texas, "Texas Sexually Violent Predator Statute," December 18, 2000

American Academy of Psychiatry and the Law, "Juveniles Who Carry Weapons on School Grounds" Baltimore, Maryland, October 15, 1999

American Academy of Forensic Science, Workshop Presenter, San Francisco, 1998 "Classification and Typology of Stalkers."

Kansas City, Western Missouri Forensic Department, 1997 "Evaluation of Stalking."

University of South Carolina School of Medicine Women's Month Featured Presenter, 1997 "Stalkers: The South Carolina Experience."

American Academy of Psychiatry and the Law, Denver, CO, 1997 "Psychotic versus Nonpsychotic Stalkers."

American Academy of Psychiatry and the Law, Denver, CO, 1997 "Harassing Telephone Callers."

American Academy of Psychiatry and the Law, Denver, CO, 1997 Panel on Maintaining Competence sponsored by Education Committee

American Academy of Psychiatry and the Law, Puerto Rico, 1996 "Violent Versus Nonviolent Stalkers",

American Academy of Psychiatry and the Law, Puerto Rico, 1996 "Capital Versus Noncapital Murderers"

American Academy of Psychiatry and the Law, Puerto Rico, 1996 "Treatment of Insanity Acquittes Across the United States."

William S. Hall Psychiatric Institute Forensic Forum, 1996 "Evaluation and Treatment of Sexual Offenders."

Georgia Regional Forensic Forum, 1996 "Evaluation and Treatment of Sexual Offenders."

American Academy of Psychiatry and the Law, Seattle, Washington, 1995 "Stalkers: The South Carolina Experience"

South Carolina Psychiatric Association, Hilton Head Symposium, 1995 "What General Psychiatrists Need to Know About Forensic Psychiatry."

American Academy of Psychiatry and the Law Annual Conference, San Antonio, Texas 1993 "Seroprevalence of HIV Among Inpatient Pre-trial Detainees"

American Medical Association, North Carolina 1990 "Tertiary Metastases Presenting As Panhypopituitarism"

Present Research:

Schwartz-Watts D. "Death Penalty"

Schwartz-Watts D, Barth E, Morgan D. "Harassing Telephone Callers"

Schwartz-Watts D, Morgan D. "Psychotic Versus Nonpsychotic Stalkers"

Schwartz-Watts D, Morgan D. "Comparing Stalkers to the Criminally Domestic Violent."

Schwartz-Watts D, Bloom J, Sloan C. "Psychiatric and Legal Perspectives of Stalking."

Present Grants:

Internet Crimes Against Children: Development of a Typology of Offenders for Use in Prevention, Investigations and Treatment; U.S. Department of Justice Office of Justice Programs Grant; 2010-MC-CX-003; Principle Investigator: RG Dwyer; Co-Principal Investigator: D DeHart; Co-Investigators/Consultants: R Moran, DM Schwartz-Watts, W Burke, DL Laufersweiler-Dwyer; 2010 - 2013

Internet Chat Room Solicitation of Children: A Study of Psychosocial and Criminal Justice Factors as They Relate to Public Safety Risk; American Academy of Psychiatry and the Law Institute for Education and Research (AIER) Grant; Principal Investigator: RG Dwyer; Co-investigators: D DeHart, DM Schwartz-Watts, W Burke & R Moran; 2009 - 2010

Co-author w Alicia Hall, PhD, Harry Wright, MD Autistic Spectrum Disorders and Corrections

(Revised 1/16/13)

Curriculum Vitae
Gayle Allen-Cook, BS, MA, QMHP, LPC
Clinical Child and Family Therapist, Specializing in Trauma and Abuse
Certified Family Court Mediator

EDUCATION:

B.S. Early Childhood Education – Francis Marion University (1995)
M.A. Counseling – Southeastern Baptist College (2000)
Post Graduate Studies Child Psychology, Child Trauma – Gardner Webb University (2002)
Annual Continuing Education to maintain License (40-50 hours per year)
Finding Words Clinical Forensic Interview Training
Finding Words Advanced Clinical Forensic Training
Family Court Mediation Training (S.C. Bar)

CLINICAL INTERNSHIPS:

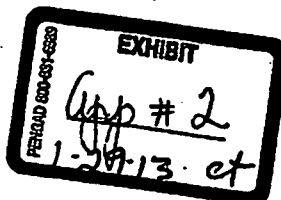
Bethany Christian Services – Raleigh, NC (1998-1999)
Dorothea Dix Hospital – Raleigh, NC (1999-2000)
Pathways Mental Health – Gastonia, NC (2001)
Children’s Resource and Trauma Center – Raleigh, NC (1999-2000)

LICENSE AND CERTIFICATION:

Licensed Professional Counselor (LPC)
Certified Family Court Mediator
Trauma Focused Cognitive Behavioral Therapy (TF-CBT)
Qualified Mental Health Professional (QMHP)
Licensed Clinical Forensic Interviewer

EMPLOYMENT:

TherapyWorx, Incorporated – Florence, S.C. – November 2007 to Current
Clinical Child and Family Therapist
Durant Children’s Center – Florence, S.C. – October 2005 to November 2007
Clinical Forensic Interviewer / Clinical Child and Family Therapist
Family Works, Incorporated – Gastonia, N.C. – January 2004 to February 2005
Clinical Child and Family Therapist
Pathways Mental Health – Gastonia, N.C. – January 2002 to December 2003
Clinical Child and Family Therapist



QUALIFICATIONS:

Qualified as an expert witness in the field of clinical forensic interviews of children, clinical treatment of children who have experienced trauma, and various treatment modalities of children.

Qualified in civil, family, and criminal court in the states of North Carolina and South Carolina as an expert.

Provided clinical recommendations regarding children's mental health issues, trauma issues, reunification between parents and children, non-protective parents and caregivers, custody and visitation issues.

Utilized in family and criminal court to provide expert testimony in trauma cases involving children; providing testimony related to recantation, parental coaching, emotional responses of the traumatized child, and various issues related to children and trauma.

Provided consultation and expert testimony for both prosecution and defense in family and criminal court.

PROFESSIONAL MEMBERSHIPS

National Children's Alliance (NCA)

South Carolina Association of Clinical Forensic Interviewers

South Carolina Association of Play Therapists

American Association of Mental Health Counselors

South Carolina Professional Society on the Abuse of Children (SCPSAC)

American Professional Society on the Abuse of Children (APSAC)

Listed on the University of South Carolina's Children's Law Office List of Expert Witnesses in the area of Counseling, Child Trauma, and Forensics.

GREGORY H. ROBINSON, MAMFC, MARE, LPC

2999 Sunset Blvd., Ste. 100

West Columbia, SC 29169

(803) 939-9699 telephone

(803) 939-9086 fax

To: Heather Smith Fax:

From: GREGORY H. ROBINSON, MAMFC, MARE, LPC Date: 2/1/07

Re: victim Pages: 5 (2 cover)

CC:

Urgent For Review Please Comment Please Reply Please Recycle

Let me know if this is sufficient.

Greg

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Thank You

PLANNERS EXHIBIT
NO. 24/28/13
G

Gregory H. Robinson, MAMFC, MARE, LPC

Client progress Summary

Date 10 / 26 / 06

Client victim [redacted]

Also present _____

Topic(s) and Tx Interventions (4) brought in (3) of school had suspicion that (1) (E) had sexually molested (2) (A) was upset b/c school had not notified (parents) and had apparently been seeing (2) (school counselor) for several weeks (2) cited (1) "bad relationship" & per said as possible source of anger and hence retaliation & and they talk to the school as vehicle for the retaliation because for anger (2) (E) was away in military duty for several months, (2) (E) is "constantly yelling" @ (2) (A) (cont'd)

Follow-up _____

Progress _____

Clinician [Signature] MAMFC, LPC

Date 1 / 1 / 06

* * * * *

Date 1 / 1 / 06

Client _____

Also present _____

Topic(s) and Tx Interventions _____

Follow-up _____

Progress _____

Clinician [Signature] MAMFC, LPC

Date 1 / 1 / 06

The above is strictly confidential. Re-disclosure or transfer is expressly prohibited by law (HIPAA, 1996).

GREGORY H. ROBINSON, MAMFC, MARE
 Licensed Professional Counselor
 2999 SUNSET BOULEVARD SUITE 100 ♦ WEST COLUMBIA, SC 29169

General Note Ledger

Client(s): [REDACTED]

(cont'd from 10.26-06 note): I offered to spend some time with (C) to get a feel for what may have occurred, as well as general dynamics between her/him (P). (P) met (C) alone and spent time getting to know her. She talked about how she'd been spending time @ school lately talking "not about my dad, but about the 'S' word." Questioned about this, she soon spelled out "S-E-X" for me. I asked if she had been talking to the school because she was upset w/ someone - "my dad" she answered. In following up on this, she talked about how she got upset when her dad would yell @ her. When I asked how this related to "S-E-X", she told me she'd seen "it" written down @ school - when another kid would write it as a note and ask me if I wanted S-E-X. She went on to explain that kids @ school "exchange 4 or 5" "scat" notes to each other, asking "if they want to do S-E-X w/ each other." I then asked what she did, and she said nothing. I followed up by asking how this related to her dad. She looked around the room for approx. 25 seconds, and I asked again. She said that she just wanted it to stop. When I inquired about "it", she got quiet. She told me she just wanted her daddy to come back home and take me to the movie. She then told me she didn't want her daddy to do S-E-X w/ me any more. When I asked her to tell me what S-E-X is, she got quiet. I then commented that she was being brave, and that it must be hard to talk about this. I then asked where (cont'd)

The above is strictly confidential. Re-disclosure or transfer is expressly prohibited by law (HIPAA, 1996).

GREGORY H. ROBINSON, MAMFC, MARE
Licensed Professional Counselor
2999 SUNSET BOULEVARD SUITE 100 ♦ WEST COLUMBIA, SC 29169

General Note Ledger

Client(s): victim

(cont'd, part 2) she was when this happened. She told me that she was @ home. Time of day was afternoon. Her brother was in the living room playing in his train. She told me she was finishing her homework, then went into her daddy's bedroom to have him check it and sign it. She then told me she saw "sex (unclear) on the television and "daddy doing sex to himself." I asked what this meant, and presented a doll for her to show me what "sex" meant. She declined. I asked her what she did, and she told me she went to bed. She also mentioned that her @ was @ work. When I asked her if this (sex) happened one time or more times, she declined to answer. She then added that she just wanted to see daddy to come back and play in the yard and watch movies together. She also said that she "loves her daddy" and just wants him to be over to her.

Tricia Reese

From: J. Duncan [jduncanlaw@alltel.net]
Sent: Friday, December 22, 2006 11:59 AM
To: samuel.long@emailcda.com
Subject: St v TJ Wilson Memo to File

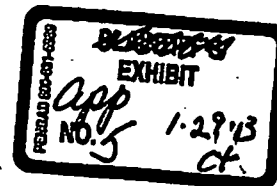
Sam: During my conversations with Angela Avinger, she volunteered that something didn't seem right, didn't smell right, about this case. She seems to have some doubts about the case. How would you feel about our having TJ privately evaluated to rule out he's a sexual predator? It could give Angela some ammunition and cover if she eventually decided to settle this case favorably to us?

For now, I'm going to try to hook up with Angela or his assistant the middle of next week to get a copy of the discovery. I'll be in and out of the office Wednesday, Thursday, and Friday of next week. Angela mentioned she had a tape or two (the forensic interview, I'm certain and possibly the forensic examination, I'm not so certain about) we needed to watch. I'll check on a copy of those also.

TJ has a 2nd Appearance for January 25th at 2 p.m. It's almost meaningless as far as scheduling goes. BTW, I'm headed to Bogota with my family on January 27th, and after that I'm returning to language school for a refresher in Puebla, Mexico, so I'll be excused from all court duties the entire month of February. I'll be available by email and my office will remain open.

Happy holidays.

Jack Duncan



State of South Carolina
Office of the Solicitor
Eleventh Judicial Circuit

COUNTIES
EDGEFIELD / LEXINGTON
McCORMICK / SALUDA
FAXES: (803) 785-8431 or (803) 785-8255



LEXINGTON COUNTY JUDICIAL CENTER
205 E. MAIN ST. • THIRD FLOOR
LEXINGTON, SOUTH CAROLINA 29072
TELEPHONE: (803) 785-8352

DONALD V. MYERS
Solicitor

April 23, 2008

Mr. Jack Bradley Baker, Esq.
Salley Law Firm
P.O. Box 925
Lexington, SC 29071

Re: *State v. Timothy Jacob Wilson*

Dear Brad:

Please find discovery material date stamped April 23, 2008, and consecutively numbered 0001 through 0071 on the above referenced case, as well as Reciprocal Rule 5.

If you have any questions or need any additional information, please do not hesitate to contact me.

Sincerely,

David M. Stumbo
Assistant Solicitor

Enclosure
DMS/ak



State of South Carolina
Office of the Solicitor
Eleventh Judicial Circuit

COUNTIES
EDGEFIELD / LEXINGTON
McCORMICK / SALUDA
FAXES: (803) 785-8431 or (803) 785-8255



LEXINGTON COUNTY JUDICIAL CENTER
205 E. MAIN ST. • THIRD FLOOR
LEXINGTON, SOUTH CAROLINA 29072
TELEPHONE: (803) 785-8352

DONALD V. MYERS
Solicitor

April 23, 2008

William B. Salley, Jr., Esquire
J. Bradley Baker, Esquire
P.O. Box 925
Lexington, South Carolina 29071-0925

Re: State v. Timothy Jacob Wilson (Warrant #J-052331 - 34)

Dear Mr. Baker:

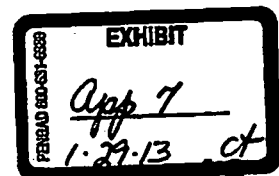
As we discussed this morning, your office has been appointed to represent the Defendant on the above captioned case. Enclosed you will find a trial notice given to the prior attorney and the Defendant for the week of May 5, 2008. Based on the circumstances surrounding this case and the possibility of the Defendant's deployment overseas with the U.S. Marine Corps, I still intend to call this case for trial the week of May 5.

Also enclosed is discovery in the case. There is also a recorded forensic interview that we intend to put into evidence at trial under the new statute in Jessica's law. I will get you a copy of the recorded interview by the end of the week. Do not hesitate to call me if you have any questions or concerns.

Sincerely,

David M. Stumbo
Assistant Solicitor

Enclosures



Filed

COPY

2008 APR 29 PM 3:00

Beth A. ...
Clerk of Court
Lexington, SC

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

THE STATE,

vs.

TIMOTHY WILSON,

Defendant.

IN THE COURT OF GENERAL SESSIONS

NOTICE OF MOTION AND
MOTION FOR CONTINUANCE

J-052931, J-052932, J-052933 &
J-052934

TO: DAVID M. STUMBO, ASSISTANT SOLICITOR

YOU WOULD PLEASE TAKE NOTICE that the above-named Defendant, Timothy Wilson, by and through his undersigned attorney, f. Casey D. Cornwell, would move before the presiding judge of this Honorable Court on May 5, 2008 or as soon thereafter as counsel can be heard, for an Order of Continuance in the above captioned matter pursuant to Rule 7(a) of the South Carolina rules of Criminal Procedure.

The basis of this motion is as follows:

The Public Defenders Office was not assigned this case until April 24, 2008.

Failure to grant continuance would deny the Defendant's Constitutional Rights and the Defendant's right to Effective Assistance of Counsel.

Respectfully Submitted,

F. Casey D. Cornwell

F. Casey D. Cornwell
Attorney for the Defendant

Lexington, South Carolina
Dated: April 29, 2008

EXHIBIT
App 8
1/29/13 ct

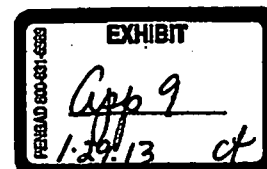
Attorney-Client Handout In Preparation for Trial

This case is scheduled to be tried on _____. If not reached that week, we will contact you about a different trial date.

This handout has been given to you by your attorney to advise and prepare you for your trial. It contains confidential communications so please do not share this handout with anyone. Do not bring it with you to trial, but review it beforehand.

Your trial is the most important event to happen on your case. The difference between a good result and a bad one partly rests with you. You must expect the other side (The Solicitor's Office) to be prepared and so you should be equally prepared to meet his or her challenge. Your attorney cannot achieve a good result without your help. The following comments are made to help you prepare for court:

1. **Tell the truth.** Do not exaggerate the facts to help your case. The person that refuses to admit the hard facts, even when harmful to his case, will not be believed by the judge or jury. On the other hand, do not be afraid to tell your side of the story, even if all of the witnesses on the other side disagree with your side of the story. The jury can believe one witness over all of the other witnesses.
2. **If you gave a written or verbal statement to anyone in your case, you must know it word-for-word.** It will be the single most important tool that the other side will try to use against you to destroy your truthfulness and how believable you sound to the jury. You must read your statement repeatedly the night before trial and the morning before you take the stand to testify. (This is only if you and your attorney have agreed beforehand that you will take the stand to testify in your trial.) If a witness in a trial says something different than what their previous statement said the other lawyer will point out the differences between their prior statement and the story they are telling in court. This type of attack can be very embarrassing, but it can be avoided by making yourself familiar with your statement. If you gave more than one statement, you must be able to explain any differences between each statement given.
3. **Review all the documents and papers given to you in the case.** Pay close attention to what the police or law enforcement officials are saying happened and whether there are any written statements from anyone else that might have seen what happened. (For example, this could include statements from eyewitnesses, victims or anyone else.) Do this the night before trial and in the morning before you testify as well. (If you decide to testify at trial.)



4. **Dress neatly and conservatively.** Leave home any excess jewelry. Men should avoid wearing any jewelry except possibly a wedding band or class ring. As a general rule, you should dress like you are going to church. (No T-Shirts, large earrings, no tight or revealing clothing of any kind, no shorts or jeans etc.)
5. **While in the courtroom, sit up straight and act responsibly.** Avoid doing things like shaking your head when a witness is testifying, playing with your hair or other objects on the table. Remember, the jury is watching you at all times.
6. **If you are called to the witness stand:**
 - a. **Be pleasant although serious.** You must be pleasant to the lawyer on the other side. This is because he or she wants you to act out or appear rude and disrespectful. You must not let him or the jury will dislike you. Remember, in most cases the other lawyer is only doing his or her job and does not mean any personal disrespect towards you.
 - b. **Answer my questions fully but resist the desire to talk too much.** The longer you speak the more questions the other lawyer may ask you about when it is his turn to question you.
 - c. **When you are questioned by the lawyer on the other side, answer his questions with a "Yes ma'am" or "No Sir" even if the answers are harmful to your case.** You have the right to explain your answers but try not to explain or justify them unless it is necessary. I will ask you about the matter if necessary when the other side's lawyer is finished questioning you.
 - d. **Direct your answers to the jury.**
7. **Do not make outbursts or visibly react to lies told by the witnesses or negative remarks made about you by the other lawyer.** Let the jury see other witnesses for what they are but see you as a responsible person who knows how to use self-control.
8. **Be at the courthouse early.** Do not speak to the jurors, even if you know them.
9. **Try to think of any questions that you may have about your trial beforehand and write them down.** It is much easier for your attorney to answer these questions before the start of your trial so that each of you can listen to all the facts and testimony being presented at your trial. Remember that if you have a question during your trial please remember to calmly write it down as you will likely be given a pen and notepad to take notes.

State of South Carolina
Office of the Solicitor
Eleventh Judicial Circuit

COUNTIES
EDGEFIELD / LEXINGTON
McCORMICK / SALUDA
FAXES: (803) 785-8431 or (803) 785-8255



LEXINGTON COUNTY JUDICIAL CENTER
205 E. MAIN ST. • THIRD FLOOR
LEXINGTON, SOUTH CAROLINA 29072
TELEPHONE: (803) 785-8352

DONALD V. MYERS
Solicitor

May 23, 2008

Casey Cornwell, Esquire
Assistant Public Defender
P.O. Box
Lexington, South Carolina 29071-0925

Re: State v. Timothy Jacob Wilson

Dear Mr. Cornwell:

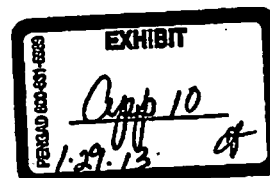
This letter serves as a trial notice on the T.J. Wilson for the week of July 14, 2008. If it does not go to trial that week, it will be called the week of July 28, 2008. I believe that you indicated that discovery was brought to your office by Brad Baker who was prior counsel in the case. Please let me know if anything appears to be missing from the file, including the disc which contains the recorded forensic interview with the victim. Enclosed is supplemental discovery in the case which was provided to me just today.

Do not hesitate to call me if you have any questions or concerns.

Sincerely,

David M. Stumbo
Assistant Solicitor

Enclosures



**Eleventh Judicial Circuit Solicitor's Office
Victim Witness Program**

COUNTIES
EDGEFIELD / LEXINGTON
McCORMICK / SALUDA



Solicitor
DONALD V. MYERS
Director
ROBERT G. RIGHTSSELL

LEXINGTON COUNTY JUDICIAL CENTER
205 E. MAIN STREET
LEXINGTON, SOUTH CAROLINA 29072
TELEPHONE (803) 785-8362
FAX (803) 785-8256

Hand delivered July 2, 2008

July 2, 2008

Casey Cornwell, Esquire
Assistant Public Defender
P.O. Box
Lexington, South Carolina 29071-0925

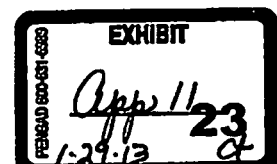
Re: State v. Timothy Jacob Wilson (2008-GS-32-789; -790; -791; -792)

Casey
Dear Mr. ~~Cornwell~~:

To follow-up on our discussions last week, I plan to call the above indictments on the T.J. Wilson for the week of July 14, 2008. Enclosed are copies of those indictments for your convenience. Also enclosed is a copy of the forensic interview with the victim, conducted by the Dickerson Center on November 1, 2006, which I intend to offer the interview into evidence under Section 17-23-175. The State's Motion for admission of that video is also enclosed.

In addition, I intend to present two additional straight indictments to Grand Jury on July 14, one for Lewd Act on a Minor and one for Disseminating Obscene Material to a Minor. Both of these charges are based information in the discovery already provided to the defense in this case. Should those indictments be returned with a true bill on the morning of the 14th, I intend to call those indictments along with the four counts of CSC listed above.

Do not hesitate to call me if you have any questions or concerns, or if you find that any of the discovery previously provided to you is missing. I would be glad to made additional copies of anything that you need from the State's file.



Sincerely,

A handwritten signature in black ink, appearing to read "D M. Stumbo". The signature is written in a cursive, somewhat stylized font with a long horizontal stroke at the end.

David M. Stumbo
Assistant Solicitor

Enclosures

STATE OF SOUTH CAROLINA)
COUNTY OF LEXINGTON)
THE STATE)

IN THE COURT OF GENERAL SESSIONS
FOR THE ELEVENTH JUDICIAL CIRCUIT

vs.)
TIMOTHY WILSON,)
Defendant)

ORDER OF PROTECTION

THIS MATTER comes before me upon the motion of F. Casey D. Cornwell, attorney for the above captioned Defendant, Timothy Wilson, in his trial that is scheduled before me the week of July 28, 2008. It is reasonable and proper due to the nature of this case to allow Mr. Cornwell protection from any and all court appearances during the week beginning Monday, July 14th, 2008 through Friday, July 25, 2008, so as to prepare for this hearing before the Court on Monday, July 28, 2008.

IT IS SO ORDERED.

F. M. Math
Residing Judge
July 14, 2008

I SO MOVE:

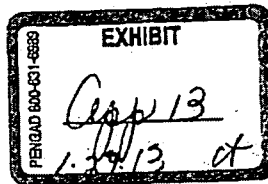
F. Casey D. Cornwell
F. Casey D. Cornwell

COPY
COPY

EXHIBIT
App 12
1-29-13 **25**
CF

victim


uma Narrative




Ted 7/2008
Thursday

1. bathroom, He pulled his pants down & he got a piece of tp and wrapped it around his rongsport & started to sneez it. He wanted me to drink his pee. But I didn't want to then he pulled his pants up & flushed the toilet & got out of the Bathroom.

~~2. livingroom~~

C 2. livingroom, He was humping the pillo then he started to pee. Then he made me go in there with him well he peed. Then Aaron came up to the Door & said what are you doing. Then Aaron said wheres  & Dad said in her room but I was not I was in the Bathroom with Dad. And then we came out.

3. Bedroom, He called me in to play his movie of people walkin on the road then get Down on the road & start pulling each other's pants down start ~~humping~~ ^{sexing} each other. & he tells me to get on the  Dad I told him no. LT said no. 26

victim

fire

(Transcript)

He said fine I'll start humping
my pillow & I walked out & shut the
door. & he called me in & said
let me look at your fongspot & I
said no put he forst me to do it
& I did. Put I didn't won't to.



ASSESSMENT & RESOURCE CENTER
FORENSIC MENTAL HEALTH EVALUATION

CHILD'S NAME: victim

I.D.#: 10125050

DATE OF ADMISSION: 11/01/06

SEX: Female

DATE OF BIRTH:

AGE: 7

REFERRAL SOURCE/AGENCY/PHONE: Christalyn Thompson/ Lex DSS/ 951-1508 or 463-7652

INVOLVED AGENCIES: Enter specific personnel and agency name.

Law Enforcement Inv. Roy Mefford/ Lex SD/ 803-359-8230

DSS: Christalyn Thompson

GAL

Other

TYPE OF ABUSE SUSPECTED (Check):

Sexual Abuse

Physical Abuse

Physical Neglect

Emotional Abuse

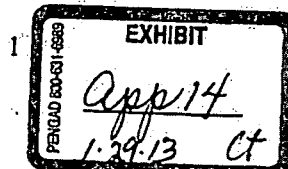
Unknown

Other

REFERRAL QUESTION(S) / PRESENTING NEED(S):

Breann is referred for a forensic evaluation due to concerns of sexual abuse.

04-23-2008 0028



SECTION I: INFORMANT QUESTIONNAIRE PART I

INFORMANT NAME(S): Christalyn Thompson

RELATIONSHIP TO CHILD: Caseworker

CHILD'S PRESENT LOCATION: Staying with paternal grandmother due to current allegations

1. Describe the family makeup (family members, care giver data, housing info, etc.):

After **victim** disclosed and DSS became involved, her parents decided that it would be easier for her to go stay at her grandmother's home than for her father to move out. Prior to this move, **victim** lived in the single-story home with her mother (Jessica Wilson, 23), father (Timothy Wilson, 28--"T.J."), and little brother Aaron Jacob ("A.J." age 4). The Wilsons moved here from Ohio 4 years ago. He works for Time Warner Cable and she for a credit union. He is in the Marine reserves and was at boot camp in N.C. from January to September 15th.

2. Does the child have any current, or historical, significant medical problems?

If yes, describe:

Y NR

3. Developmental and mental health history:(pregnancy/birth, milestones, traumas, counseling history)

Unknown pregnancy history, but child is developmentally within normal limits. No known history of traumas and no counseling history. However, after her disclosure, T.J. and Jessica Wilson decided together to take **victim** to a counselor (Greg Robinson at Turning Point) for therapy. Jessica is under the impression that **victim** reported walking in during a movie to this counselor. Per Jessica, T.J. also began taking some parenting classes to address his relationship with his daughter. Ms. Wilson stated that **victim** and T.J. do not have a good relationship. She describes him as "hard on her" and "expecting too much."

4. Has the child experienced any difficulties at school?

If yes, describe:

Y NR

victim was a second grader at Saxe Gothe Elementary school until her recent disclosure (October 20, 2006), after which her parents withdrew her from school and decided to have her homeschooled at paternal grandmother's home, Kathleen Arbogast. Ms. Arbogast and her second husband Ron have four children--Seth (17), Cassandra (14), Veronica (10), and Lynnsey (3) in the home. Ms. Arbogast home schools them and the plan was for **victim** and A.J. to be added to the group. Ms. Wilson stated that this decision was made because she and her husband were angry that the school had not informed them of their concerns earlier. Apparently, the school had been concerned about some sexualized behaviors, such as kissing and writing notes about having sex. Ms. Wilson stated that they had not been informed about any of this until the report was made to DSS.

5. Brief family history:(psychiatric problems, substance abuse, domestic violence, legal problems)

Unknown. Ms. Wilson stated that she was 15 when she met her husband and became pregnant. She also stated that she has had concerns about her husband's involvement with internet and cable pornography (adult); but never about child sexual abuse. Neither parent has a known criminal history.

6. Previous child maltreatment investigations in family?

If yes, describe:

Y NR

04-23-2008 0029

12-06-2006 0023

SECTION I: INFORMANT QUESTIONNAIRE PART II
Account of Allegation

1. Identity of alleged perpetrator (include full name, age, race): Timothy "T.J." Wilson, 28, Caucasian

2. Relation to child: Biological father

3. What else is known about alleged perpetrator?

Denies allegations. He was reportedly at boot camp from Jan to Sept 15th, and only saw his wife and children for weekend visits on a few occasions. Mr. Wilson admits that his home receives all the cable channels and that access to them was not locked. Ms. Wilson stated that she had asked him to lock them before and thought that he had done so.

4. Allegation of maltreatment, course of discovery (include time frame, how did suspicions arise?):

On October 20, 2006, victim reportedly told her guidance counselor, Mrs. Barren, that her father touched her private parts and made her touch his. She told her guidance counselor and caseworker that it has been happening "since kindergarten." Victim also told the caseworker that father makes her lie in bed with him while he watches pornographic movies and that she has to re-wind to the sex parts.

Ms. Arbogast stated that victim, her brother, and her 10 and 3 year old aunts have been found touching each other and licking each other's genitals. The family handled this situation by making sure that the children were always supervised.

In another incident, when victim was about 4 years old, she spent the night at a friend's home and returned saying that another peer-aged female guest in the home had touched her genitals. This was handled by not allowing victim contact with that child any more.

5. Current symptoms: indicate source (care giver, child, observed, standardized measure)

Sexually reactive behavior reported by school and admitted by victim to this interviewer. victim was observed to be anxious and fearful that her father would be mad at her for disclosing.

6. Child's Understanding of the Assessment:

Ms. Thompson told victim that she would be talking to someone else about what she had said to her. It is unclear what Ms. Wilson told her daughter about coming here today.

7. Have previous interviews been conducted?

If yes, describe: Christalyn Thompson spoke with victim, as did her guidance counselor at school, Rosemary Barren. In addition, victim was taken to a therapist by her parents following her disclosure. Note that although Ms. Wilson stated that she and her husband did not believe victim, they "felt that she needed help."

Y NR

04-23-2008 0030

12-06-2006 0024

SECTION II: CHILD INTERVIEW and SUMMARY OF DATA

1. Truth v. Lie / Moral Imperative (option for younger or delayed

Reviewed Not Reviewed

If reviewed, child's performance indicated

Competence Competency Problems

2. Other child interview characteristics:

victim was cooperative and demonstrated excellent attention and concentration. She was assertive in correcting interviewer at points throughout the interview. At times, she stated that she did not want to tell something for fear that her father would be angry with her and punish her.

3. Did interviewer review confidentiality with child?

If yes, describe:

Y N

Camera, purpose, and limits of confidentiality all reviewed.

4. Did the child make a disclosure?

If yes, how did the child demonstrate the alleged abuse?

Y N

Verbally Drawing Dolls On Self Writing

5. List any records reviewed:

ARC intake

6. Has the child been examined by a physician?

If yes, describe:

Y N

Normal exam at the ARC prior to this interview. A normal exam does not rule out sexual abuse.

7. Is the child sexually active?

If yes, describe:

Y N

Note that, on at least one occasion, child has, by her own admission, engaged in sexually reactive behavior with relatives ages 3-10. She stated to interviewer that she was showing them what her daddy did to her.

8. Were there any implausible/fantastic elements identified in disclosure?

If yes, describe:

Y N

9. Are there any apparent motives for false allegation?

If yes, describe:

Y N

10. Are there any apparent motives for false denial/minimization/retraction?

If yes, describe:

Y N

victim explicitly stated that she feared that her father would get mad at her for telling. After disclosing, she stated that she felt "shaky" and worried about what was going to happen. She also stated that she wants to go home and that her mom wants her to come home and that her paternal grandmother told her that "daddy was going to do better and is not supposed to touch any of us." **victim** has not received maternal support up until the time of this interview. **victim** is at risk for a false recantation based on the dynamics of this disclosure.

11. Did any of the following child factors affect the child's ability to respond in the interview?

- Linguistic issues
 - Emotional state
 - Developmental level
 - Other: _____
 - Psychiatric disorder
- Y N

If yes, describe:

12. Did the child's interview appear to be affected by any of the following factors?

- Coaching
 - Injunctions not to tell
 - Family response
 - Problems with rapport
 - Multiple interviews
 - Other: _____
- Y N

If yes, describe: All of the above indicated factors affected this interview, but ultimately Breann did make a compelling disclosure.

13. DSM-IV Diagnoses (include code and supporting symptoms)

- Axis I: 995.53 Sexual abuse of a child
R/O Post-traumatic stress disorder
- Axis II: Deferred
- Axis III: Deferred
- Axis IV: Sequelae of chronic sexual abuse and this investigation
- Axis V: GAF deferred

14. Recommendations (e.g., treatment, placement, visitation issues, etc.)

1. No direct or indirect contact with father or his family during this open investigation.
2. Although initially disbelieving, Ms. Wilson appeared willing here today to accept this evaluator's opinion that her daughter's disclosure had been compelling. In a post-interview session with the caseworker, Ms. Wilson agreed to a safety plan specifying that her husband would leave the home and that there would be no contact between her children and him or his family during this investigation. She was also told not to discuss the case around **victim** and to avoid questioning her. She understands that the consequences of violating this safety plan may be removal of the children from her care.
3. The other children who had regular contact with Mr. Wilson will need to be interviewed: A.J., Cassandra, Veronica, Lynnsey.
4. Recommend that law enforcement undertake a search order to include seizure of any computers in the home.
5. Recommend that a GAL be appointed to oversee **victim** best interests.
6. Ms. Wilson was clearly shaken by today's findings. She stated that she will have familial support from her mother. It is recommended that she also receive some professional therapeutic support to address her own grief and betrayal and to help her to respond in the way that will be most helpful to her children as they cope with the changes in their family. If, however, she is unable to do so or returns to her former position that **victim** is lying, it may be necessary to consider an out-of-home placement.
7. **victim** is referred for abuse-focused therapy. This can be provided at the ARC at mother's request and should start as soon as possible. It will be essential to her recovery that **victim**'s caregiver (mother or other) follow through on bringing **victim** to therapy appointments.

04-23-2008 0032

15. Given all available data, this assessment is considered:

Compelling

Problematic

For the following:

For the following:

- No abuse
- Sexual Abuse
- Physical Abuse
- Psychological Abuse
- Physical Neglect
- Medical Neglect
- Other

- Sexual Abuse
- Physical Abuse
- Psychological Abuse
- Physical Neglect
- Medical Neglect
- Other

16. Narrative account of abuse (see video for complete interview: copy available to investigators by request)

victim was interviewed using a semistructured interview protocol known by its acronym, RATA. Interviewer introduced self and explained recording procedures and confidentiality. Interviewer engaged child in rapport-building conversation to establish her comfort, competence and ability to communicate. **victim** presented as verbal and with good attention and concentration. Asked about who she lives with, **victim** mentioned her mother. Asked who else she lives with at home, she explained that she doesn't go to her house now because she has to stay at grandma's at night. "When it's Friday, I get to go home." At home, though, are mom, dad, and little brother A.J. Grandma is home-schooling **victim** now. In that home are grandma, grandpa, and their kids Veronica (9), Lynnsey (4), Seth (teenager), and Cassandra (14). Sam is sometimes there, too. He is their son in the military. "My daddy is in the military. But he comes home. He goes to boot camp." Interviewer administered truth-lie assessment. **victim** demonstrated full competence on this task. Interviewer made explicit the expectation of truth-telling in the room today and invited correction by child as necessary. **victim** was assertive in correcting interviewer at various points throughout the interview. Interviewer asked what mom told **victim** about coming here today. "I think she didn't tell me. Just that we're going to meet someone else. Because mommy wanted me to be home because I've been at grandma's too long. Mommy wants me to be home with her." **victim** can't remember why she is at grandma's.

Interviewer introduced anatomical drawings. **victim** said "Ewww!" upon seeing that they were drawings without clothes. She named body parts, including "boobs" for breasts, "private" for vaginal area and penis, and "bottom" for buttocks. Interviewer moved to asking about a range of touches, including hugs, kisses, and tickles. Mama and grandma give her hugs; mommy kisses her on the cheek (pointed on drawing), daddy tickles her belly. Daddy smacks **victim** with a belt on her bottom and legs. The spanking is on pants and leaves "red marks." "He just grabs a belt and then he comes in and smacks me with it." A.J. gets smacked, too. Grandma smacks Veronica and Lynnsey, too. One time A.J. threw a rock and hit **victim** in the head with it. "It hurted." Interviewer asked if there are parts on her that others are not supposed to touch. "Everybody's not allowed to touch the private." She pointed on the drawings to vagina, penis, and bottom. Asked if somebody ever touched her on her private. **victim** paused and then nodded her head yes a little. Interviewer asked her to talk about that. "I don't want to. I don't want to tell anybody." Did you already tell somebody? "I told two people." Interviewer acknowledged this, apologized for asking her to tell again, and explained that in my job I have to get my information "from the kid not from anyone else." Interviewer asked if the touching had happened one time or more than one time. "More than one." Asked if the touches were on clothes or skin, she stated "Clothes." Asked who touched her private, she stated "I don't want to tell." Asked what would happen if she told, she said "Mmm, I would cry. When I tell someone, I always cry, like the two people I told." Interviewer reassured her that it would be okay if she cries here today. Interviewer asked who she told already. "It was Christalynn and another guy." **victim** said she doesn't know his name, but he's nice. Mommy knows his name.

Evaluator Signature:

Alicia Benedetto, Ph.D.

Date:

11/06/06

Narrative Summary Continuation Page

Interviewer asked how come she has to stay at grandma's at night. **Victim** got comfortable in the chair and said "I think because of that stuff." Interviewer provided reassurance that she was not in any kind of trouble for talking here today but that interviewer wanted to make sure she gets the right idea about stuff. Interviewer asked what that stuff is. "The privates." Interviewer asked what part **Victim** could tell. She pointed to the vagina and buttocks. **Victim** stated again that she did not want to tell. Is it a grownup or a kid or someone else? "Grownup." And is it somebody that you know or somebody you don't know. "I know." Interviewer asked again what will happen if she tells. "Then my daddy will be maddy." How come? "Cause he was the person who touched." She said that he would be mad if she told. "I think I know he's going to be mad." Interviewer provided reassurance and made sure that child understood that interviewer would not be telling dad what she said here today. Interviewer asked if she could tell about one time she remembers. This was too hard a task at this point. **Victim** confirmed that it happened more than once, when she was six and seven, she wasn't sure about before that. When asked what he touched her private with, she pointed to the hand. Clothes were on. She could not explain what his hand was doing at this point. Asked where she was, she said "At our house (mommy and daddy's). In mommy and daddy's room." Daddy and **Victim** were in the room. **Victim** signed "dad" with her fingers. They were in the bed. Asked to explain more so interviewer could be sure she has the right idea, **Victim** said "You do." His clothes were on. Asked if her clothes ever got taken off, she shrugged. She seemed to be having a hard time verbalizing anything. "I'm thinking about some things. I can't get it out." What's making it hard? "I just don't want to say it." Interviewer provided further reassurance. **Victim** stated again that her dad will be mad if she tells. **Victim** thinks he will whup her with a belt if he finds out. Interviewer explained again that dad won't be hearing anything she says from me. **Victim** stated that Mommy and grandma know because Christalyn told them. **Victim** explained that she had talked to Ms. Barrens (the guidance counselor), who called Christalyn, who told Mommy and grandma and now **Victim** has to stay at Grandma's house until Friday. Ms. Barrens had asked to talk to **Victim**. **Victim** told her "a little bit." She told her that "My daddy touched the private." **Victim** had to tell Christalyn, too. Interviewer empathized with **Victim** having to tell about what happened yet again. Asked if something went in her private or on it, **Victim** said "Ewww," then shrugged. Asked what her dad said to her, she said "He pinky promised that he wouldn't do it, but he still does it." When he was going to the military, "he said he would stop doing that stuff, but he still does it." Interviewer asked her to tell about the last time something happened. It was after the pinky promise. He started doing it. Not to me, to the pillow. It's nasty. Jumping on the pillow. He was watching a bad show. It had two girls and a boy. They were doing sex." It was on t.v. "I just came in to tell him I was done with my homework. I just saw two girls and a boy." Did you ever see a show like that? "When he told me to re-wind the movie. We had Time-Warner Cable." **Victim** explained that she was supposed to re-wind it back to the "s-e-x." She re-wound it because he told her to. She described seeing people and sex with their clothes off. "We tried to re-wind it, me and daddy, but it didn't work." While he was watching the movie, daddy was "going on the pillow, jumping on it." **Victim** attempted to change the subject by re-directing interviewer to a tiny scratch on her finger. Interviewer provided sympathy and offered to get a bandaid. **Victim** began responding "I don't know" to questions. Asked if she really doesn't know or just doesn't want to talk about it, she stated that she doesn't know. **Victim** acknowledged camera. Interviewer provided reassurance. Asked what mama said about all this, she said "She said I had to stay in the library at grandma's. I'm tired." Interviewer reflected this and asked if the touches were on top of clothes or underneath or something else. She shrugged. Interviewer asked if somebody ever made her touch them on their private. **Victim** wrote "Dad." That happened more than one time. Asked what he made her do, she said "I think he grabbed my hand and made me touch there (penis)." Asked about clothes or skin, she shrugged. Denied that dad had told her anything about coming here today. **Victim** tried to change the subject by drawing a picture of interviewer. Asked how he wanted her to touch his private, she said "I think with hands and rubbing it, pull it." Asked if something came out of his private, she said "Ewww. Pee." Interviewer asked again, for clarification; **Victim** confirmed that "pee" came out. "He goes to the bathroom."

Evaluator Signature:

Alicia Benedetti Ph.D.

Date:

11/10/06

04-23-2008 0034

Narrative Summary Continuation Page

Victim asked if she could draw clothes on the drawings. **Victim** stated that she saw the pee come out and go in the toilet. "It was white. I mean, yellow." Asked what her dad said when she was touching it, **Victim** said "I was touching it. I didn't like it." Interviewer reflected that she had not liked this. **Victim** said that she did not say anything to him. Talking about the pinky promise, she repeated that he said he would quit doing that. "I said can you quit doing that stuff and he said okay and we pinky promised like that (demonstrated)." **Victim** said he did not tell her that he was still doing it, but she found out when she saw the t.v. shows. **Victim** saw the movie when she was seven. Denied that he touched A.J. because he is a boy and doesn't have the right parts. Denied knowledge of dad touching any other girls. "Just me." **Victim** stated that she told Veronica, who told Lynssey, who told Aaron and they all started doing it to themselves and each other. What did you tell Veronica? "That daddy was doing it to me." Asked what they did, she wrote "SEX." Asked what specifically they did, she wrote "I don't want to tell." Interviewer offered to get tissues. Interviewer left and returned momentarily with tissues and a bandage for **Victim**'s finger. Interviewer allowed **Victim** to draw for a few moments. She drew two figures, representing interviewer and her self and wrote "Best friends." Interviewer acknowledged her drawing and applied the bandage to her finger and gave her a box of tissues to hold.

The stuff with the other kids happened at **Victim**'s house in mom and dad's room. Asked what she told them, she said that she told them that Dad did sex with me." **Victim** wrote this on the flip chart. **Victim** put stars by the names of the people who did sex stuff--Veronica, Lynnsey, A.J., and **Victim** and Dad (just with Breann). Dad wasn't there when the kids were touching each other. Asked how she knows this she stated "He is not allowed to do it with me, V., L., or A." **Victim** stated that he is "trying to be nicer and don't do that stuff because or else he is going to be moving away from us if he doesn't stop doing that stuff." This is what grandma told her. **Victim** denied knowledge of him doing anything to anyone except her. Asked if he did something besides touch her private, she drew a picture on the flip chart of a hand, a penis, and something coming out of the penis. She explained that it was dad's penis and her grabbing on to it and "pee" coming out of it. **Victim** said this was something that happened. "When it started coming out, and then he ran into the bathroom." The pee almost got on **Victim**. It did get on dad, on his stomach. This happened more than one time. Asked again about what happened with Veronica, **Victim** explained that she put her hand on **Victim**'s private where pee comes out. She got this idea from **Victim**. Veronica thought it was "cool, but I didn't like it because it was nasty and gross." Grandma and mom found out about what happened between the kids. They said "No doing it." **Victim** wrote "You are my friend 4 ever" on the flip chart. Interviewer acknowledged this. Interviewer tried to establish when grandma told her about daddy trying to be nicer. **Victim** said it was after she had gone to stay at her house. "I'm getting tire. You smell like my mommy." What does mommy say about all this? "That I have to stay at grandma's until it's Friday." **Victim** explains that, on Friday, grandma and her kids are moving to Florida. "Me going back home." **Victim** isn't sure if dad is staying or going to move. "At Christmas, I get to go see my grandma in Florida." **Victim** thinks mommy or grandma told her she will be going home Friday. Interviewer reviewed what she had said about her father touching her and making her touch him. "No one's allowed to touch there or there (pointing to vagina and buttocks)." And who told you that? "I told me that." Interviewer asked if she had any worries about getting touched if she goes home. "Nope Because he wants to stay with mommy because daddy loves mommy. Mommy is probably going to have two more babies. I hope. I want a sister." **Victim** just knows all this because they always kiss. Asked if she ever saw any real people doing sex, **Victim** said she heard her mom and dad watching t.v. and heard "Sex in the City."

Interviewer asked if there had been any other times when she had to watch some movies like the one she had to re-wind. She said the last time, there were two girls and a boy and they started doing sex and touching privates. daddy was watching it and **Victim** was in there doing her math. Daddy knew she was in there. He didn't do it to her that time. He did something to himself. **Victim** drew a picture of a hand and a penis, which she labeled.

Alicia Brantley, Ph.D. 11/10/06

Evaluator's Signature:	Date:	
------------------------	-------	--

Did he want you to touch his private that time? "Yeah. I was doing my math and he said get up here so he could see my math. He was behind me looking at my bottom and he was looking at this (crotch)." He pulled up her shirt in back. She pulled it back down. She then said that she "took all the keys" and ran into her room and locked it. She did this because "he was trying to pull my pants down." Asked if there were some times when he did get her clothes off, she said "Yeah." She picked up a little piece of paper she had twisted into a narrow twist and pantomimed rubbing it up and down. "Last time, he wanted me to do this." When he took her clothes off, she was in mom's and dad's room. "I was naked. I didn't like it." Asked how his clothes were, she said "I don't know." After your clothes were off, what was the next thing that happened. In a quiet baby voice, she said "Mmm, I think he started to touch my private." Asked what parts he used to touch her she indicate a hand and pointed to the penis on the drawing. "He put me on the bed and then he started looking at it." **Victim** was lying on the bed. Interviewer introduced dolls as a demonstration aid, making it explicit that one represented **Victim** and one represented her dad. Interviewer asked her to fix the dolls how it really was. She undressed the girl doll and showed the male doll touching the vagina with his hand. "He was holding me down with his hand and touching the inside of it." What did that feel like? "It was nasty." **Victim** then undressed the dad doll and explained that she had to pull his private "like that, fast." She then said "He grabbed me and (she demonstrated penile penetration of her vagina with her on top of him." Interviewer commented that she had not told about that part before. "Unnh unh." Is that something that happened? Nodded yes. **Victim** explained that she had seen him on his stomach self-stimulating against a pillow while watching a movie ("that's the jumping part") and he grabbed her and here she again demonstrated the penetration. "Then he flipped me over and he was like that (showed dad on top of her)." What did he say to you? "He said it felt good." She then also demonstrate her performing oral sex on him. Interviewer again stated that this was not something she had mentioned before and asked for clarification if it was something that had happened. She said that it was. She also showed him performing oral sex on her, again saying that it happened. She stated that the vaginal penetration happened more than one time. She showed herself placed on his lap and his penis coming through her legs from behind. "And he started jumping (demonstrated thrusting). She then showed the girl doll on top of the male doll again and said that he told her to put her legs "like this" and demonstrated spreading the legs wide. She also showed the **Victim** doll licking the dad doll's penis and butt and verbalized this. Interviewer had **Victim** confirm that the individual's she was referring to here were **Victim** and dad. She also explained that her dad licked her chest area. "Daddy was licking my boobs." This stuff happened when she was 6 and 7. **Victim** then wanted to show some activities that took place with her brother and Lynnsey and Veronica. "We were outside playing with no clothes on (this was Veronica's idea)." **Victim** showed and described Aaron trying to put his penis in Veronica. **Victim** was there when he did that. She doesn't know how he knew how to do it. "He just came over and he did it."

Interviewer reviewed what **Victim** had described happening with her father, asking her to confirm that what she had showed was all stuff that happened. **Victim** then helped re-dress the dolls. Acknowledging what she had already said about dad and Veronica, interviewer asked again if any other people besides dad had ever touched her or made her touch them. "Just dad." Interviewer reviewed individually all of the people at grandma's house, including Sam, Cassandra, Seth, and grandfather. **Victim** denied that any of them had ever touched her. Asked if she was ever told not to tell about what happened, she said mommy told her that no one is allowed to tattle tale unless it's something bad like kissing. Asked if it was okay to tell about what happened with dad, she said it was. Interviewer reminded her that she had said she was fearful he would be angry. "I'm getting kind of nervous. I'm like, shaking." Asked what was making her nervous, she said "About telling people about this stuff. I'm feeling kind of shaky about this." What part makes you shaky? "Doing this stuff, the dolls. I might get in trouble." With who? "Daddy." **Victim** denied having been told she would get in trouble. Interviewer reviewed that **Victim** said that grandma was going to Florida and she herself would be going home. Interviewer asked what she thought should happen. "No more sex." Like no more sex with who? "Me, Veronica, Lynnsey, A.J. and daddy." If somebody did, what could you do? "Tell a grownup." Asked if she talked to her mom about her dad, she said that mom told her she should always tell on something bad. The first person **Victim** told was Ms. Barrens, then Christalyn, then "that guy" then this interviewer. **Victim** wasn't sure if it was okay with mom that she tell about

9 Alicia Bengtson P. 0030/10/06

this stuff. "I think she might make me go to someone else." victim said dad is still living at her house at this time. Interviewer reviewed a safety message with victim. Interviewer took another short break during which victim completed a drawing for interviewer, writing on it that we are best friends and "I like you. You are nice." Upon returning, interviewer asked for some clarification as to who the man was that victim had spoken with about her dad. She stated that her mom took her to see him and he talked to them and he was nice. Mommy knows his name. They just went to him one time. Interviewer thanked victim and ended interview.

Alicia Benedette, Ph.D. 11/10/06

04-23-2008 0037



Assessment & Resource Center
The Children's Advocacy Center of Richland County
Serving the Midlands

FAX TRANSMITTAL COVER SHEET

TO: Tru. Roy Mafford

ORGANIZATION: Lexington Co. SD

FAX: 785-1162

FROM: Barbara Wymar, Adm. Spec. II

DATE: 11-17-06 TOTAL # OF PAGES (including cover sheet): 11

COMMENTS: Report (physical) on B. Wilson. Please fax us
a copy of the incident report. We will need it to file
w/son. Thanks so much.

PLEASE NOTIFY US IF ALL PAGES ARE NOT RECEIVED:

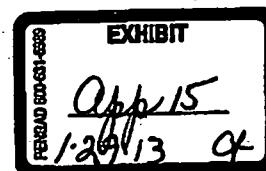
PHONE: (803) 898-1470

FAX#: (803) 898-1471

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The ARC is a combined effort of
Children's Hospital of Palmetto Richland, William S. Hall Psychiatric Institute & U.S.C. School of Medicine
The ARC • Wilson Building • P.O. Box 119 • Columbia, SC • 29202





SOUTH CAROLINA
Children's Advocacy
 Medical Response System

Child Maltreatment Protocol

Demographics

Child's Name Victim DOB [REDACTED] Age 7 Sex M F
 Medical Provider Susan Luberoff, MD Location ARC Date of Evaluation 11-1-06
 Child Brought By Jessica Wilson, Chrissalyn Thompson Relationship to Child mother, DSS
 Forensic Interviewer (if applicable) Alicia Benedetto, PhD, LCP
 School Name (if applicable) home school Location _____ Grade 2

Agencies Involved/ Referral Information

DSS County Lexington Social Worker Chrissalyn Thompson
 Phone Number 951-1508 Alternate Phone Number _____
 LE City/ County Lexington Sheriff Officer _____
 Case Number _____ Phone Number 359-8230 Alternate Phone _____
 Referral Source (if different from above) _____
 Agency _____ Phone Number _____

Reason for Referral

(provide brief history of allegation and indicate alleged perpetrator and relationship to child, if known.)

A report was made to LCDSS on 10/20/06 after Victim made statements to her guidance counselor that "her dad touched her private parts and has taken her hand to touch his private parts." Victim told her guidance counselor and caseworker that "It has been happening since kindergarten." Victim's teachers and guidance counselor reported that they have been "watching her for approx. a year because she has been known to kiss other students and touch other students' private parts." Victim also "wrote a note to another student, asking him if he wanted to have sex with her." Ms. Thompson (caseworker) explained that Victim revealed evidence that she has been exposed to pornography. Victim alleges that her "dad put the movie in and asked her to get in the bed with him and he touched her private parts." She reported that the people in the movie were doing the "s thing." Victim said that she "saw the naked people on television one time and on movies in her parents' bedroom." Dad works for Time Warner Cable and has stated that they get all the channels at their house. Father has very young sisters that are -9 yo and up. The grandmother (dad's mother) reports inappropriate fondling between Timothy's sisters. They have also been "found licking the private parts of the youngest grandson." Bio-parents do not believe that Victim is telling the truth. Mother claims that Victim and her father are never alone together, however, father has been living with the family since Victim was born. Ms. Thompson has requested a full forensic interview and medical examination.

Examiner's Initials SL
 Date of Evaluation 11-1-06

Page 5 of 12

Child's Name victim

DOB [redacted]

History of Present Illness
(specify the source of information and relationship to child)

Born at term in Cambridge, Ohio, induced a few days early due to low amniotic fluid. Went home with mother from nursery. Birth weight 7 pounds 14 ounces. Has been healthy.
Jan 2006, no ill.

Immediate Family History
(current and/ or past) of **Domestic Violence, Substance Abuse, or Mental Illness**

Has there been any prior involvement with Department of Social Services? (specify year, reason for involvement if available)

no

Has there been a previous sexual abuse allegation for this child?

no

Examiner's Initials SL
Date of Evaluation 11-17-06

Child's Name Victim DOB [REDACTED]

History of Injuries (check all that apply)

Has your child/ adolescent ever had:

Broken Bone Yes No **If yes, at what ages?** _____
 How did it happen? child reports "breaking her leg" when she fell over her dog, but did not go to the doctor or wear a cast

Burns Yes No **If yes, at what ages?** _____
 How did it happen? _____

Stitches Yes No **If yes, at what ages?** _____
 How did it happen? _____

Comments _____

Pertinent Family History (check all that apply and indicate relationship to the child)

Easy bruising, mucosal bleeding, bleeding into the joints **Specify** _____

Deafness **Specify** _____

Repeated fractures, bone deformities **Specify** _____

Poor dentition/ tooth enamel **Specify** _____

Developmental Delay **Specify** _____

Comments _____

Behavioral History (check all that apply)

Having difficulty sleeping

Clinging/ whining **Specify** _____

Fearful of being left alone

Sad or crying easily

Quiet or withdrawn

Hitting/ biting siblings/ friends

Sexualized behavior

Doing Poorly in school

Drinking Alcohol

Using drugs

Started having sex

In trouble with the law

Has your child run away from home? Yes No

Has your child tried to hurt him/ herself? Yes No

Difficulty making/ keeping friends

Other (please list) _____

Comments _____

Examiner's Initials [Signature]
Date of Evaluation 11-1-06

Child's Name Victim DOB [REDACTED]

Physical Review of Systems (check all that apply)

<input type="checkbox"/> Dysuria	<input type="checkbox"/> Genital Bleeding
<input type="checkbox"/> Bed Wetting <input type="checkbox"/> Day <input type="checkbox"/> Night	<input type="checkbox"/> Anal Bleeding
<input type="checkbox"/> UTI How Frequent? _____ Last Episode? _____	<input type="checkbox"/> Vaginal Discharge
<input type="checkbox"/> Constipation	<input type="checkbox"/> Penile Discharge
<input type="checkbox"/> Soiling of Underpants	<input type="checkbox"/> STD
<input type="checkbox"/> Change in appetite	Specify _____
<input type="checkbox"/> Frequent stomachaches	Age of menarche _____
<input type="checkbox"/> Genital Itching	Date of LMP _____
<input type="checkbox"/> Anal Itching	<input type="checkbox"/> Use of contraceptives: Specify _____
<input type="checkbox"/> Genital Pain	<input type="checkbox"/> Other Specify _____
<input type="checkbox"/> Anal Pain	

Comments

No medical complaints.

Child's statement to medical provider
 (quote child's words, indicate person(s) present during medical interview and relationship to child)

ARC interview done.

Examiner's Initials SL
 Date of Evaluation 11-17-06

Child's Name victim

DOB [redacted]

Physical Examination

Person (s) present at examination PA Jones, CLS; Laverne Fairnot, LPN; Garrick Messer M3

Relationship to the child ARC staff

Vital Signs Pulse _____ Respiratory Rate _____

Weight 42 %tile _____ Height 47 %tile _____ HC (< age 2) _____ %tile _____

General Appearance/ Demeanor (check all that apply)

Thin WDOWN Overweight Clean Poor Hygiene Active

Shy Crying Cooperative Hostile Apprehensive Withdrawn

	WNL	ABN	Comments
Development	<input checked="" type="checkbox"/>	<input type="checkbox"/>	appeared bashful about genital exam, but did cooperate with encouragement
Skin (If abnormal, attach form PA-1)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	2 small round bruises and one abrasion on point of right shoulder and clavicle, "my dog jumped on me"
EENT (Eyes, Ears, Nose, Mouth, Throat)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	dental repair, healed upper frenulum tear
Lung (Respiratory)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Heart (Cardiovascular)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	innocent grade 1 systolic murmur at pulmonic area, varies with respiration
Abdomen (Gastrointestinal)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Musculoskeletal	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Neurological Exam	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Genitalia (Genitourinary) (if evaluating for allegations of sexual abuse, attach form SA-F for females and SA-M for males)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Examiner's Initials BC
Date of Evaluation 11-17-06

**Form SA-F
Female Anogenital Exam**

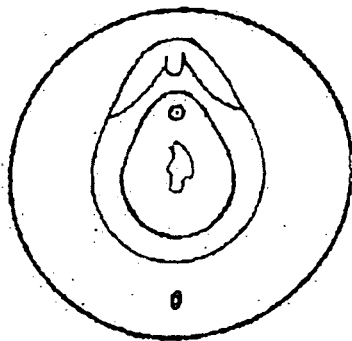
Child's Name: **Victim** DOB: **[REDACTED]**

Tanner: PH1 **[REDACTED]** B1 **[REDACTED]** Colposcope: Exam Photos Positioning: Supine Prone KC Other frog-leg

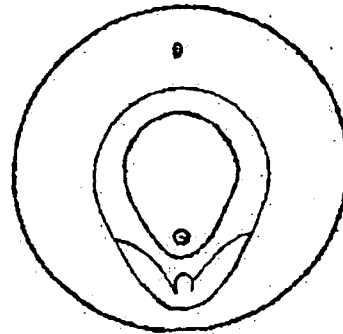
	WNL	ABN	Comments
Labia Majora	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Labia Minora	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Urethra	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Clitoris	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Hymen (describe shape and injuries if present)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	circular, very wide, thin, smooth
Vaginal Vault (presence of discharge)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Fossa Navicularis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Posterior Fourchette	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Perineal Area	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Anus (visual inspection for anal wink, rugae pattern)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Document Findings on Diagrams

Supine



Knee Chest



Other Findings/ Comments

Normal exam, does not rule out sexual abuse.

Examiner's Initials SL

Date of Evaluation 11-1-06

Medical Response System

Medical Questionnaire
Ages 3 - 12

Child's Name Victim Date of Birth
Questionnaire filled out by Mother Jessica Wilson
Relationship to child Mother
Date of visit 11/01/2006

Medical History:

1. Has your child been diagnosed with any of these illnesses or medical conditions? (check all that apply)

- Anemia
- Asthma
- Attention Deficit Disorder w/Hyperactivity (ADHD)
- Diabetes
- Head Injury
- Heart Murmur
- Nasal allergies/sinusitis
- Seizures
- Urine/bladder infection
- Other specify _____

2. Has your child ever been admitted to a hospital? Yes No

If yes

- a. What was the admission for? _____
- b. How old was your child? _____
- c. Name of hospital and city _____

3. Has your child ever had any surgeries? Yes No

If yes

- d. What was the surgery for? _____
- e. How old was your child? _____
- f. Name of hospital and city _____

4. Does your child have any allergies to food or medications? Yes No

If yes, please list _____

5. Are your child's immunizations up to date? Yes No

If no, which are pending? _____

Child's Name

DOB

6. Please check all that apply to your child's health at this time

- Loss of energy
- Weight loss
- Weight gain
- Gums bleed easily
- Bleeds for a long time after a cut
- Difficulty hearing
- Teeth are discolored and break easily
- Hives
- Eczema
- Muscle aches
- Joint pain or swelling
- Trouble with eyesight
- Wears glasses
- Wheezing

7. Is your child taking any medications or vitamins now? Yes No

If yes, what are they taking? _____

What illness/condition are they taking this for? _____

8. Who is your child's doctor? Dr. McCorkquendale

What town/city does the doctor have his practice? Lexington

Family Medical History

Do any of your child's siblings, parents or grandparents suffer any of the following medical conditions? (check all that apply and identify the affected family member of each illness)

- Anemia _____
- Asthma _____
- Diabetes _____
- Drug/Alcohol Addiction _____
- Heart Disease _____
- HIV/AIDS _____
- Mental Retardation _____
- Nasal Allergies _____
- Psychiatric or Mental Illness _____
- Seizures _____
- Other (please list) _____

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Child's Name

DOB

School Attendance

- a. Does your child attend a daycare center or after school program? Yes No
If yes, give name and location _____
- b. Does your child go to school? Yes No
If yes, give the name and location State College / Home School (Now)
- c. Which grade is your child in? 2nd
- d. How is your child doing in school?
 Excellent Good Average Failing
- e. If your child is failing at school, what is the problem? _____

Social History

- a. Please list all adults and children currently living in same home as your child and their relationship to your child: _____
Jessica M. Wilson - mother
Timothy J. Wilson - Father
Avon J. Wilson - Brother

- b. Does your child have a babysitter? Yes No
If yes, give name and location Kari Arbogast Grandma Lexington
Which days and what hours does your child spend with the babysitter?
5 days after school 3-4 hours
- c. Has your family had any previous involvement with DSS? Yes No
If yes, please list the year and reason for involvement: _____

- d. Has there been any domestic violence in your household? Yes No

Additional Comments by Medical Provider

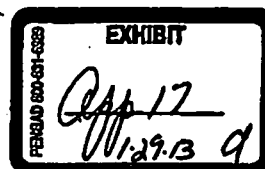
Cambridge, OH

low amniotic fluid, undervol
vag. 7-14
juvenile - no title

Questionnaire reviewed by: [Signature] Review Date 11-17-06
Medical Provider

PRETRIAL STUFF FOR TIMOTHY WILSON

1. Motion for continuance, see Mcknight PCR case. Failure to obtain expert witness was ineffective assistance of counsel.
2. Complete compliance with brady rule 5(a)(1)(C) did not provide us with materials that expert reasonably relied on in forming her opinion.
 - a. Steve Hardeman case and Richard Gray case subpoena for "finding words" materials were served well in advance and were ignored.
 - b. Motion to compel?
3. Sequester witnesses.
4. Insufficiency of indictment: lack of specificity as to dates of alleged incidents.
5. Jackson v. Denno. In re alleged statement given by Mr. Wilson to Dukes.



C. Thompson

South Carolina Department of Social Services
Law Enforcement Report

HR1610-R01

Intake ID: 0001181277

Intake Name: Stepanek, Jessica

10/20/2006

Lexington County Department of Social Services

*1st witness
845
received 10-24*

12-06-2006 0014

TO: Agency Name: Lexington County Sheriff
Address: 521 Gibson Road
Lexington, SC 29072

Section (A) - Intake Decision

Intake Date: 10/20/2006
Intake Decision: Accepted/Approved
Reason Text: Meets Criteria

Intake Time: 09:30AM

Intake Worker: Elfering, Trina
Intake Reason: CPS Investigative Assessment

0423-20060020

Assigned Supervisor: Henry, Sherry
Collateral Contact:

Case ID: 0001072569

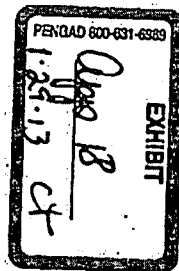
Case Name: Stepanek, Jessica

Referred to Law Enforcement: Yes 10/20/2006

Supervisor Signature:

Section (B) - Address

Type: Household Address
Address: [Redacted]
Lexington, SC 29073



06-089951

Mellard

Directions to Address

Telephone Numbers
Section (C) - Persons Involved

Person ID	Last Name, First	DOB/AGE	Sex	Relationship	Caregiver	Role	Race	Language
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*Palmetto City 25
CU.*

0001332182	Stepanek, Jessica	10/21/1971	Female	Birth Parent	Secondary Caretaker	Non-Perpetrator	White	English
0001332183	Wilson, Timothy <i>Dad</i>	10/21/1971	Male	Birth Parent	Head of Household	Alleged Perpetrator	White	English
0001332184	<i>Victim</i>	<i>10/21/2003</i>	Female	Birth Child		Alleged Victim	White	English
0001332185	Unknown, Aaron	10/21/2003	Male	Birth Child		Alleged Victim	White	English

*Step
sister
10
years*

Section (D) - Allegation

Client Abuse/Neglect Issues Related to this Intake

Sexual Abuse
Physical Neglect

Incident Address:

Incident Date:

Incident Time:

Incident Phone:

*Dad
Jan - Aug -
No Porn
TW Cable
7 years old
upstairs*

*1206
0006-23-2006
0015*

12-06-2006 0015

Allegations/Concerns

Allegedly, Timothy Wilson makes *Victim* and her brother lie in bed with him while he masterbates. Allegedly they are watching pornographic movies while he masterbates and *Victim* is made to rewind the movies to specific parts. Allegedly the other day Wilson had his hand on *Victim*'s private part. *Victim* has also been made to put her hand on Timothy Wilson's penis. Grandmother who lives in the home is allegedly downstairs when this happens. Mother Jessica Stepanek is allegedly not home when this

Section (E) - Children's School Information

Last Name, First MI	School ID	Grade	School Name	Address	Telephone
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Section (F) - Victim's Unique Attributes

Person ID	Last Name, First	Sex	In Imminent Danger	Need Medical Treatment	Need Medical Evaluation
0001332184	<i>Victim</i>	Female			
0001332185	Unknown, Aaron	Male			

12-06-2006 0016

04-23-2006 0022

Section (G) - Alleged Perpetrator's Unique Attributes

Person ID	Last Name, First	Sex	Degree of Danger to Workers
0001332183	Wilson, Timothy	Male	

Section (H) - Report Risk Factors

Client Characteristics

victim is in the second grade and has been sexually acting out at school

How

Environmental Factors

May be a new living situation for family.

Caretaker Characteristics

Mother is employed at Baby's R US. Father is employed at Time Warner Cable and through Army Reserves

Social/Economic Factors

Facility Operating Practices

Additional Risk Factors

Grandmother allegedly lives in the home.

Section (I) - Risk Tag Information

Child Protective Services

Overall Rating: High

Seriousness High

Age High

Frequency High

Accessibility of Alleged Perpetrator High

12-06-2006 0017

12-23-2008 0023

Section (J) - Screening Information

Was the alleged perpetrator a caretaker of the child or acting in Loco Parentis as defined by Section 20-7-490(5)? **Yes**
If No, is the person responsible negligent in protecting the child?
Is there a specific allegation of abuse/neglect that meets the legal definition? **Yes**

Section (K) - Services History

Section (K-1) - Intake History

Intake ID	Program	Date	Worker	Intake Name	Decision	Risk Rating
0001181277	Child Protective Services	10/20/2006	Elfering, Trina	Stepanek, Jessica	Accepted/Approved	High

Section (K-2) - Case History

Case ID: 0001072569 Case Name: Stepanek, Jessica Status: Open

Service ID	Status	Recipient	Worker	Service Type	Latest Action
0001234096	Open	Jessica Stepanek	Christalyn Thompson	Child Protective Services Assessment	

Section (L) - Person Report

Person ID: 0001332182
Person Name: Stepanek, Jessica
Role: Non-Perpetrator
Relationship: Birth Parent
DOB/Age: 10/21/1971
Sex: Female
SSN: -
Military Branch:

HRI600-R01

South Carolina Department of Social Services

Reporter Report For
Intake ID: 0001181277

10/20/2006

Reporter Name: Rosemary Barrens
Address:

Reporter Type:
Call Reporter Back?
Confidentiality?

Other School Personnel
No
Yes

Phone: (803)957-7022

Source:
Second-Hand Information

Reporter Comments:
Saxe Gotha Elementary School

Collateral Contacts Suggested:

Did Reporter Request Feedback?
No

04-23-2008 0026

12-06-2006 002

South Carolina Department of Social Services
SAFETY PLAN

Name: Timothy Wilson Case Number: 0001072569

DSS has identified the following concerns as placing your child or children at serious risk of harm. The undersigned have developed this plan for the purpose of preventing removal of the child to foster care or as a plan to control safety concerns during the investigation. The parties enter into this agreement voluntarily. The parents' agreement to this plan is not an admission that they have abused or neglected the child.

If YES is checked, DSS has determined that if the preventive services are not provided or are not effective, foster care will be the plan for the child. Yes No

Safety Concern: Sexual Abuse
 Preventive Service: (Include specific action, who will be responsible and who will monitor)
Jessica Wilson agrees to NOT allow any contact between Timothy and both minor children, and Aaron pending the court determination.

Safety Concern: Victim
 Preventive Service: (Include specific action, who will be responsible and who will monitor)
Jessica Wilson agrees NOT to discuss the abuse or the evidence in this case with Victim or Timothy Wilson.

Safety Concern: Victim
 Preventive Service: (Include specific action, who will be responsible and who will monitor)
Jessica Wilson agrees to assure all basic needs and mental health issues are met for both Victim and Wilson.

Timothy Wilson agrees to have no contact with the minor children.

By signing this Safety Plan, the parents and the protector understand and agree that the protector will be responsible for the safety of the child(ren) during the investigation. This agreement will expire in 90 days from date of signature. The parents and protector have the right to and agree to contact the caseworker if they no longer wish to carry out any part of the agreement, have questions, or want to bring something to the worker's attention. If the report is unfounded, the Safety Plan will end automatically on the date of case decision.

Protector's Signature/Relationship to Child <u>Jessica Wilson</u> Parent's Signature	Date <u>2/16/07</u> Date	Worker's Signature <u>[Signature]</u> Parent's Signature	Date <u>2/16/07</u> Date
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Parent(s)/Caregiver refused to sign

Note: Failure to comply with the Safety Plan may result in court intervention to assure the child's safety.

