



**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**



**10/21/2011 CASE OPENING / CHILD ENDANGERING**

**Summary**

On October 21, 2011, BCI Special Agent Mark Kollar met with Special Agent-in-Charge Cliff Evans, Special Agent Supervisor Dennis Sweet, and Special Agent Al Bansky in regards to a request for investigative assistance from Trumbull County Prosecuting Attorney Dennis Watkins. As a result of this meeting, S/A Kollar initiated an investigation into an incident involving the Trumbull County Children Services Agency (TCCS).

**Details**

At approximately 1:00 PM on October 21, 2011, BCI Special Agent Mark Kollar met with Special Agent-in-Charge Cliff Evans, Special Agent Supervisor Dennis Sweet and Special Agent Al Bansky at the Youngstown BCI regional office. At that time, S/A Kollar was informed of a request for investigative assistance originating from Trumbull County Prosecuting Attorney Dennis Watkins. The background information provided on the case was as follows:

Felicia Banks Beemer and her husband, Cody Beemer, attended a supervised visitation with their daughter, Jena Beemer, at the Trumbull County Department of Children Services. Jena was approximately 13 months of age at the time and was under the custody of the Trumbull Department of Children Services. While reportedly being left alone during the visitation in a room at the Children Services office, at 2282 Reeves Road, Warren, Ohio, both Felicia and Cody engaged in sexual conduct with Jena, with said conduct being video-recorded using a cellular phone. Cody is listed in the Ohio Attorney General sexual offender records as being classified a "Juvenile Sexually Oriented Offender".

(Continued)

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar</b> <i>AK</i>
<b>Date of Report: 10/21/2011</b>	<b>Exhibit #:</b>
<b>Investigative Activity: Case Opening</b>	<b>Supervisor Approval: SAS Dennis Sweet</b> <i>DS</i>

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S/A Kollar was provided the following documents from SAIC Evans during this meeting:

- Letter of request from Prosecuting Attorney Dennis Watkins
- Affidavit for Search Warrant sworn by Warren Police Detective Michael Currington and authorized by Judge Peter J. Kontos, dated October 11, 2011, for the search of a Sprint LE cell phone and Sandisk 4G Micro SD HC card.
- Indictment of Felicia Banks Beemer
- Indictment of Cody Alan Beemer
- Facsimile received October 21, 2011 from Dennis Watkins' office, with attached letter from Ohio Department of Job and Family Services Acting Deputy Director Jennifer Justice regarding the initiation of the ODJFS review of the TCCS visitation procedures
- Memorandum from Diane Barber to Dennis Watkins, attested to by Detective Michael Currington, regarding information Currington received from [REDACTED]

The request for assistance centered around two primary issues to be investigated:

1. The facts and circumstances surrounding the supervised visitation of Jena Beemer with her parents, Cody and Felicia Beemer, during which Jena was reportedly victimized at the TCCS Agency. Such information is necessary to assist the prosecuting agency in determining if recklessness or neglect was a factor in the victimization, or if a duty for care was violated.
2. To determine if any record tampering or falsification by employees of the TCCS occurred following the disclosure of the sexual assault incident involving Jena Beemer, as alluded to by [REDACTED]'s statement through [REDACTED], Michael Currington.

(Continued)

**Subject Information**

Name: Cody Alan Beemer  
Address: c/o Trumbull County Jail, Warren, Ohio  
-or-  
(LKA) 322 Austin Avenue, Warren, Ohio 44485  
DOB: 11/16/1988  
SSN: [REDACTED]  
Sex: Male  
Race: Caucasian  
Height: 5'07"  
Weight: 230  
Hair: Brown  
Eyes: Green  
S/V/W: S  
CCH: BCI # C202151



Name: Felicia Banks Beemer  
Address: c/o Trumbull County Jail, Warren, Ohio  
-or-  
(LKA) 322 Austin Avenue, Warren, Ohio 44485  
DOB: 04/19/1990  
SSN: [REDACTED]  
Sex: Female  
Race: Caucasian  
Height: 5'03"  
Weight: 120  
Hair: Brown  
Eyes: Brown  
S/V/W: S  
CCH: BCI # C730664





**Ohio Bureau of Criminal Identification & Investigation  
INVESTIGATIVE REPORT**



**10/24/2011 MEETING WITH PROSECUTORS / CHILD ENDANGERING**

**Summary**

On October 24, 2011, Special Agent Mark Kollar and Special Agent Supervisor Dennis Sweet met with Trumbull County Prosecuting Attorney Dennis Watkins and Assistant Prosecuting Attorney Diane Barber in regards to the requested investigation involving the Trumbull County Children Services (TCCS).

**Details**

At approximately 1:00 PM on October 24, 2011, Special Agent Mark Kollar and Special Agent Supervisor Dennis Sweet met with Trumbull County Prosecuting Attorney Dennis Watkins and Assistant Prosecuting Attorney Diane Barber in regards to the requested investigation involving the Trumbull County Children Services. The meeting took place at the Trumbull County Prosecutor's Office, located at 160 High Street N.W., Warren, Ohio 44481-1092.

During the course of this meeting, general background information on the circumstances surrounding the case were discussed, along with the two primary issues requested to be investigated. These issues were confirmed as being:

1. The facts and circumstances surrounding the supervised visitation of Jena Beemer with her parents, Cody and Felicia Beemer, during which Jena was reportedly victimized at the TCCS Agency. Such information is necessary to assist the prosecuting agency in determining if recklessness or neglect was a factor in the victimization, or if a duty for care was violated.
  
2. To determine if any record tampering or falsification by employees of the TCCS occurred following the disclosure of the sexual assault incident involving Jena Beemer, as alluded to by [REDACTED]'s statement through [REDACTED] Michael Currington.

(Continued)

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar <i>MEK</i></b>
<b>Date of Report: 10/26/2011</b>	<b>Exhibit #: 18</b>
<b>Investigative Activity: Meeting with Prosecutors</b>	<b>Supervisor Approval: SAS Dennis Sweet</b> <i>[Signature]</i>

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S/A Kollar was provided the following documents by Diane Barber at the conclusion of the meeting:

- Search warrant dated October 11, 2011, signed by Judge Peter J. Kontos, authorizing the search of a black Sprint LE cell phone and a Sandisk 4G Micro SD HC card.
- Application to seal search warrant, affidavit, inventory and return
- Order sealing search warrant, affidavit, inventory and return
- BCI Cyber Crimes Unit (CCU) Analysis report dated October 17, 2011, authored by JoAnn Gibb, detailing the analysis of aforementioned Sprint cell phone and Sandisk memory card
- Consent to search form for aforementioned cell phone, prepared for Felicia Beemer, with "Refused" written on the signature line
- Trumbull County Justice Center "Charges" sheet for Felicia Beemer
- Trumbull County Justice Center "Charges" sheet for Cody Beemer
- OHLEG Person Detail printout with Warren Police Department "Juvenile Profile Sheet" and "Adult Profile Sheet" for Felicia Beemer
- OHLEG Person Detail printouts with Warren Police Department "Juvenile Profile Sheet" and "Adult Profile Sheet" for Cody Beemer
- Warren Police Department incident report dated 9/28/2011, case number 2011-00030607
- Investigative narratives of Detective Michael Currington for case number 2011-30607 with dates ranging from 9/28/2011 to 10/24/2011 (1015 hours).
- Trumbull County Sheriff's Office incident report dated 10/05/2011 for incident number 11-078518
- Trumbull County Sheriff's Office Offense Summary Report dated 10/06/2011, authored by Deputy Russell Molinatto, for incident number 11-078869
- Copy of a letter addressed to Prosecutor Watkins from Attorney David Engler, dated October 24, 2011
- Black and white photocopies of ten (10) photographs reported to have been taken of the TCCS facility and visitation room
- Sketch of the Infant Room from the TCCS facility

The meeting at the prosecutor's office concluded at approximately 1:50 PM. Electronic scans of the above documents were placed on a CD-R and submitted as exhibit 18 to the case file. The documents themselves were entered into non-drug evidence at the Ohio BCI regional office in Richfield.



**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**10/24/2011 MEETING WITH NICK KEROSKY / CHILD ENDANGERING**

**Summary**

On October 24, 2011, Special Agent Mark Kollar and Special Agent Supervisor Dennis Sweet met with Nick Kerosky, Executive Director of the Trumbull County Children Services, (TCCS) in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the Trumbull County Children Services facility. The meeting was audio-recorded.

**Details**

At approximately 2:15 PM on October 24, 2011, Special Agent Mark Kollar and Special Agent Supervisor Dennis Sweet met with Nick Kerosky, Executive Director of the Trumbull County Children Services, in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the Trumbull County Children Services facility. The meeting took place at the Trumbull County Children Services office, located at 2282 Reeves Road NE, Warren, Ohio 44483-4354. The meeting was unannounced.

S/A Kollar and S/A/S Sweet introduced themselves to Kerosky and advised him S/A Kollar would be conducting the investigation into the incident. Kerosky advised he welcomed such an investigation and that he would fully cooperate with anything we needed.

S/A Kollar inquired into obtaining the entire case file and notes involving Jena Beemer. After consulting with and bringing in two other employees of the agency, it was determined that the requested documents would be voluntarily turned over to us, as long as we were willing to sign for their receipt. The records will reportedly be compiled and copied by the Quality Assurance department. It was discussed that some records are computerized only, and may pose difficulty in us accessing electronically. It was determined that either hard copies of the files would be made, or the State of Ohio Department of Job and Family Services (ODJFS) would be contacted to provide us with a username and password to access the system.

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>MEK</i>
<b>Date of Report:</b> 10/26/2011	<b>Exhibit #:</b> 1
<b>Investigative Activity:</b> Meeting with Nick Kerosky	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>DS</i>

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Meeting with Nick Kerosky  
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It was reported that Technical Assistance Specialist Anne Kackley, from the Canton regional office of ODJFS, would be conducting an investigation into the policies of the TCCS. Kackley's supervisor was reported as being Vanessa Tower from Columbus.

S/A Kollar advised Kerosky that a more in-depth meeting will likely be scheduled in the future. The meeting with Nick Kerosky concluded at approximately 2:30 PM.

The meeting was audio-recorded with the master CD of the recording being submitted as exhibit #1 to the case file.

**Subject Information**

Name:	Nick Kerosky
Address:	2282 Reeves Road NE, Warren, Ohio 44483-4354 (Work)
Telephone:	(330) 372-2010 Ext. 1104
Cellular:	(440) 218-0387
Email:	kerosn@odjfs.state.oh.us
Employment:	Executive Director, Trumbull County Children Services
Sex:	Male
Race:	Caucasian
S/V/W:	W



**Ohio Bureau of Criminal Identification & Investigation  
INVESTIGATIVE REPORT**



**10/27/2011 RECEIPT OF POTENTIAL EVIDENCE / CHILD ENDANGERING**

**Summary**

On October 27, 2011, S/A Mark Kollar received a BCI Cyber Crimes Unit analysis report and accompanying DVD from BCI Computer Forensic Specialist JoAnn Gibb in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the Trumbull County Children Services (TCCS) facility. The content of the report and DVD was subsequently reviewed, with both being added as an exhibit to the case file.


**Details**

At approximately 11:30 AM on October 27, 2011, S/A Mark Kollar met with BCI Computer Forensic Specialist JoAnn Gibb at the Youngstown BCI regional office in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the Trumbull County Children Services facility. Gibb had conducted a forensic analysis of a cellular phone and memory card for the Warren Police Department (BCI Cyber Crimes Case # CC-11-6-0083). Gibb provided S/A Kollar with a copy of her analysis report for the aforementioned items of evidence, along with a DVD containing evidentiary items copied from those sources.

On October 28, 2011, S/A Kollar reviewed the contents of the DVD to determine if any of the items copied were applicable to the investigation at hand. The results of that review are as follows:

- The DVD contained folders for Exhibits A through F. The folders for Exhibits C, D, E and F did not appear to contain evidence pertinent to the investigation involving the Trumbull County Children Services agency.
- The folder for Exhibit A contained three (3) videos and several pictures that appear to have been recorded in the visitation room at TCCS (among other items). The videos appear to be of Jena and her parents with the file names indicating they were taken on 6/22/2011, 7/20/2011 and 9/7/2011. The approximate lengths were 3 minutes 26 seconds, 6 minutes 22 seconds and 20 seconds respectively.

(Continued)

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar <i>AK</i></b>
<b>Date of Report: 10/28/2011</b>	<b>Exhibit #: 2</b>
<b>Investigative Activity: Receipt of Potential Evidence</b>	<b>Supervisor Approval: SAS Dennis Sweet</b> 

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Receipt of Potential Evidence  
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- The folder for Exhibit B contained, among other items, two (2) videos that appeared to have been recorded in the visitation room at the TCCS. The analysis report lists 4/27/2011 at 10:21 AM and 4/27/2011 at 11:14 AM as the "Modified Date" for these videos. These videos appear to depict, in part, contact with Jena's genitalia, with the entire length of the videos lasting 1 minute 41 seconds and 2 minutes 4 seconds respectively.

S/A Kollar submitted the CCU Analysis Report and accompanying DVD as exhibit 2 to the case file.



**Ohio Bureau of Criminal Identification & Investigation**  
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**10/27/2011 INTERVIEW OF DETECTIVE MICHAEL CURRINGTON / CHILD  
ENDANGERING**

**Summary**

On October 27, 2011, BCI Special Agent Mark Kollar interviewed Detective Michael Currington of the Warren Police Department in regards to his investigation into the alleged rape of Jena Beemer occurring in a visitation room at the Trumbull County Children Services (TCCS) facility.

**Details**

At approximately 12:50 PM on October 27, 2011, BCI Special Agent Mark Kollar met with Detective Michael Currington of the Warren Police Department at his office. Detective Currington had conducted the investigation into the alleged rape of Jena Beemer which was reported to have occurred in a visitation room at the Trumbull County Children Services facility. As a result of his investigation, Jena's parents, Cody Beemer and Felicia Banks Beemer, were indicted on rape and other related charges. S/A Kollar discussed Currington's investigation as it related to the TTCS.

Currington advised that during the course of his rape investigation, both Cody Beemer and Felicia Banks Beemer confessed to victimizing Jena during one visit in a visitation room at the Trumbull County Children Services facility. The exact date of the offense was initially unknown, with Cody and Felicia generally advising it had occurred several months prior. The videos of the offense recovered from the cellular phone memory card, recorded by the Beemers, indicated the videos were recorded on April 27, 2011 at approximately 10:21 AM and 11:14 AM. This coincides with a typical Wednesday visitation at TCCS. Although weekly visitations continued after the date of offense, prior to the crime's discovery, the Beemers reportedly claimed this was an isolated incident and denied any additional victimization of Jena.

Currington did not obtain surveillance video footage from the hallway outside of the room as it was irrelevant to his investigation. There was no surveillance video inside the room.

(Continued)

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar</b> <i>MEK</i>
<b>Date of Report: 10/31/2011</b>	<b>Exhibit #: 19</b>
<b>Investigative Activity: Interview of M. Currington</b>	<b>Supervisor Approval: SAS Dennis Sweet</b> <i>D Sweet</i>

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Currington advised he was not sure of the name of the TCCS social worker who was supervising the visit on that date. Further, he did not question Cody or Felecia regarding the frequency of being checked on by the social worker during their visitations – again, not being relevant to his investigation of the rape.

Currington stated that [REDACTED] had been contacted by a friend and current TCCS social worker, Colleen Lyden. Lyden, who had been Jena's original case worker, had reportedly stated that [REDACTED] had asked her to add information to Jena's case file after the discovery of the rape. S/A Kollar will be contacting [REDACTED] in regards to this allegation. Further, Detective Currington advised that during the course of the investigation into the Beemers' older child being killed by a foster parent, he had been notified by TCCS employees alleging that records were being added to that child's case file as well. Currington stated he had no jurisdiction or investigative authority in that case and referred the complainants to either the Trumbull County Sheriff's Office or Champion Police Department. He did not know if the employees ever filed complaints with one of those agencies or if the allegation was ever investigated.

Currington provided S/A Kollar with updated copies of the investigative reports already in Kollar's possession. Additionally, the following documents not previously provided were obtained:

- Original, pre-indictment charges against Cody Beemer and Felicia Banks Beemer
- Currington's hand-written investigative notes
- Email appearing to originate from the Trumbull County Jail titled "Brief Noon: 9-29-11" in which an incriminating statement made by Felicia Beemer to other inmates was documented
- Evidence report regarding the cell phone seized from Felicia Beemer
- Two (2) Consent to Search forms for computers naming Loretta Banks and Bruce Dixon Jr.
- Rent-A-Center Lease/Rental Agreements for computers for Loretta Banks and Bruce Dixon Jr.
- Correspondence between BCI Computer Forensic Specialist JoAnn Gibb, Detective Currington and the NCMEC

The interview of Detective Currington concluded at approximately 1:47 PM. Electronic scans of the aforementioned documents were placed on a CD-R and added as exhibit 19 to the case file. The documents themselves were placed in non-drug evidence at the Ohio BCI regional office in Richfield.

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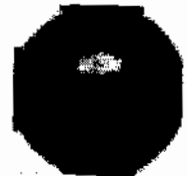
Interview of Detective Michael Currington  
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**Subject Information**

Name: Michael Currington  
Address: Warren Police Department; 141 South Street SE, Warren, Ohio 44483  
Telephone: (330) 841-2512  
Employment: Detective – Warren Police Department  
Sex: Male  
Race: Caucasian  
S/V/W: W



**Ohio Bureau of Criminal Identification & Investigation  
INVESTIGATIVE REPORT**



**10/27/2011 INTERVIEW OF NICK KEROSKY / CHILD ENDANGERING**

**Summary**

On October 27, 2011, Special Agent Mark Kollar interviewed Nick Kerosky, Executive Director of the Trumbull County Children Services, in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the Trumbull County Children Services facility. The interview was audio-recorded.

**Details**

At approximately 2:15 PM on October 27, 2011, BCI Special Agent Mark Kollar interviewed Trumbull County Children Services (TCCS) Executive Director Nick Kerosky in regards to the alleged rape of Jena Beemer that was reported to have occurred inside a TCCS visitation room. Kerosky provided an overview of the case and through Quality Assurance Supervisor Richard Tvaroch, supplied a portion of the documents from the case file (with additional documents still in the process of being compiled and copied).

Kerosky gave a verbal, chronological account of the case beginning with the birth of Jena Beemer on August 18, 2010 at the Trumbull Memorial Hospital. Her parents were Felicia Banks Beemer and Cody Beemer. Although Jena was full-term, she weighed only 2 pounds at birth. Due to her "failure to thrive" and symptoms of drug addiction at birth, the hospital made a referral to TCCS on August 19, 2010. Custody of Jena was granted to TCCS by court order with Jena being placed in a foster home.

Kerosky advised that it is generally their goal to help the parents maintain a bond with the parents through regular visitation, if possible, with eventual reunification or placement with a family member being strived for (when safe to do so). In this case, a Triage Review was reportedly conducted on 8/31/2010 in which the social worker and supervisor discussed the lack of options with relatives and Cody Beemer's prior sex offense. It was determined that foster care was appropriate under the circumstances.

(Continued)

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar</b> <i>MEK</i>
<b>Date of Report: 10/31/2011</b>	<b>Exhibit #: 3, 8, 9, 16 &amp; 17</b>
<b>Investigative Activity: Interview of Nick Kerosky</b>	<b>Supervisor Approval: SAS Dennis Sweet</b> <i>[Signature]</i>

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On September 9, 2010, at a Shelter Care Hearing was conducted at which time temporary custody of Jena was granted to TCCS. Colleen Lyden was assigned as Jena's social worker at that time.

On September 15, 2010, Jena's pediatrician, Dr. Reid, recommended no parental visitations until Jena was at least 8 weeks old. Multiple attempts at Lyden visiting Cody and Felicia Beemer throughout the remainder of September were reportedly unsuccessful.

On October 27, 2010, Cody and Felicia Beemer had their first visitation with Jena, occurring at the TCCS agency. Colleen was reportedly in the visitation room during the entire visit. On the same date, a family-to-family meeting also took place between the Beemers and foster parents.

Jena's weight steadily improved over time. On November 24, 2010, Cody and Felicia had their second visitation with Jena, again at the TCCS agency. Kerosky was not certain as to the level of supervision during this visit.

On December 1, 2010, Jena's case was transferred from Colleen Lyden to [REDACTED]

On January 5, 2011, a group meeting reportedly took place during which the decision was made that only 15-minute checks would be required during further parental visitations. Kerosky was uncertain as to who participated in this decision as he did not have the records with him; but, in general, the meeting would include [REDACTED], TCCS Attorney Susan Collins, [REDACTED], the child's Guardian ad Litem and possibly the parents' attorney.

January 12, 2011 began regular parental visitations, with subsequent visitations occurring weekly thereafter, on Wednesdays at the TCCS agency.

On February 6, 2011, Jena was reportedly hospitalized due to a respiratory illness (RSV) which led to her being placed in intensive care on a ventilator. It was reported that she nearly died. She was removed from the ventilator on February 17, 2011 and her parents visited her at the hospital on February 24, 2011. The supervision status of this visitation was unknown to Kerosky. Jena was discharged from the hospital on March 1, 2011 with visitations cancelled until the pediatrician approved their resumption. Visitations resumed on March 9, 2011, with 15-minute checks by the social worker.

At this point in the conversation, Kerosky stated that the ~~primary concern~~ keeping the Beemers from having custody of Jena was Jena's medical fragility and their ability to care for such a fragile child. He advised that Cody's prior sex offense was well known to all workers involved, but was a ~~secondary concern~~.

Primary  
Custody

(Continued)

On March 21, 2011, Jena was again hospitalized, this time with pneumonia. She was discharged on March 29, 2011 with visitations being cancelled until the pediatrician authorized their resumption. Her weight was recorded as being up to 9 pounds 8 ounces on April 5, 2011.

On April 13, 2011, weekly visitations resumed. Several medical concerns were being addressed during this time frame, with genetic testing being recommended and the consideration of placing Jena on growth hormone therapy.

On April 18, 2011, psychiatric evaluations were conducted on Cody and Felicia. Kerosky did not know the results of the testing or when the results would have been obtained by the agency.

On April 27, 2011, a regular weekly visitation took place. It was during this visitation that it is believed the victimization recorded on the Beemers' cell phone took place (although not discovered until September of 2011).

On May 2, 2011, it was reported that Cody was arrested for domestic violence against Felicia. Weekly visitations continued with no alteration of the 15-minute checks. Cody began attending counseling for reasons unknown to Kerosky around this time period.

Weekly visitations continued with notations being made on some of the dates regarding [REDACTED] being assisted in the 15-minute monitoring by [REDACTED]. Further, several of the weekly visits were cancelled due to illnesses and injuries to Felicia.

On August 1, 2011, the first extension of custody was reportedly granted by the court. A semi-annual review of the case took place on August 17, 2011 involving [REDACTED], [REDACTED], [REDACTED], the foster mother and possibly Jena's parents.

On September 29, 2011, the alleged rape incident was reported to TCCS. No visitations were reported to have occurred since this discovery.

S/A Kollar requested a copy of the TCCS policy for visitations. The document provided reportedly was not part of the regular policy and procedure manual, which was said to be a more human resource oriented manual. Kerosky was uncertain if or how the visitation guideline was distributed to employees. He assumed it was part of their training, but will check and obtain any training documents or manuals that social workers receive.

Richard Tvaroch, the TCCS Quality Assurance Supervisor, was tasked with compiling the TCCS records involved in this case. On October 27, 2011, he provided S/A Kollar with the records that had thus far been copied, with additional records forthcoming. The information provided had been separated into seven (7) categories and was accompanied by a records release form, visitation policy, and an inventory sheet detailing the case-related documentation that was provided. The documents received were as follows:

(Continued)

- **Intakes:**
  1. Dependency 8/18/2010
  2. IR 03/21/2011
  3. Sex Abuse 09/29/2011
  4. IR 10/06/2011
- **Safety Assessments:**
  5. SA 08/26/2010
  6. SA 10/03/2011
- **Family & Ongoing Assessments:**
  7. Family Assessment 10/12/2010
  8. Ongoing Assessment 10/13/2011
- **Care Plan & Visitation Plan:**
  9. Case Plan #2
  10. Visitation Plan 9/09/2010
- **Activity Log Report:**
  11. Activity log report generated on 10/26/2011
- **Semiannual Reviews & Case Reviews:**
  12. 3 Month Case Review 01/04/2011
  13. Case Review Optional 1/04/2011
  14. Semiannual Review 02/17/2011
  15. 3 Month Case Review 05/13/2011
  16. Semiannual Review 08/17/2011
- **Screen Shots:**
  17. "Screen Shots" indicating the creation date of the Activity Logs regarding Parental Visitation that were entered into the system after the 9/29/2011 Sexual Abuse Intake

At the end of the interview, S/A Kollar requested to [REDACTED], as well as the visitation room in which the sexual abuse reportedly occurred (nursery room). [REDACTED]'s work area was a cubicle within a large office area. Her cubicle, relative to the nursery visitation room, was a substantial distance requiring exiting the secured area of the building, passing-through the waiting room near the front entrance and re-entering a secured area on the opposite side of the waiting room. It appeared as though there were three (3) methods to pass through the secured doors. One must use a key, swipe an access card or possibly be "buzzed-through" by a front door receptionist (it was unknown at the time which doors can be controlled by the receptionist). During S/A Kollar's observation, the vast majority of workers utilized an access card. At a later time, S/A Kollar will attempt to determine if the access cards are individualized and if an electronic access log of entries is maintained.

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The nursery visitation room was somewhat unique in comparison with other visitation rooms. It was larger than others, had an attached, private bathroom, as well as a changing table. Further, this room was not equipped with monitoring cameras as several of the other visitation rooms are.

Kerosky advised that the DVR used to record the video surveillance from the TCCS building, including the hallway outside of the visitation room, was currently non-functional. It reportedly had malfunctioned a month or two ago and had not yet been repaired. It was believed to have been functioning in April, although it was unknown if any recordings from the time remained on the hard drive or had been written-over. Further, it was unknown if the malfunction would prohibit any retrieval of information on the device. Kerosky consented to me removing the DVR and having it analyzed by the BCI Cyber Crimes Unit. A written Consent to Search form was completed, signed by Kerosky, along with a BCI Inventory/Receipt Attachment form. The Everfocus EDVR9D1 digital recorder was then entered into temporary evidence at the Richfield BCI regional office pending submission to the Cyber Crimes Unit.

S/A Kollar completed his visit to TCCS at approximately 3:35 PM.

S/A Kollar submitted the master CD-R containing the audio recording of the interview as exhibit 3 to the case file. The documents received were entered into non-drug evidence at the Ohio BCI regional office in Richfield. Electronic scans of the documents were placed on a CD-R and added as exhibit 9 to the case file. A photocopy of the 76 page Activity Log Report, printed on October 26, 2011 from the Statewide Automated Child Welfare Information System (SACWIS) was added as exhibit 8 to the case file, with the original entered into non-drug evidence along with the other documents. The document entitled "Visitation Guidelines for Children in Agency Custody" was entered as exhibit 16 to the case file. The Consent to Search form for the surveillance system DVR was entered as exhibit 17 to the case file.

### **Subject Information**

Name: Nick Kerosky  
Address: 2282 Reeves Road NE, Warren, Ohio 44483-4354 (Work)  
Telephone: (330) 372-2010 Ext. 1104  
Cellular: (440) 218-0387  
Email: kerosn@odjfs.state.oh.us  
Employment: Executive Director, Trumbull County Children Services  
Sex: Male  
Race: Caucasian  
S/V/W: W

Name: Jena Becmer  
DOB: 8/18/2010  
Sex: Female  
Race: Caucasian  
S/V/W: V



**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**



**11/02/2011 INTERVIEW OF [REDACTED] / CHILD ENDANGERING**

**Summary**

On November 2, 2011, BCI Special Agent Mark Kollar interviewed [REDACTED] of the Trumbull County Children Services agency (TCCS) in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the TCCS facility. The interview was video-recorded.

**Details**

At approximately 11:30 AM on November 2, 2011, Trumbull County Children Services (TCCS) employee [REDACTED] was interviewed during a scheduled meeting at the Youngstown BCI regional office. The interview, conducted by Special Agent Mark Kollar, occurred in Interview Room #2 and was video-recorded. The interview was regarding the investigation into the reported rape of a Jena Beemer that was alleged to have occurred at the TCCS facility. [REDACTED]

[REDACTED] arrived at the meeting of her own accord and was not in custody. S/A Kollar began the interview by introducing himself and explaining his role in the investigation. [REDACTED] was then Mirandized utilizing the BCI Miranda Waiver form. The rights and waiver portions of the form were read to [REDACTED] with her acknowledging understanding her rights. [REDACTED] then voluntarily waived her Miranda rights, in writing (exhibit 13).

[REDACTED]

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (▼ - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>MEK</i>
<b>Date of Report:</b> 11/17/2011	<b>Exhibit #:</b> 5, 11 & 13
<b>Investigative Activity:</b> Interview of [REDACTED]	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>[Signature]</i>

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[REDACTED] was asked to describe, in general terms, how the decision regarding the level of supervision for visitations is determined. She stated that [REDACTED] in this case, discuss what they believe to be appropriate under each circumstance. However, she said it is ultimately the decision of [REDACTED]. She believes it is typical for the court to leave the determination as to the level of supervision up to Children Services. The guidelines for the visitations are spelled out in the case plan, although in this case, [REDACTED] was unable to find any documentation regarding 15-minute checks.

When asked for a description of what occurred in this case, [REDACTED] produced two documents, a narrative and timeline, which she stated "[REDACTED] made for me." S/A Kollar took copies of these documents, adding them as exhibit 11 to the case file, but asked [REDACTED] to describe her activity in her own words, not [REDACTED] s.

[REDACTED] She was briefed on the cases by Colleen and [REDACTED] during various meetings with them. She stated she was told verbally [REDACTED] that only 15-minute checks on the Beemers with Jena were necessary. [REDACTED] stated she was aware that all prior visitations had been "eyes-on" during the entire visitation. Further, she stated that she was aware of the family history and of Cody being a sex offender. She believed that the fact that one of Felicia's older children was killed in foster care "played a big factor in visits" and that they were more sensitive to the family as a result.

[REDACTED] stated that it was her understanding that the primary issues regarding Jena being removed from the Beemers were their lack of appropriate housing, lack of income, previous children being removed, Felicia's intellect level, mental health issues, and allegations of domestic violence issues (which the Beemers deny). She stated the Beemers were very resistant to their case plan, although they did make some progress (such as attending parenting classes). She stated the Beemers were appropriate with her as well as with Jena.

[REDACTED] described some of the health issues Jena experienced. She also described how the Beemers were very "needy", often calling her to ask minor questions. She reported them as being very social with other families at the agency, having a hard time keeping them in their visitation room. Although visits began as only one hour, they were increased to two hours after Jena's release from the hospital, due to missed visitation time. They were then maintained at two hours as there reportedly was no compelling reason to return them to one hour.

[REDACTED] stated that the visitations she supervised took place in the nursery, which does not have video monitoring capabilities. She chose this room because Felicia liked it, it was bigger and nicer than other rooms, and because Felicia reportedly had an aversion to some of the other rooms, bringing back memories of her child that she visited who was killed while in foster care. [REDACTED] didn't believe that she ever used video monitoring of the Beemers. She stated that she had another visitation taking place at the same time as the Beemers, making it very convenient to check on both at the same time.

(Continued)

Unsolicited, [REDACTED] then began to list reasons that she was not concerned about Cody sexually offending against Jena. This list was substantially similar to the list in the conclusions section of the "Beemer/Banks Narrative Case Summary" provided to me by [REDACTED] reportedly written by [REDACTED]. She stated that Cody was 14 years old at the time of his offense, spent a year in DYS, completed the program, was released, had no restrictions regarding being around children, was non-reporting and had no other accusations of inappropriate activity with a child since. Further, she stated that she had observed nothing inappropriate from either parent. In fact, she stated they both were very loving toward Jena.

[REDACTED] stated that the Beemers cancelled several visitations due to medical issues or appointments. There was one occasion, however, when Felicia was sick but Cody visited Jena alone. She stated Cody was going to cancel the appointment altogether, but since Jena had already been transported to the agency for the visitation, she convinced him to come for at least one hour. In this instance, Cody wished to bring someone else (from the lobby) into the visitation room with him, to keep him company, but [REDACTED] denied the request.

[REDACTED] advised that she had no concerns or red flags involving the potential for sexual abuse of Jena. She stated both parents would take turns caring for her and that she checked on them regularly (every 15 minutes). She did not notice any change in the Beemers' behavior with Jena over time, even when asked to look in hindsight around the April 27, 2011 visitation when the alleged rape was believed to have occurred.

When asked to describe the 15-minute checks, [REDACTED] advised that they were not necessarily on the quarters of the hour. She may spend ten minutes speaking with the Beemers, therefore would not return until 15-20 minutes later. She stated she would always go into the room, or at least poke her head inside the door, and asked if they were okay. Between checks, she would either be checking on another family that was having visitations (who reportedly required greater supervision) or would be in her office on her computer, watching the clock. She did not set any alarm, nor did she log the times of the checks. [REDACTED] advised that it is possible that she missed some of her checks, although she couldn't remember ever having done so.

The other family, with simultaneous visitation times as the Beemers, was reportedly kept in a visitation room with a camera for monitoring due to having concerns about the child's frequent crying. However, [REDACTED] advised she rarely used the monitoring room, opting instead to perform face-to-face checks on them.

The Statewide Automated Child Welfare Information System (SACWIS) is the computerized repository for case information that is maintained in conjunction with the Ohio Department of Job and Family Services. Each user has a username and password to access the system. The system logs user information and dates when case information is added into the system. If the added information is left in "draft" form by the user, it reportedly can be edited by the user or supervisory personnel with access. Once the information is "completed", the record becomes permanent and no changes can be made (only additional entries can be made, which are logged as to when and who made the addition).

(Continued)

When asked about the use of SACWIS in her cases, [REDACTED] advised that she would generally document everything that happened or was said during her contacts with families, foster parents and children; even if she didn't think it was significant. She would enter the information into SACWIS either the same day or the next - or a couple of days at the most. However, [REDACTED] advised she didn't enter information regarding the Beemer visitations unless something out of the ordinary occurred.

[REDACTED] stated that once the alleged rape in this case was learned of, [REDACTED] asked [REDACTED] to have [REDACTED] enter the information from the visitations into the SACWIS Activity Log. Further, she was told by [REDACTED] to leave her added information in "draft" form, so that it could be reviewed and edited by [REDACTED] and [REDACTED] prior to becoming a permanent record. In this case, [REDACTED] advised the additions were finalized ("completed") by [REDACTED]. According to [REDACTED] this was not typical; as the caseworkers would generally "complete" their own records. [REDACTED] advised she was unable to review what, if any, additions or edits were made to her draft entries as the case was reassigned to another worker and the record was "restricted" to where she was no longer able to view it.

As [REDACTED] reportedly did not have any notes regarding the visitations, she stated she was told to put in "generalizations" of how things looked on a typical day - but to attribute them to a particular visit. She was able to retrieve the dates of the visitations by reviewing other records, such as sign-in sheets, transportation logs, her desk calendar and Visitation Assist form. However, the specific observations could not be attributed to a specific day (although she claimed that they were all observations that she had at some point in time made). She repeatedly stated that she was just following what she was told to do.

When asked how it made her feel to be requested to add this information [knowing it to not be completely accurate], [REDACTED] stated, "I didn't like it. I didn't want to do that. I told her, I was like, that doesn't really feel right. Um. But the way she, you know, I mean, she was told by her senior supervisor to do that. Um. So I guess she felt that [REDACTED] kind of knew what she was doing by asking us to do that. um". [REDACTED] stated that she did not feel comfortable with the request and did not believe [REDACTED] was comfortable with it either. However, she stated everyone was in "panic mode" and [REDACTED] was telling [REDACTED] to do it, so they just did it.

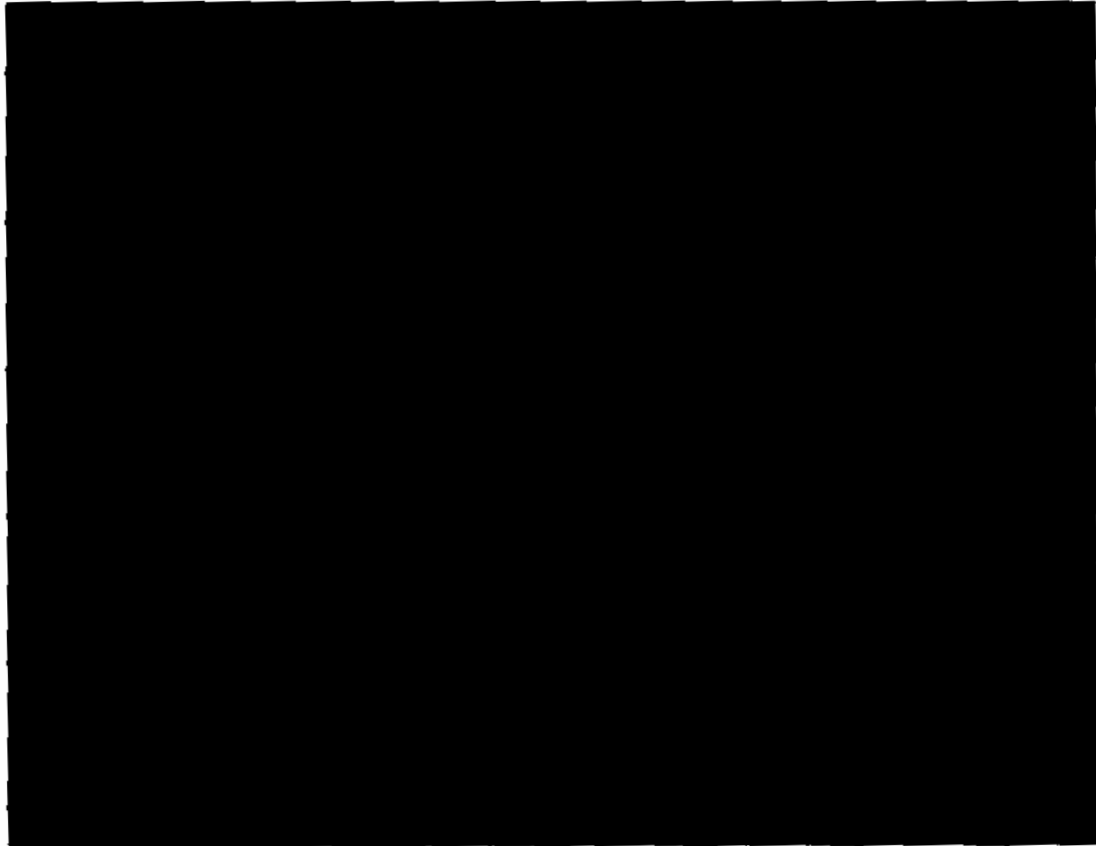
After the records had been added, [REDACTED] reportedly learned that generalizations were used instead of basing the entries on notes. [REDACTED] stated, "I guess, what I guess, what, um, I guess [REDACTED] had thought I had written notes on it when, when she had asked us to do that and it wasn't until after the fact that we were like, 'No, we don't have written notes. You asked us to do this and this is what we did, um, so.'"

[REDACTED] stated, "Um, I guess then, um, I had a conversation with [REDACTED] and she had said that she put an Activity Log in just saying that, um, it was kind of a general theme of what the visits looked like. Um, what the parents were doing, how they were interacting with Jena. Um, and it wasn't like the exact what was going on each day. Like the dates were correct but the activities may not have been the exact day. There was like a generalization."

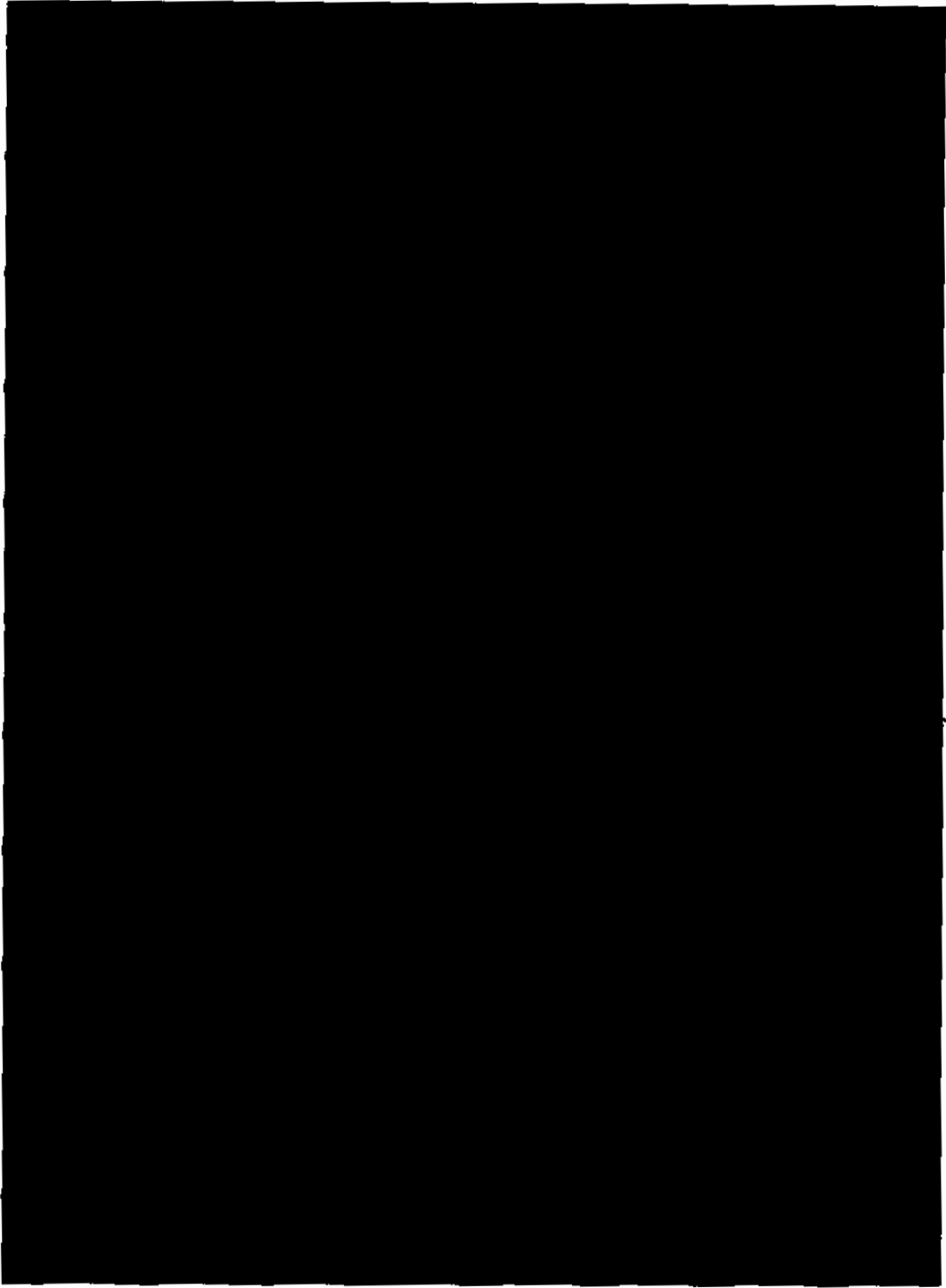
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[REDACTED] went on to say that the previous caseworker, Colleen [Lyden], had not been documenting routine visitations in SACWIS; therefore, she didn't either. She stated she wasn't aware that they were supposed to be entering each visit into SACWIS and was just following what Colleen had been doing. After this incident came to light, [REDACTED] advised there was a meeting where it was learned that some of the caseworkers entered visitations while others did not. She stated that now, everyone must enter information about every visit. She stated she wasn't aware if there was a policy about documenting typical visits.

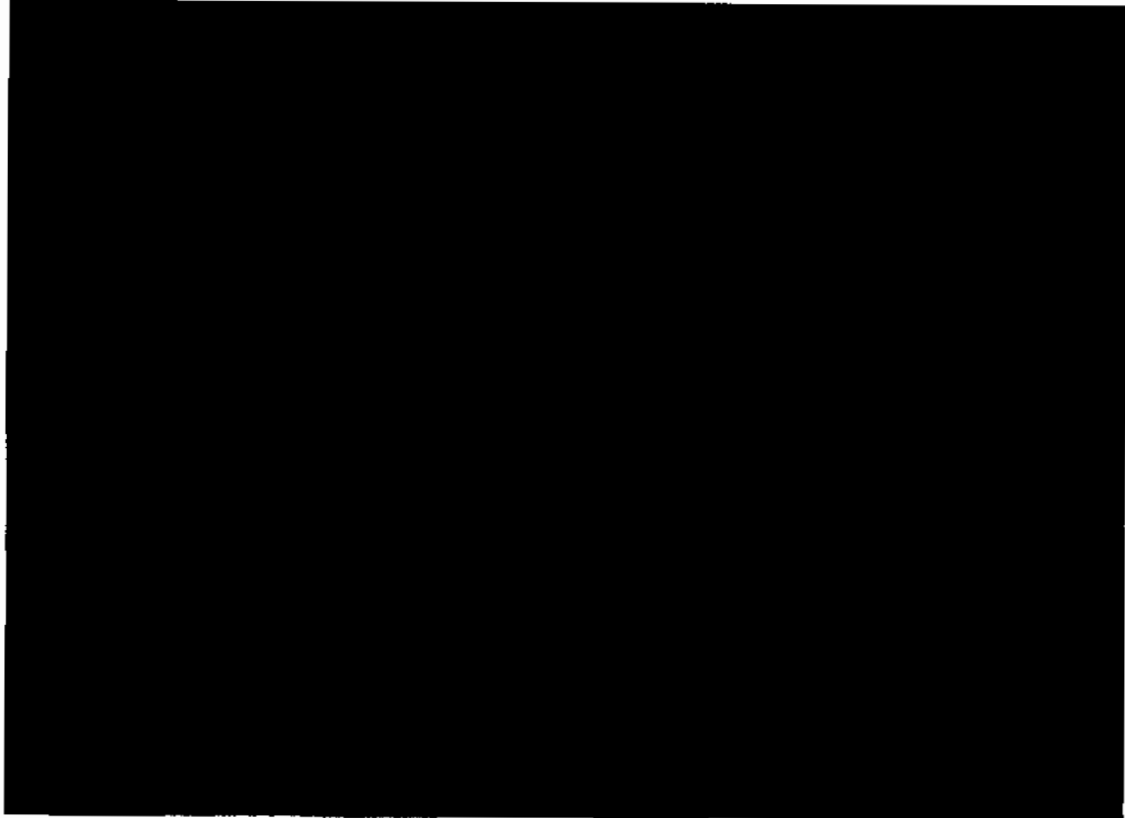
S/A Kollar went page by page through the SACWIS activity logs that he had been provided by Richard Tvaroch, printed October 26, 2011 (noted in a previous Investigative Report as exhibit 8). As the Activity Log printouts do not show the creation date of the record, references will also be made to SACWIS program database "screen shots" that were printed at S/A Kollar's request and attached to the case file as exhibit 26. These "screen shots" show the creation date and time, as well as the name of the creator. The following information is based upon the review with [REDACTED] of the portions of the 76-page Activity Log (exhibit 8) with reported activity during her time as the caseworker for Jena:



(Continued)



(Continued)



[REDACTED] advised that all visitations with Jena, during her time [REDACTED] took place on Wednesdays. When they were one hour in length, the time frame was 10:00 AM to 11:00 AM. *Oncc* extended to two hours, the time was 10:00 AM to 12:00 PM. Make-ups of missed sessions were reportedly not performed. When making the 15-minute checks, [REDACTED] advised she used her door access swipe card unless the door was held open by another. Further, she stated that she would walk to the visitation area through the lobby (requiring logged-door access in both directions)

(Continued)



Interview of [REDACTED]  
SI-78-11-20-1136  
Page 8 of 8

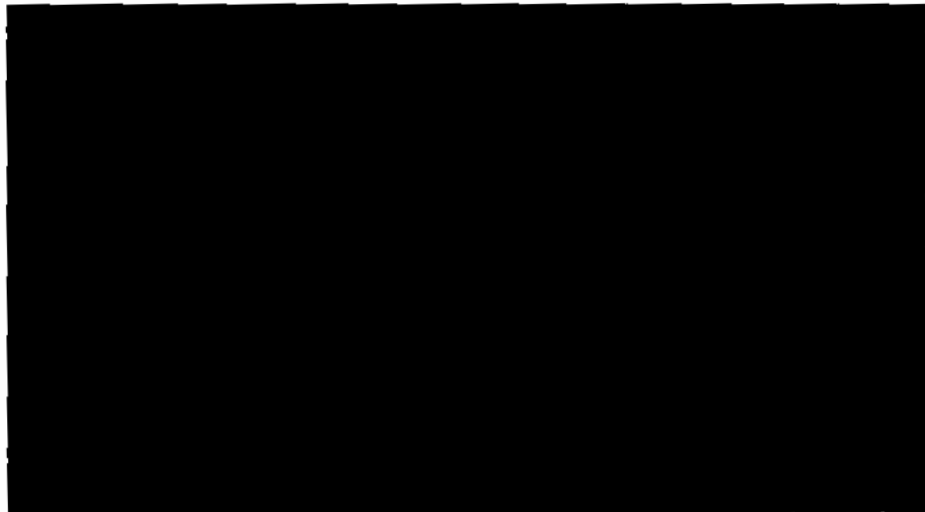
At the conclusion of the interview, [REDACTED] wished to say that "There was nothing to let us know that this might happen" and that she was "Saddened over it, it's difficult". [REDACTED] was provided with S/A Kollar's business card and was asked to contact him should she have any questions or think of anything else relative to the investigation. She was asked to please not discuss her interview with others at the agency during the course of the investigation. The interview was completed at approximately 1:30 PM.

The master DVD-R containing the video of the interview was submitted as an exhibit to the case file (exhibit 5).

**Note:** The interview with [REDACTED] periodically jumped from one topic to another as new thoughts or questions were interjected. This report, therefore, is not a chronology of how the interview progressed. For clarity and ease of understanding, conversations of similar topic were grouped together. Although not in order, the author believes the written portrayal of statements and answers to be within the same context as they were discussed. Further, direct quotations were made to the author's best ability, not being a trained transcriptionist. The author recommends the review of the video recording of the interview.

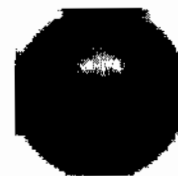
#### Subject Information

Name:  
Address:  
Telephone:  
Employment:  
DOB:  
SSN:  
Sex:  
Race:  
Height:  
Weight:  
Hair:  
Eyes:  
S/V/W:





**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**



**11/02/2011 INTERVIEW OF COLLEEN LYDEN / CHILD ENDANGERING**

**Summary**

On November 2, 2011, BCI Special Agent Mark Kollar interviewed Colleen Lyden of the Trumbull County Children Services agency (TCCS) in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the TCCS facility. The interview was video recorded.

**Details**

At approximately 9:55 AM on November 2, 2011, Trumbull County Children Services (TCCS) employee Colleen Lyden was interviewed during a scheduled meeting at the Youngstown BCI regional office. The interview, conducted by Special Agent Mark Kollar, occurred in Interview Room #2 and was video recorded. The interview was regarding the investigation into the reported rape of a Jena Beemer that was alleged to have occurred at the TCCS facility. Lyden was Jena Beemer's original caseworker from just after Jena's birth until January of 2011.

Lyden arrived at the meeting of her own accord and was not in custody. S/A Kollar began the interview by introducing himself and explaining his role in the investigation. Lyden was then Mirandized utilizing the BCI Miranda Waiver form. The rights and waiver portions of the form were read to Lyden with her acknowledging understanding her rights. Lyden then voluntarily waived her Miranda rights, in writing (exhibit 12).

Lyden advised that she has worked for the TCCS for almost five years, having transferred in January of 2011 from being a Caseworker into Alternative Response (Intake and Assessment). Lyden advised that during her time as a caseworker, she was assigned to Jena Beemer's case (shortly after Jena's birth, before her discharge from the hospital). She then served as Jena's caseworker until January of 2011, at which time the case was transferred to [REDACTED]

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>AK</i>
<b>Date of Report:</b> 11/03/2011	<b>Exhibit #:</b> 4, 10 & 12
<b>Investigative Activity:</b> Interview of Colleen Lyden	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>[Signature]</i>

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At the time of being assigned the case, Lyden stated she was aware of Cody Beemer's history regarding a sex offense he perpetrated as a juvenile. However, she stated that his history as a sex offender was not the primary reason for TCCS taking custody of the child. Since Cody's offense took place as a juvenile, he was non-reporting and had no court-ordered restrictions; the concern was focused more on his and Felicia's parenting skills than any risk of sexual offending against Jena. She stated they had no reason to believe that either parent was a threat to Jena beyond lacking parenting skills and resources.

Upon Jena's release from the hospital, the pediatrician advised that there should be no parental visitations for the first eight weeks as Jena was too fragile to frequently travel. Therefore, the Beemers did not have any visitation with her until around November of 2010. Once weekly visitations began, they were held at the TCCS facility and were scheduled to be one hour in length.

During Lyden's time as Jena's caseworker, she stated approximately eight visits took place. The first four (in November of 2010) were supervised by Lyden with Lyden physically remaining in the room during the visits. She assessed their parenting skills and reported that the parents were doing well with Jena and acting appropriately (with Cody being more nurturing than Felicia). To ascertain if the Beemers behaved differently without her in the room, Lyden left them alone in the room with Jena for periods of time during the last four visits she supervised, in December of 2010, with Lyden monitoring the interaction via video camera mounted in the visitation room. She stated the only time she was not observing the Beemers either directly or by camera was during the brief walk between the visitation room and monitoring room.

In a couple of instances, Lyden advised that Cody visited Jena alone due to Felicia being ill. She stated she monitored these instances very, very closely. She stated she did have concerns about Cody as he was a "wildcard" and she didn't know the status of his mental health. Therefore, she was more proactive with making sure he was okay with Jena - but more so towards his parental interaction than concerns of possible sexual misconduct. Cody reportedly requested assistance in changing Jena's diaper and that overall, he did better as a parent than she had expected.

Lyden advised that it was her understanding that the court had ordered supervised visitation between the Beemers and Jena. However, it was left to the discretion of the TCCS as to what level that supervision would be. Lyden advised that a conference took place between her, [REDACTED] and [REDACTED] regarding lessening the restrictions on the Beemers. Lyden advised that due to the positive and appropriate behavior exhibited during her monitored visits, as well as being sympathetic to the Beemers after the death of a previous child while in foster care, it was decided to allow visitations to be monitored with only 15-minute checks. The fact that Jena was possibly going to be placed with a non-relative (friend of the family) also factored into the decision to lessen restrictions. However, it was immediately after this decision was made that the transfer of the case took place; therefore, Lyden never supervised a visit with only the 15-minute checks.

(Continued)

At the time of transfer, Lyden introduced [REDACTED] to the Beemers. Lyden explained her concerns about the Beemers to [REDACTED] which revolved around parenting skills. One of her other concerns was that the parents would wander the halls and lobby of the agency, appearing to want more interaction with other people than with Jena. It was reportedly relayed to [REDACTED] that all previous visits had been constantly monitored. Lyden could not specifically remember if she told [REDACTED] that Cody was a sex offender, although she stated it was in the file and the supervisors all knew.

The Statewide Automated Child Welfare Information System (SACWIS) is the computerized repository for case information that is maintained in conjunction with the Ohio Department of Job and Family Services. Each user has a username and password to access the system. The system logs user information and dates when case information is added into the system. If the added information is left in "draft" form by the user, it reportedly can be edited by the user or supervisory personnel with access. Once the information is "completed", the record becomes permanent and no changes can be made (only additional entries can be made, which are logged as to when and who made the addition).

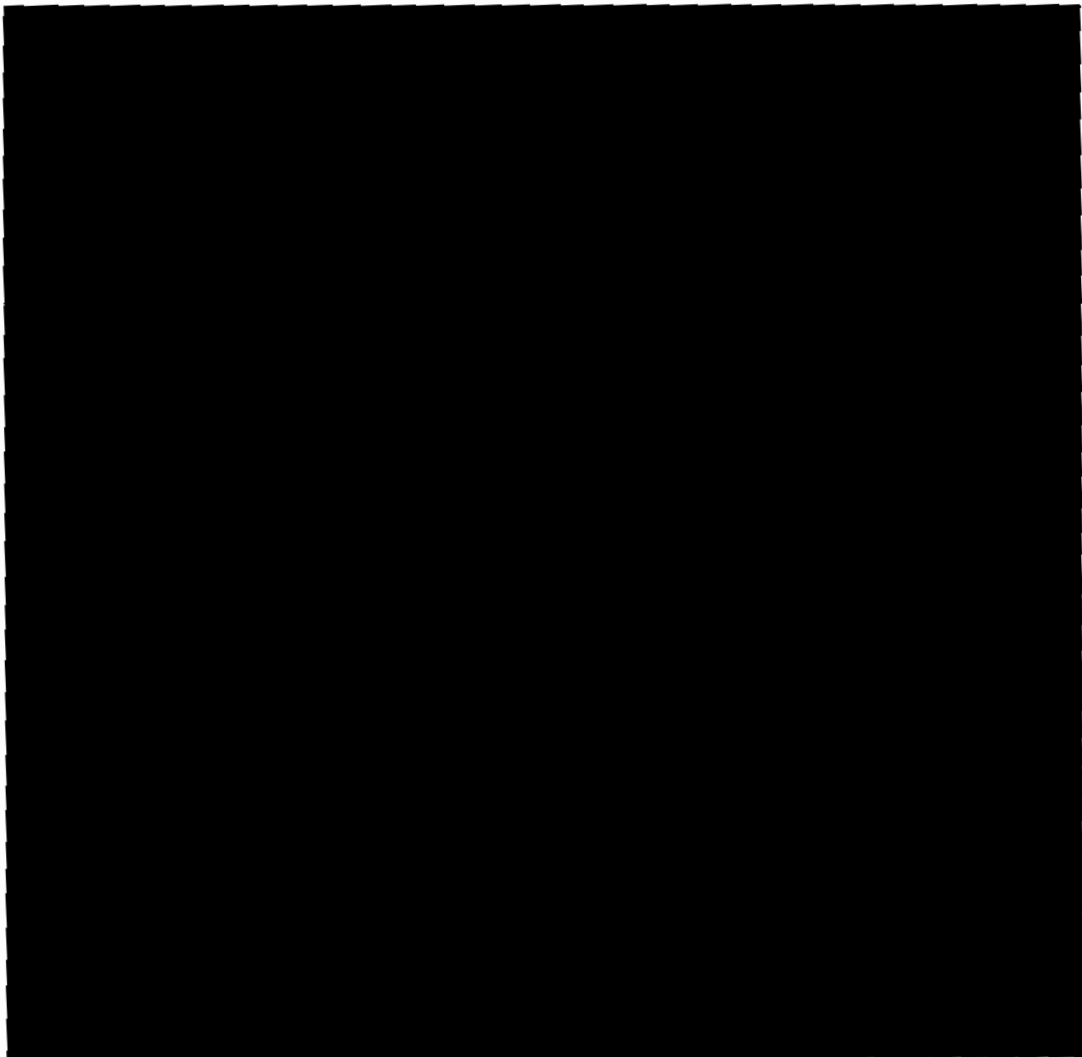
Lyden stated that she did not log every weekly visitation into the SACWIS system. Instead, she only entered information pertaining to these visits if something out of the ordinary occurred. Therefore, she had only entered the initial visits into SACWIS. She assumed there was a policy regarding what should or should not be entered into SACWIS, but she was not specifically aware of one at the time.

Lyden stated that after the alleged rape of Jena had been reported, nearly a year after her activity with the Beemers, Lyden was asked by [REDACTED] and [REDACTED] to add information into SACWIS about each of the weekly visits that she had monitored. Lyden reportedly refused, stating that she had no notes from those visits and that she couldn't remember back that far. [REDACTED] then reportedly asked for at least the dates that the visitations occurred, to which Lyden reportedly told her that they could be obtained from the reception area sign-in sheets.

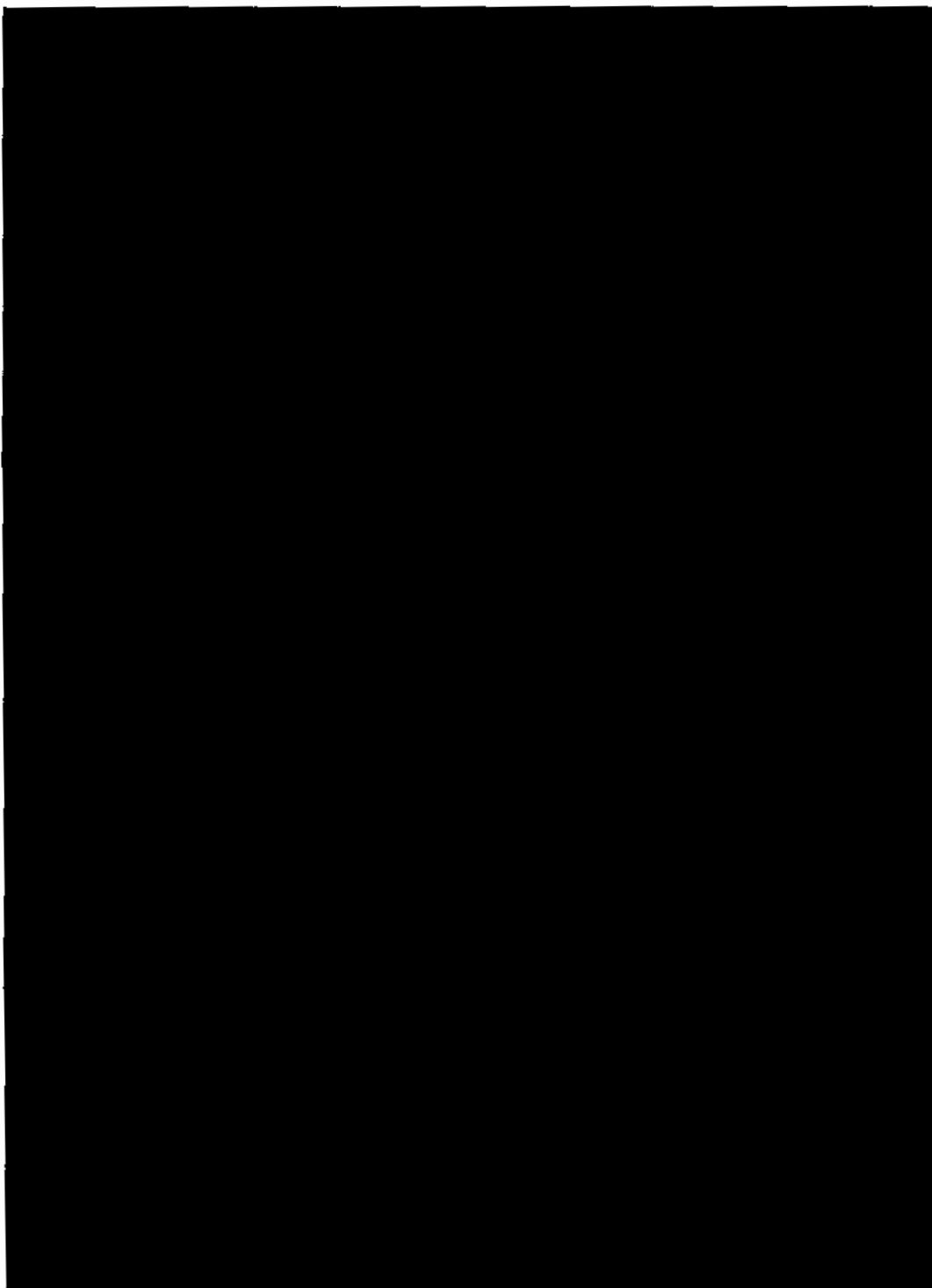
Feeling weary and uneasy about this request, [REDACTED] asked the [REDACTED] to print each of Lyden's narratives that were in SACWIS regarding this case on October 19, 2011, in order to "protect herself". [REDACTED] reportedly was nervous and not happy about doing so, but did as Lyden requested. Lyden provided S/A Kollar with the Activity Log sheets that were printed on October 19, 2011, documenting her activity with the case. These sheets (14 pages) were entered in non-drug evidence at the Ohio BCI regional office in Richfield. Copies of these sheets were added as exhibit 10 to this case file.

(Continued)

S/A Kollar went page by page through the SACWIS activity logs that he had been provided by Richard Tvaroch, printed October 26, 2011 (noted in a previous Investigative Report as exhibit 8). Several additions between what Lyden had written and what now appeared in the system, as evidenced by the most recent Activity Log printout, were noted by Lyden. As the Activity Log printouts do not show the creation date of the record, references will also be made to SACWIS program database "screen shots" that were printed at S/A Kollar's request and attached to the case file as exhibit 26. These "screen shots" show the creation date and time, as well as the name of the creator. The following information is based upon the review with Lyden of the portions of the 76-page Activity Log (exhibit 8) with reported activity during her time as the caseworker for Jena:



(Continued)



(Continued)



Overall, Lyden had very favorable things to say about [REDACTED]. She stated [REDACTED] and was very proactive with the families they dealt with. The fact that [REDACTED] would add information to SACWIS was "very shocking" to Lyden, and was reportedly out-of-character for [REDACTED] - leading Lyden to believe that [REDACTED] was under pressure from her superiors to do so. She stated [REDACTED] had always been a "stickler" for not putting things in SACWIS when you can't remember the date. Therefore, Lyden was surprised "a whole lot" at seeing notes in SACWIS, by [REDACTED] that Lyden had specifically told her that she couldn't accurately recall.

An additional concern Lyden shared with S/A Kollar involved the document "[REDACTED]" for TCCS (noted in a previous Investigative Report as exhibit 16). Lyden advised that friends of hers who still work in the Foster Care section recently had a meeting where this policy was discussed. The revision date at the end of the document was listed as being 5-17-07. A portion of the guideline, specifically item #12 on page 4, references the use of the SACWIS system to log all visitations. However, Lyden advised that the SACWIS system was not in operation at that time (not being "live" until September of 2007). She therefore believed the policy was "suspect" and possibly changed at some point after the listed date on the document. Further, she did not recall ever receiving a copy of this policy. She did not know who the initials appearing at the end of the document belonged to [REDACTED].

At the conclusion of the interview, Lyden was provided S/A Kollar's business card and asked to contact him should she have any questions or think of anything else relative to the investigation. She was asked to please not discuss her interview with others at the agency during the course of the investigation. The interview was completed at approximately 11:05 AM.

The master DVD-R containing the video of the interview was submitted as an exhibit to the case file (exhibit 4).

(Continued)

**Subject Information**

Name: Colleen Lyden  
Address: [REDACTED]  
Telephone: (330) 207-7443  
Employment: Trumbull County Children Services  
DOB: 01/15/1976  
SSN: [REDACTED]  
Sex: Female  
Race: Caucasian  
Height: 5'05  
Weight: 110  
Hair: Red  
Eyes: Blue  
S/V/W: S







**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**11/02/2011 INTERVIEW OF [REDACTED] / CHILD ENDANGERING**

**Summary**

On November 2, 2011, BCI Special Agent Mark Kollar interviewed [REDACTED] of the Trumbull County Children Services agency (TCCS) in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the TCCS facility. The interview was video-recorded.

**Details**

At approximately 1:35 PM on November 2, 2011, Trumbull County Children Services (TCCS) employee [REDACTED] was interviewed during a scheduled meeting at the Youngstown BCI regional office. The interview, conducted by Special Agent Mark Kollar, occurred in Interview Room #2 and was video-recorded. The interview was regarding the investigation into the reported rape of a Jena Beemer that was alleged to have occurred at the TCCS facility. [REDACTED]

[REDACTED] arrived at the meeting of her own accord and was not in custody. S/A Kollar began the interview by introducing himself and explaining his role in the investigation. [REDACTED] was then Mirandized utilizing the BCI Miranda Waiver form. The rights and waiver portions of the form were read to [REDACTED] with her acknowledging understanding her rights. [REDACTED] then voluntarily waived her Miranda rights, in writing (exhibit 14).

[REDACTED] began by providing background information regarding herself, her career and her current position. [REDACTED]

Specific to Jena Beemer, the case came under her department once Jena was to be placed in foster care. [REDACTED] was aware of Jena's birth due to the high-profile nature of the family, with a previous child of the mother's dying while in foster care.

(Continued)

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar</b> <i>MEK</i>
<b>Date of Report: 11/18/2011</b>	<b>Exhibit #: 6, 14 &amp; 31</b>
<b>Investigative Activity: Interview of</b> [REDACTED]	<b>Supervisor Approval: SAS Dennis Sweet</b> <i>[Signature]</i>

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[REDACTED] described [REDACTED] as an [REDACTED] who was trusted with making decisions on her own. [REDACTED]

[REDACTED]'s role in this particular case included consultations regarding Jena's health problems, identifying a foster home for her (the Millers), authorizing parental visits with Jena during her hospitalization and having a home-study conducted of a family the Beemers named for possible placement of Jena. During a staffing in February of 2011, the decision was made not to place Jena with this particular family. In July of 2011, [REDACTED] had additional contact with the case in the form of conducting a custody review of [REDACTED], along with staff attorneys.

According to [REDACTED], the decision to allow the Beemers to visit with Jena, with only 15-minute checks, was made by [REDACTED]. [REDACTED] advised she became aware of that decision at some point afterwards, but did nothing to change it as she felt it was a reasonable decision. She claimed to have not been consulted at the time the decision was made. Cody Beemer's juvenile sex offense was reportedly known by all from the beginning and was evaluated by [REDACTED], the agency's legal department, and the court. The factors taken into consideration were reported to be the fact that Cody was a juvenile offender, was not reporting, he had no restrictions, was 14 years of age at the time of the offense and was 21 at the time of Jena's birth, he was not named as an alleged perpetrator in any additional offenses against children and that he completed his time in DYS.

[REDACTED] stated that the rationale for supervising the visitations had less to do with Cody's offender status and more to do with the parenting skills of both parents. Jena was small and frail, yet Cody had no parenting experience and Felicia's experience was not the best. [REDACTED] reportedly made the decision to have "eyes-on" during the initial visitations in order to assess their parenting skills. Once basic parenting skills were demonstrated, [REDACTED] and Colleen reportedly made the decision to step-down the level of supervision to 15-minute checks. Merely the fact that the visitations were taking place at the agency was reportedly considered restrictive and thought to be a "pretty good safeguard", according to [REDACTED]. [REDACTED] reiterated that the issue with the Beemers centered more on the parenting than offending. [REDACTED] went on to explain how under state screening guidelines, a parent's conviction for a sex offense alone would not be enough for them to even accept a referral (without other evidence). She stated that had Cody fathered a child with a mother who did not lack parenting skills, they would not have been able to remove the child based upon his juvenile history alone.

The Statewide Automated Child Welfare Information System (SACWIS) is the computerized repository for case information that is maintained in conjunction with the Ohio Department of Job and Family Services. Each user has a username and password to access the system. The system logs user information and dates when case information is added into the system. If the added information is left in "draft" form by the user, it reportedly can be edited by the user or supervisory personnel with access. Once the information is "completed", the record becomes permanent and no changes can be made (only additional entries can be made, which are logged as to when and who made the addition).

(Continued)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] advised that no concerns regarding visitations with Jena had been brought to her attention, although she did handle concerns relating to Jena's health and the possible placement of Jena with family friends of the Beemers.

S/A Kollar and [REDACTED] then discussed some of the court-related aspects of the Beemer case. [REDACTED] indicated that the court had a transcript of the shelter care hearing during which issues about Cody's prior sex offense were reportedly raised (although [REDACTED] was not present at the hearing). [REDACTED] stated that the agency has thus-far been unable to obtain the transcript, awaiting the appointment of a visiting judge to the case.

[REDACTED] advised that the TCCS is obligated to provide parental visitation unless otherwise ordered by the court. She stated that a case plan was prepared, which addresses visitation, and that the case plan is incorporated into the court order regarding custody (exhibit 31). In this case, she stated the court did not put any specific restrictions on visitation, leaving the specifics to the discretion of the TCCS (which she reported as being typical for most cases).

As the case plan reportedly required "supervised" visitation, S/A Kollar inquired as to what the term meant in this context. [REDACTED] advised that supervision can range from "eyes-on" with the caseworker physically in the room during the visitation, camera-monitored visitations, or visitations with checks at periodic, pre-determined intervals. (Continued)

[REDACTED] advised that once the allegation of the rape offense was brought to TCCS's attention, the Investigation Department took over, which is outside of her department. She stated that she, along with Executive Director Nick Kerosky and TCCS legal counsel, met with the Warren Police detectives and Assistant Trumbull County Prosecutor Diane Barber, at the prosecutor's office, where they viewed the video of the offense. Since then, she stated her role has been dealing with the "storm" afterwards.

[REDACTED] advised that Trumbull County Prosecutor Dennis Watkins recommended that TCCS request an investigation by the Ohio Department of Job and Family Services. Knowing that a review of their documents was forthcoming, [REDACTED] wished to ensure that all records related to this case were up-to-date. To that end, [REDACTED] advised it was noticed that [REDACTED] had not been in the practice of logging parent/child visits in SACWIS, allegedly not being aware that she had to. [REDACTED] stated that a decision was made by the executive staff to have [REDACTED] put her notes from those visitations into SACWIS. Even though they were aware that the entries would be time-stamped, [REDACTED] believed it better to have the entries in late than not at all. Further, [REDACTED] had reportedly told her that she had notes at her desk.

[REDACTED] had reportedly requested the entries be left in "draft" form, so that edits for grammar and spelling could be made, by her, prior to the report becoming permanent. She reviewed the entries, reportedly only made non-substantive changes and the "completed", or finalized the reports. Afterwards, when preparing to make copies of the documents, [REDACTED] advised she became aware that there had been no notes about those visitations. Further, she reportedly learned that the specific activities listed under specific dates were actually common themes and behaviors that were not necessarily attributable to the dates listed. [REDACTED] stated that this was probably not the best way for them to have done it. She went on to say that what they should have done was log information that was known, such as the dates and 15-minute checks, then write a couple of paragraphs that stated common themes that were observed during visitations instead of associating specific observations to specific dates [arbitrarily]. She stated that the entries would have been more accurate had they handled it in the manner she just stated.

[REDACTED] advised she consulted with Kerosky and legal counsel and it was decided that in an attempt to correct the situation, [REDACTED] would add an entry explaining what occurred, as they did not want the previous entries to be misleading. [REDACTED] stated that she later learned that the notes [REDACTED] had claimed to have were actually notes regarding field visits where [REDACTED] traveled to the homes of the Beemers and foster family, not notes about parental visitations.

[REDACTED] advised that she had given the instruction to [REDACTED] and [REDACTED] to enter the notes into SACWIS when she was under the impression that the notes were regarding parental visitations. She further stated that they are confident about the dates, from a scheduling calendar, and confident about the 15-minute checks, from [REDACTED]'s memory. However, there was no way of knowing for sure about the activities listed.

(Continued)

S/A Kollar asked if the caseworkers were good about conducting the 15-minute checks on visitations. [REDACTED] advised that most workers have a routine and perform the checks as required. She stated that sometimes they may perform the checks sooner than 15 minutes, to add an element of randomness, and that it is not the worst thing if they are a minute or two off when conducting checks. She stated that if a worker did not feel it necessary to perform the checks every 15 minutes, they could simply change the visitation plan accordingly.

When asked about policy and procedure distribution, [REDACTED] stated that there is currently no policy and procedure manual, although one is being created as part of their three-year strategic plan. She stated that when new policies are implemented, they are distributed and trained on as they arise. The [REDACTED], referred to in an earlier Investigative Report as exhibit 16, was reportedly developed together by [REDACTED] and [REDACTED]. [REDACTED] wasn't certain if [REDACTED] had been trained on the policy, as her internship with TCCS may have taken the place of their new-hire instruction from the Training Unit (which included policy training).

[REDACTED] was asked if she believed that Tiffany, Jena's sister, being killed while in foster care had any influence on the parental visitation arrangements with Jena. [REDACTED] advised that they were highly sensitive to the fact of Tiffany being killed and that Tiffany's death was in everybody's mind. She stated that when Jena was hospitalized, they were afraid they were going to have to bury another child from the same family. However, she stated she doesn't believe that this affected their judgment, nor does she believe it was factored in with the decision to step-down supervision of the visitation to every 15 minutes.

Near the conclusion of the interview [REDACTED] expressed her concerns regarding the door access card-swipe information, stating that the information may not accurately reflect all employee movements – due to doors being held open, using someone else's card and other possible factors. The surveillance video was also briefly discussed. [REDACTED] asked when to expect the investigation to be concluded. She was advised that this case was a top priority. The interview was then concluded.

The master DVD-R containing the video of the interview was submitted as an exhibit to the case file (exhibit 6).

### Subject Information

Name:  
Address:  
Telephone:  
Employment:  
DOB:  
Sex:  
Race:  
S/V/W:





**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**



**11/3/2011 INTERVIEW OF [REDACTED] / CHILD ENDANGERING**

**Summary**

On November 3, 2011, BCI Special Agent Mark Kollar made contact with [REDACTED] in regards to information she was believed to have pertaining to the alleged rape of a juvenile that was reported to have occurred at the Trumbull County Children Services (TCCS) facility. [REDACTED] provided historical information from when she had been employed at the agency, as well as information reportedly related to her from current TCCS employee Colleen Lyden.

**Details**

At approximately 3:50 PM on November 3, 2011, BCI Special Agent Mark Kollar contacted [REDACTED] via telephone in regards to information it was reported she had involving the investigation into the alleged rape of Jena Beemer at the Trumbull County Children Services (TCCS) facility. S/A Kollar learned of this potential information from both the Trumbull County Prosecuting Attorney's Office (at the onset of the investigation) and from Warren Police Department Detective Michael Currington ([REDACTED]).

[REDACTED] advised that she used to be employed by the TCCS, although not currently. During the course of her previous employment, she reportedly had no involvement with the Beemers or their previous cases.

[REDACTED] stated that she recently had a conversation with current TCCS employee Colleen Lyden, who served as Jena Beemer's first case worker. According to [REDACTED] Lyden told her that she was approached by the management at TCCS and asked to add information into the Statewide Automated Child Welfare Information System (SACWIS). Specifically, they reportedly recently (after the discovery of the rape incident) wished her to add information about the Jena Beemer case from 2010, while Lyden served as Jena's caseworker. [REDACTED] stated that Colleen told her she refused to do so, not having any notes from that time period by which to accurately add the information. [REDACTED] did not reportedly know specifics beyond this.

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>MEK</i>
<b>Date of Report:</b> 11/04/2011	<b>Exhibit #:</b>
<b>Investigative Activity:</b> Interview of [REDACTED]	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>[Signature]</i>

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Interview of [REDACTED]  
SI-78-11-20-1136  
Page 2 of 2

[REDACTED] advised that while she was employed with TCCS, she and other employees had also been approached by their supervisor, on more than one occasion, and asked to add information into SACWIS. [REDACTED] felt that this was wrong and that adding such information was a common occurrence at the TCCS. She advised that the supervisor that she had previously worked under, the one that asked her to add information, was no longer employed at the TCCS. [REDACTED] was never asked to add anything relative to the Beemer case, as she had no involvement with them. Further, she advised she had never worked for [REDACTED]  
[REDACTED]

S/A Kollar's conversation with [REDACTED] ended at approximately 4:04 PM.

Subject Information

Name: [REDACTED]  
Address: [REDACTED]  
Telephone: [REDACTED]  
DOB: [REDACTED]  
SSN: [REDACTED]  
Sex: Female  
Race: Caucasian  
Height: 5'04  
Weight: 150  
Hair: Brown  
Eyes: Green  
S/V/W: W

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**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**



**11/04/2011 RECORDS RECEIVED / CHILD ENDANGERING**

**Summary**

On November 4, 2011, BCI Special Agent Mark Kollar obtained the majority of the remaining documents in the possession of the Trumbull County Children Services (TCCS) agency regarding the custody of juvenile Jena Beemer. These records were requested pursuant to an investigation into the alleged rape of Jena Beemer which was reported to have occurred at the TCCS facility.

**Details**

On October 24, 2011, BCI Special Agent Mark Kollar requested all documentation regarding juvenile Jena Beemer from Executive Director Nick Kerosky of the Trumbull County Children Services agency. These records were requested in regards to an investigation being conducted into the alleged rape of Jena Beemer which was reported to have occurred at the TCCS facility. Kerosky tasked Quality Assurance Supervisor Richard Tvaroch with compiling and copying the requested records. The first lot of completed documents had been received by S/A Kollar on October 27, 2011, as documented in the Investigative Report dated October 27, 2011, titled "Interview of Nick Kerosky". After several telephone and email conversations between S/A Kollar, Kerosky and Tvaroch, the majority of the remaining documents were made available for pick-up on or after November 3, 2011.

On November 4, 2011, at approximately 12:40 PM, S/A Kollar arrived at the TCCS facility and obtained the bulk of the remaining records from Richard Tvaroch. The only documents said remaining were sign-in sheets for each of the scheduled Wednesday visitations. These documents required redacting of confidential information not related to this case prior to their transfer. Tvaroch believed they would be available on Monday, November 7, 2011.

The documents provided on November 4, 2011 include the following:

- Release of Confidential Information by the Executive Director disclaimer letter
- Explanation of door names as related to access card logs

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>MEK</i>
<b>Date of Report:</b> 11/04/2011	<b>Exhibit #:</b> 20 & 22
<b>Investigative Activity:</b> Records Received	<b>Supervisor Approval:</b> <i>[Signature]</i> SAS Dennis Sweet

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- **Inventory sheets of records provided as follows:**

- BCI Documentation (Miscellaneous Documents)
- BCI Documentation (Felicia Beemer family file) 3-page inventory sheet
- BCI Documentation (Jenna Marie Beemer Child's File) [sic]
- BCI Documentation (Legal File) 2-page inventory sheet
- BCI Documentation (Cody Beemer file)
- BCI Documentation (Caseworker's Working File)

- **Miscellaneous Documents File**

1. [REDACTED] Card Swipe Information (11/10 & 12/10)
2. [REDACTED] Card Swipe Information (01/01/2011 – 11/01/2011)
3. [REDACTED] Card Swipe Information (01/01/2011 – 11/01/2011)
4. Front Desk Login Sheet (Redacted) for 04/27/2011

- **BCI Documentation (Felicia Beemer family file)**

1. JFS 01647: Face Sheet 08/31/10
2. Barks/Beemer Timeline
3. Beemer/Banks Narrative Case Summary
4. CSB 064: Referral Screening Form 8/18/10 (Classified Dependency)
5. CSB 065: Triage Review Committee Report and Recommendation
6. CSB 064: Referral Screening Form 02/05/11 (I&R)
7. CSB 064: Referral Screening Form 03/21/11
8. CSB 064: Referral Screening Form 09/29/11 (Sexual Abuse)
9. CSB 064: Referral Screening Form 10/06/11 (I&R)
10. Foster Parent/Other Visitation Form 11/2/10
11. Visitation Assist Monitoring Report 7/20/11
12. Visitation Assist Monitoring Report 9/7/11
13. Visitation Assist Monitoring Report 9/14/11
14. Visitation Assist Monitoring Report 9/28/11
15. Activity Log Report 01/01/2011-01-31-11
16. Activity Log Report 02/01/2011-02/28/11
17. Activity Log Report 03/01/2011-03/31/11
18. Activity Log Report 04/01/2011-04/30/11
19. Activity Log 04/06/11
20. Activity Log Report 05/01/2011-05/31/11
21. Activity Log Report 06/01/2011-06/30/11
22. Activity Log Report 07/01/2011-07/31/11
23. CSB 507: Consent for Release of Information undated and unsigned (Jena Beemer for Rainbow Babies and Children's Hospital)
24. CSB 507: Consent for Release of Information 2/10/11 (Felicia Beemer for Homes for Kids)

(Continued)

25. CSB 507: Consent for Release of Information 8/17/11 (Felicia Beemer for Warren Harding)
26. Forum Health Fax 8/18/10 (drug screen for Felicia Beemer)
27. Akron Children's Hospital Fax 8/27/10
28. Cairns and Mondary M.D. Doctors' Note for Felicia Beemer 9/14/10
29. Trumbull County Children Services Fax to Atty. Laura Berzonski 10/05/10
30. Trumbull County Children Services Fax to Help Me Grow 11/2/10
31. Evans Middlefield Medical Center Pediatrician's Note 3/7/11 for Jena Beemer
32. Evans Middlefield Medical Center Pediatrician's Note 4/2/11 for Jena Beemer
33. Nurturing Program Parenting Group Report Cody Beemer 4/19/11-5/19/11
34. Nurturing Program Parenting Group Report Felisha (sic) Beemer 4/19/11-5/19/11
35. Warren City School District Fax regarding Felicia Beemer 9/6/11
36. Psychological Evaluation Robert Sharpe 11/18/10
37. Psychological Evaluation Shirley Sharpe 11/18/10
38. Scheduling Letter 4/15/11 for Cody and Felicia Beemer
39. Oakwood Counseling Center Psychology Report Felicia Beemer 4/18/11
40. Oakwood Counseling Center Psychology Report Cody Beemer 4/18/11
41. BCI&I report for Robert P. Sharpe 11/24/10
42. BCI&I report for Shirley L. Sharpe 11/24/10
43. Warren Police Ohio Uniform Incident Report DV Incident 5/6/11
44. IQCM Case Members History 8/18/10
45. CSB 061: Letter to Referent 8/31/10
46. Trumbull County Children Services Travel Letter 9/16/10
47. Family Team Meeting Summary Form 12/6/10
48. Ohio Child Support Payment Central Felicia Beemer 5/11
49. Activity Log and Screen Shot (Create Date 10/26/11)
50. Activity Log and Screen Shot (Create Date 10/19/11)
51. Activity Log and Screen Shot (Create Date 10/17/11)
52. Activity Log and Screen Shot (Create Date 10/13/11)
53. Activity Log and Screen Shot (Create Date 10/12/11)
54. Activity Log and Screen Shot (Create Date 10/07/11)
55. Activity Log and Screen Shot (Create Date 10/07/11)
56. Activity Log and Screen Shot (Create Date 10/07/11)
57. Activity Log and Screen Shot (Create Date 10/07/11)
58. Activity Log and Screen Shot (Create Date 10/06/11)
59. Activity Log and Screen Shot (Create Date 10/03/11)
60. Activity Log and Screen Shot (Create Date 10/03/11)

▪ **BCI Documentation (Jenna Marie Beemer Child's File) [sic]**

1. Child's File Face Sheet and History
2. Child's File Dictation 10/8/10
3. Child's File Dictation 1/4/11
4. Child's File Dictation 7/1/11

(Continued)

5. University Hospitals Lab Results Fax 9/9/11
6. Bureau for Children with Medical Handicaps Letter of Approval, Received 5/27/11
7. FDA Recall Letter received 5/26/11
8. Ohio Department of Health Immunization Record Card – Parent's Copy
9. Trumbull County Health Department Fax, consent for Help Me Grow 4/14/11]
10. Trumbull County Children Services fax to Rainbow Babies and Children's Hospital 3/11/11
11. Rainbow Babies and Children's Hospital fax to Trumbull County Health Care Unit 3/28/11
12. University Hospitals Health Systems fax to Trumbull County Children Services 3/25/11
13. Trumbull County Children Services fax to Rainbow Babies and Children's Hospital 3/2/11
14. University Hospitals fax to Trumbull County Children Services 3/1/11
15. Trumbull County Department of Health fax to Trumbull County Children Services received 2/16/11
16. Rainbow Babies and Children's Hospital fax to TCCS 2/8/11
17. Help Me Grow Early Intervention Comprehensive Assessment for Program Planning 12/2/10
18. [REDACTED]
19. JFS 01616: Social and Medical History 11/3/10
20. JFS 01700: Individual Child Care Agreement 8/18/10
21. Akron Children's Hospital Fax 9/13/10
22. CSB 168: Communicable Disease Exam and Medical Screening 8/18/10

▪ **BCI Documentation (Legal File)**

1. Request for Visiting Judge 10/19/11
2. Letter from Attorney Engler to Prosecutor Watkins 10/18/11
3. Memo from Paula Hoffman to Clerks 8/25/11
4. Dispositional Review Hearing, Judgment Entry 8/19/11
5. Praecipe from Attorney Susan Collins 8/17/11
6. Magistrate's Decision Dispositional Review Hearing 8/1/11
7. Hearing Notes 8/1/11
8. Court Notice Filing 7/11/11
9. Internal Email from Paula Hoffman to [REDACTED] and [REDACTED] 7/12/11
10. Request for Extension of Temporary Custody 7/6/11
11. Praecipe from Attorney Susan Collins 7/6/11
12. Summons Cody Beemer 7/6/11
13. Summons Felicia Beemer 7/6/11
14. Judgment Entry Dispositional Hearing 12/21/10
15. Praecipe from Attorney Susan Collins 12/17/10
16. Magistrate's Decision Dispositional Hearing 12/1/10

(Continued)

17. Judgment Entry Adjudicatory Hearing Agreed Decision 11/15/10
18. Praecipe from Attorney Susan Collins 11/10/10
19. Magistrate's Decision Adjudicatory Hearing Agreed Decision 11/2/10
20. Hearing Notes 10/6/10
21. Praecipe from Attorney Susan Collins 10/28/10
22. Praecipe from Attorney Susan Collins 10/22/10
23. Letter from TCCS to Attorney Kim Kohli 10/8/10
24. Docket and Journal Entry 10/6/10
25. Judgment Entry Shelter Care Hearing 9/28/10
26. Appointment of Counsel 9/22/10
27. Court Fact Letter Request for Temporary Custody 9/15/10
28. Praecipe from Attorney Susan Collins 9/24/10
29. Hearing Notes 9/9/10
30. Magistrate's Order Shelter Care Hearing 9/9/10
31. Proof of Completed Service by Deputy of Authority Cody Beemer 9/9/10
32. Proof of Completed Service by Deputy of Authority Felicia Banks Beemer 9/9/10
33. Internal Email from C. Lyden to S. Collins, [REDACTED] and [REDACTED] 9/13/10
34. Fee Statement of Deputy of Authority 9/8/10
35. Letter from TCCS to Attorney L. Berzonski 9/8/10
36. Judgment Entry Appointment of Guardian Ad Litem 9/8/10
37. Notice of Hearings: Shelter Care, Adjudicatory, Dispositional 9/8/10
38. Judgment Entry 9/8/10
39. Complaint 9/8/10
40. Motion Ex-Parte Temporary Custody 9/8/10
41. Notice of Hearing to Cody Beemer 9/8/10
42. Notice of Hearing Felicia Banks Beemer 9/8/10
43. Summons for Cody Beemer 9/8/10
44. Summons for Felicia Banks Beemer 9/8/10
45. Motion Appointment of Guardian Ad Litem 9/8/10
46. Internal email from Paula Hoffman to D. Divencenzo and S. Criss 9/8/10
47. CSB 056: Request for Court Intervention 8/21/10
48. Ohio Uniform Incident Report 5/6/11
49. Custody Review notes 2/15/11, 7/14/11
50. Appointment for Semi-Annual Administrative Review 1/11/11

• **BCI Documentation (Cody Beemer File)**

1. Request for Protective Supervision Order 8/27/03
2. DHS 1645: Agreement for Temporary Custody of Child 9/19/03
3. Child Sexual Abuse Investigation Summary 10/3/03
4. Forum Health Youth Services Treatment Summary 10/07/03
5. Oakwood Counseling Center Fax 10/8/03
6. Trumbull County Juvenile Court, Notice to Appear 10/10/03

(Continued)

7. Newton Falls Schools District Evaluation Team Report 1/26/04
8. Trumbull County Juvenile Court Mental Health Evaluation for Cody Beemer 2/2/04
9. Trumbull County Juvenile Court, Juvenile Appearance Proceeding 2/3/04
10. Ohio Department of Youth Services Letter of Transfer 3/24/04
11. Trumbull County Juvenile Court Judgment Entry 10/12/04

▪ **BCI Documentation (Caseworker's Working File)**

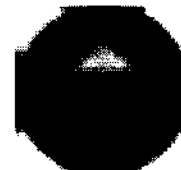
1. Case Plan Data Sheet
2. Caseworker notes undated
3. Caseworker notes 2/10/11-9/20/11
4. Transportation Reports 2/11/11-6/22/11
5. Transportation Request Confirmations 2/9/11-8/9/11
6. Transportation Requests 2/2, 2/8, 2/10/11
7. Calendar of Case Events 8/10-10/11
8. Beemer Visitation Calendar 10/10-10/11
9. Child's Education and Health Information 2/22/11

These records were scanned and transferred electronically to a CD-R, the master of which was added as exhibit 20 to the case file. The documents themselves were entered into non-drug evidence at the Ohio BCI regional office in Richfield. Photocopies of the Visitation Assist forms were entered as exhibit 22 to the case file.

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**Ohio Bureau of Criminal Identification & Investigation  
INVESTIGATIVE REPORT**



11/04/2011 INTERVIEW OF [REDACTED] / CHILD ENDANGERING

**Summary**

On November 4, 2011, BCI Special Agent Mark Kollar interviewed [REDACTED] of the Trumbull County Children Services agency (TCCS) in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the TCCS facility. The interview was video-recorded.

**Details**

At approximately 10:40 AM on November 4, 2011, Trumbull County Children Services (TCCS) employee [REDACTED] was interviewed during a scheduled meeting at the Youngstown BCI regional office. The interview, conducted by Special Agent Mark Kollar, occurred in Interview Room #2 and was video-recorded. The interview was regarding the investigation into the reported rape of Jena Beemer that was alleged to have occurred at the TCCS facility. [REDACTED]

[REDACTED] arrived at the meeting of her own accord and was not in custody. S/A Kollar began the interview by introducing himself and explaining his role in the investigation. [REDACTED] was then Mirandized utilizing the BCI Miranda Waiver form. The rights and waiver portions of the form were read to [REDACTED] with her acknowledging understanding her rights. [REDACTED] then voluntarily waived her Miranda rights, in writing (exhibit 15).

[REDACTED] advised that she began employment at the TCCS in [REDACTED]  
[REDACTED]

[REDACTED] stated that she has known Felicia Beemer's side of the family (Banks family) since she began working at the agency due to multiple, prior contacts with them. Although aware of the case where Felicia's daughter Tiffany was killed by her foster mother, [REDACTED] advised she had no involvement in that case.

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>MEK</i>
<b>Date of Report:</b> 11/20/2011	<b>Exhibit #:</b> 7 & 15
<b>Investigative Activity:</b> Interview of [REDACTED]	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>[Signature]</i>

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[REDACTED] advised she was not involved in Cody Beemer's previous case with TCCS [where he sexually offended against a child], although she was aware of it.

As for Jena Beemer's case, [REDACTED] stated that she became involved in August/September of 2010. She reportedly attended the court hearings, as this was a high-profile case, and had discussions regarding the case plan, visitation, the parents, and Cody's history as a sex offender. [REDACTED] listed many of the same factors taken into consideration regarding Cody as had been previously relayed to S/A Kollar through other interviews and documents received: Cody was 14 years old at the time of offense, went to DYS, served his time, completed treatment, no offenses between ages 14 and 21 [his age at Jena's birth] and that his offense was as a juvenile. She stated that had the agency not been involved with Cody's previous case, they would not have even known about his juvenile offense, as that is information they are not privy to.

[REDACTED] stated that the court-ordered visitation, but it was up to the TCCS as to how the visits would look. Initially, there were no visits until Jena was medically cleared. Once visits began, they were "eyes-on" in order to make sure they could parent. She stated that both Cody and Felicia did well, with Cody being the stronger parent. However, she stated Felicia had come a long way with her abilities since the birth of her first child.

Colleen Lyden had been Jena's original caseworker. Just prior to Colleen's transfer to another position, [REDACTED] and Lyden reportedly discussed reducing supervision of visitation to 15-minute checks. She stated that this decision was discussed with [REDACTED] and that [REDACTED] stated she trusted [REDACTED]'s judgment. The 15-minute checks were then implemented upon [REDACTED] [January of 2011].

[REDACTED] stated that [REDACTED] did a good job on the case and that things were going well until Jena became very sick and was hospitalized. [REDACTED] stated that she was scared and terrified that Jena was going to die. As a result of the hospitalization, there were reportedly no visitations for about a month, until okayed by Jena's doctor. Jena became sick once again, with visits again reportedly ceasing. After Jena's release, the Beemers reportedly asked for more visitation hours due to the lost time. As they reportedly had been doing well and [REDACTED] felt bad about their inability to visit, it was decided to change the visits to two hours, from 10:00 AM - 12:00 PM each Wednesday.

When asked if [REDACTED] checked on [REDACTED] to ensure she was conducting the 15-minute checks, [REDACTED] stated that she trusted [REDACTED] to be doing what she was supposed to. [REDACTED] added that [REDACTED] would wear flats on Wednesdays due to having so many visitations scheduled for that day of the week. [REDACTED] stated that she saw the Beemers on almost every visit, as they would call and ask for her, wanting to talk, and would wander around in the hall and lobby.

[REDACTED] advised that when she traveled about the interior of the TCCS building, she would primarily use her swipe card, although there were times she stated she would be "buzzed" in, used someone else's card or had doors held open for her.

(Continued)

██████████ stated that she was called by ██████████ and informed of the rape allegation once it became known. Since then, she stated she has attended constant meetings, including one at the prosecutor's office. ██████████ advised that a "gal from the State" [Ohio Department of Job and Family Services] was to look at everything regarding the case.

The Statewide Automated Child Welfare Information System (SACWIS) is the computerized repository for case information that is maintained in conjunction with the Ohio Department of Job and Family Services. Each user has a username and password to access the system. The system logs user information and dates when case information is added into the system. If the added information is left in "draft" form by the user, it reportedly can be edited by the user or supervisory personnel with access. Once the information is "completed", the record becomes permanent and no changes can be made (only additional entries can be made, which are logged as to when and who made the addition).

According to ██████████, ██████████ came to her in the first week of October to advise that the Activity Logs [in SACWIS] did not show entries for the weekly visitations. ██████████ was then reportedly asked to create those entries from the best of their recollections. ██████████ stated that she was aware the entries in SACWIS were time-stamped and couldn't be fudged.

██████████ advised that she told ██████████ to recreate the information from her notes. She stated they were able to determine the dates from other documents, and that they knew some of the activities from their recollections (just not the particular dates of those activities). She stated that all of the activities had been done at some point during the time they supervised visitations. She said that because ██████████ asked them to recreate the visitations from the best of their recollection, that's what they did from the best of their recollection. ██████████ stated she had ██████████ create her entries and that ██████████ created Colleen's, because Colleen wasn't there and ██████████ wanted them pretty quick. She stated that she created Colleen's entries from the best of her recollection.

██████████ stated that the entries were not made maliciously and that she was just doing what she was told to do. S/A Kollar asked if it would have been better to just add a paragraph stating that these were observations made over time instead of attributing specific behaviors to specific dates. ██████████ responded yeah, but that it wasn't done maliciously or anything like that and that it was something that she was told to do, so that was how they did it. She reiterated that the entries were time-stamped and that if questioned, she would say so.

S/A Kollar questioned ██████████'s statement about Colleen not being available to make the entries herself. He told ██████████ that Colleen claimed to have been asked, by ██████████, to make the entries and that she refused, not wanting to be a part of falsifying the record or making-up lies. ██████████ replied that she was not aware of that, maintaining that she had not asked Colleen to add entries (in direct conflict of Colleen's statement).

(Continued)



[REDACTED] claimed that they were not saying the entries to be fact, but that it was from their recollections. When asked if [REDACTED] expressed any reservations about adding the information, [REDACTED] replied that they both had reservations. However, she went on to explain that when someone tells her to do something, she follows her orders.

When asked if [REDACTED] knew that notes did not exist regarding the visitations, prior to ordering the entries to be made, [REDACTED] stated that she was not sure. When asked if she told [REDACTED] that notes did not exist, prior to writing the entries, [REDACTED] replied that she couldn't remember.

S/A Kollar produced some of the SACWIS Activity Logs that had been provided by Richard Tvaroch, printed October 26, 2011 (noted in a previous Investigative Report as exhibit 8). [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] was asked about documentation of weekly visitations in SACWIS. She stated that it was not done across the board and that based on her training, she didn't know that her workers were supposed to be doing such documentation, unless something eventful occurred.

[REDACTED]

(Continued)

[REDACTED]

[REDACTED]

[REDACTED] stated that she wanted S/A Kollar to know that they [TCCS] do a good job and work hard. She repeatedly thanked God that the child wasn't killed or seriously physically [harmed]. She stated that the decision made in this case represents only a small portion of what they do. She went on to say that the [after-the-fact] documentation was done for "our State people" to show them that they had done the activities. [REDACTED] stated that she had her marching orders, that she is not "the big kahuna", and that she can't be insubordinate. She advised that when somebody tells her to do something, she has to do it.

[REDACTED] advised that during the visitations, they didn't want to lose the cooperation of the Boemers, as they wished genetic testing to be completed before filing for permanent custody. She also stated that since the report of the rape incident, a new caseworker and supervisor have been assigned to Jena's case.

(Continued)

When asked if the death of Tiffany had any bearing in this case, [REDACTED] replied that everyone was more sensitive to the family as a result. However, given the information she had at the time, she claimed that she would have still made the same decision regarding visitation. She said sex offenders have kids every day and they wouldn't be able to open a case [due to State screening criteria]. She further stated that at the State level, maybe this is something they should look at.

S/A Kollar asked [REDACTED] if she would allow one of her own children to have been in the room with a sex offender, with only 15-minute checks. [REDACTED] began saying that that if someone "did their treatment and paid their due", but stopped short of agreeing to allow such. She then stated that if it were one of her family members, she probably would have watched them a little more. However, she stated that she didn't believe they could have done anything differently in this case. She stated they were already being harsh on the Beemers and that Cody's attorney was not happy that the TCCS even brought up his juvenile record.

In summation, [REDACTED] stated that this was a judgment call and that most of their decisions are good. She went on to state that it was not a decision she made herself and that she cannot arbitrarily make decisions on her own. She stated that that is why we all have supervisors. The parenting ability was reportedly the issue, not the sexual stuff. She stated that everything is done with thought and not just off of the top of their heads. She stated she has been trying to understand why Felicia would have done this, with impulsiveness being her only explanation.

At the conclusion of the interview, [REDACTED] was provided S/A Kollar's business card and asked to contact him should she have any questions or think of anything else relative to the investigation. She was asked to please not discuss her interview with others at the agency during the course of the investigation. The interview was completed at approximately 11:40 AM.

The master DVD-R containing the video of the interview was submitted as an exhibit to the case file (exhibit 7).

#### Subject Information

Name:  
Address:  
Telephone:  
Employment:  
DOB:  
SSN:  
Sex:  
Race:  
Height:  
Weight:  
Hair:  
Eyes:  
S/V/W:





**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**



**11/04/2011 CONVERSATION WITH ATTORNEY DAVID ROUZZO / CHILD  
 ENDANGERING**

**Summary**

On November 4, 2011, BCI Special Agent Mark Kollar contacted Public Defender David Rouzzo in reference to interviewing his client, Cody Beemer, regarding the investigation being conducted into the alleged rape of a juvenile that reportedly took place inside the Trumbull County Children Services (TCCS) facility. Attorney Rouzzo declined having his client interviewed.

**Details**

At approximately 3:45 PM on November 4, 2011, BCI Special Agent Mark Kollar called Attorney David Rouzzo of the Trumbull County Public Defender's Office in reference to interviewing his client, Cody Beemer. S/A Kollar wished to inquire about the level of supervision during his weekly visitations with his daughter, Jena Beemer, at the Trumbull County Children Services facility. Due to the pending case against his client, Attorney Rouzzo declined allowing me to question Cody Beemer. S/A Kollar requested to be contacted should he or Cody decide at any point to speak with him.

**Subject Information**

Name: David Rouzzo  
 Address: 112 East Market Street, Warren, Ohio 44481  
 Telephone: (234) 220-6986  
 Employment: Trumbull County Public Defender's Office  
 Sex: Male  
 S/V/W: Defense Attorney

<b>File Number:</b> S1-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>AK</i>
<b>Date of Report:</b> 11/04/2011	<b>Exhibit #:</b>
<b>Investigative Activity:</b> Conversation with Attorney David Rouzzo	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>[Signature]</i>

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**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**11/08/2011 RECORDS RECEIVED / CHILD ENDANGERING**

**Summary**

On November 8, 2011, BCI Special Agent Mark Kollar obtained additional requested documents, via email, from the Trumbull County Children Services (TCCS) agency. These records were requested pursuant to an investigation into the alleged rape of Jena Beemer which was reported to have occurred at the TCCS facility.

**Details**

On October 24, 2011, BCI Special Agent Mark Kollar had requested all documentation regarding juvenile Jena Beemer from Executive Director Nick Kerosky of the Trumbull County Children Services agency. These records were requested in regards to an investigation being conducted into the alleged rape of Jena Beemer which was reported to have occurred at the TCCS facility. Kerosky tasked Quality Assurance Supervisor Richard Tvaroch with compiling and copying the requested records.

On November 3, 2011, S/A Kollar contacted Richard Tvaroch via email and requested some additional documentation, including the agency sign-in sheets for all Wednesdays from October 27, 2010 to September 28, 2011. S/A Kollar advised him that redacting the names of all visitors not associated with the visitation of Jena Beemer was fine, as well as only providing the pages of the logs that were pertinent to Jena's visitations. Tvaroch supplied the requested documents on November 8, 2011, via an email attachment.

This file was transferred electronically to a CD-R, the master of which was added as exhibit 21 to the case file. Hard copies of the documents were printed and entered into non-drug evidence at the Ohio BCI Northeast Laboratory in Richfield.

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<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar <i>MK</i></b>
<b>Date of Report: 11/17/2011</b>	<b>Exhibit #: 21</b>
<b>Investigative Activity: Records Received</b>	<b>Supervisor Approval: SAS Dennis Sweet <i>DS</i></b>

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**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**11/14/2011 INTERVIEW OF CATHERINE & MARTIN MILLER / CHILD ENDANGERING**

**Summary**

On November 14, 2011, BCI Special Agents Mark Kollar and John Saraya interviewed Catherine and Martin Miller, at their residence, in reference to the investigation into the alleged rape of a juvenile, Jena Beemer that was reported to have occurred at the Trumbull County Children Services (TCCS) facility. The Millers are the foster parents of Jena Beemer, both currently and at the time of the alleged offense. The interview was audio recorded.

**Details**

On Thursday, November 10, 2011, BCI Special Agent Mark Kollar received an email from BCI Superintendent Tom Stickrath in regards to the investigation S/A Kollar was conducting involving the alleged rape of Jena Beemer during a parental visitation at the Trumbull County Children Services facility. According to the email, the foster mother of Jena Beemer, Catherine Miller, was requesting to speak with the investigator on the case. A letter, reportedly written by Miller, accompanied the email (added to the case file as exhibit 24). S/A Kollar contacted Miller and arranged a meeting, at her home for 1:00 PM on Monday, November 14, 2011.

At approximately 1:00 PM on Monday, November 14, 2011, BCI Special Agents Mark Kollar and John Saraya met with Catherine Miller, and her husband Martin, at their home (located at 6242 State Route 534, West Farmington, Ohio). The subsequent conversation was audio-recorded.

Catherine advised that they (she and Martin) filed a grievance with the TCCS, against TCCS, as a result of Jena being harmed while in TCCS care. Catherine advised that she had been told that the visitations with the Beemers were supervised and she was unaware that it had ever changed to 15-minute checks (which she did not believe to be adequate supervision). The Millers were concerned with how a known sex offender could be left alone in a room with Jena. She stated that their complaint was not so much with the caseworker, but with the supervisor who made the decision to lessen restrictions on the visitations.

(Continued)

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar</b> <i>MEK</i>
<b>Date of Report: 11/14/2011</b>	<b>Exhibit #: 24, 25</b>
<b>Investigative Activity: Interview of Catherine &amp; Martin Miller</b>	<b>Supervisor Approval: SAS Dennis Street</b> <i>[Signature]</i>

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The Millers described numerous policy issues that they and other foster parents have had with the TCCS. S/A Kollar explained that he was not the proper person with whom to lodge these complaints, as he was currently only tasked with investigating any possible criminal conduct surrounding the handling of Jena's case. The Millers were fearful of retaliation against them by TCCS for vocalizing their disapproval with the way Jena's case has been handled. They claimed that retaliation is a common occurrence, possibly resulting in foster children being removed from their foster parents. S/A Kollar referred them to the Ohio Department of Job and Family Services regarding their complaints over purported policy violations.

The Millers advised that their contact with the Beemers was extremely limited, and that they were not present during the visitations at the TCCS facility. [REDACTED]

[REDACTED] The Millers were unable to provide any specific, firsthand accounts or evidence of activities that showed negligence on the part of TCCS, although they had speculations (such as believing that the 15-minute checks were probably not routinely conducted due to the workers being very busy with multiple cases).

S/A Kollar answered some of the questions the Millers had, although some information had to be withheld due to the investigation still being open (which they reportedly understood). The Millers thanked the agents for allowing them to voice their concerns and answering what questions they could. Kollar and Saraya completed the interview at approximately 2:00 PM.

The master CD-R of the interview audio was submitted as an exhibit to the case file (exhibit 25).

**Subject Information**

Name: Catherine Miller  
Address: [REDACTED]  
Telephone: [REDACTED]  
Employment: Foster Parent  
Sex: Female  
Race: Caucasian  
S/V/W: Witness

Name: Martin Miller  
Address: [REDACTED]  
Telephone: [REDACTED]  
Employment: Foster Parent  
Sex: Male  
Race: Caucasian  
S/V/W: Witness



**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**11/14/2011 CONVERSATION WITH ATTORNEY JOHN FOWLER / CHILD  
ENDANGERING**

**Summary**

On November 14, 2011, BCI Special Agent Mark Kollar contacted Defense Attorney John Fowler in reference to interviewing his client, Felicia Beemer, regarding the investigation being conducted into the alleged rape of a juvenile that reportedly took place inside the Trumbull County Children Services (TCCS) facility. Attorney Fowler declined having his client interviewed.

**Details**

At approximately 9:30 AM on November 14, 2011, BCI Special Agent Mark Kollar called Defense Attorney John Fowler in reference to interviewing his client, Felicia Beemer. S/A Kollar wished to inquire about the level of supervision during her weekly visitations with her daughter, Jena Beemer, at the Trumbull County Children Services facility. Due to the pending case against his client, and forthcoming competency examination, Attorney Fowler declined allowing me to question Felicia Beemer.

**Subject Information**

Name: John Fowler  
Address: 119 West Market Street, Warren, Ohio 44481  
Telephone: (330) 392-3991  
Employment: Lawyer  
Sex: Male  
S/V/W: Defense Attorney

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar <i>MEK</i></b>
<b>Date of Report: 11/14/2011</b>	<b>Exhibit #:</b>
<b>Investigative Activity: Conversation with Attorney John Fowler</b>	<b>Supervisor Approval: SAS Dennis Sweet <i>DS</i></b>

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**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**11/14/2011 RECORDS RECEIVED / CHILD ENDANGERING**

**Summary**

On November 14, 2011, BCI Special Agent Mark Kollar obtained additional requested documents, via email, from the Trumbull County Children Services (TCCS) agency. These records were requested pursuant to an investigation into the alleged rape of Jena Beemer which was reported to have occurred at the TCCS facility.

**Details**

On October 24, 2011, BCI Special Agent Mark Kollar had requested all documentation regarding juvenile Jena Beemer from Executive Director Nick Kerosky of the Trumbull County Children Services agency. These records were requested in regards to an investigation being conducted into the alleged rape of Jena Beemer which was reported to have occurred at the TCCS facility. Kerosky tasked Quality Assurance Supervisor Richard Tvaroch with compiling and copying the requested records.

On November 10, 2011, S/A Kollar contacted Richard Tvaroch via email and requested some additional documentation; specifically, records of time off for both [REDACTED] and [REDACTED] during the time period that they were involved with the Jena Beemer case. These were requested due to S/A Kollar noticing that on some of the visitation dates recorded, little or no door access (card-swipe) information was recorded for these individuals at the TCCS building. Tvaroch supplied the requested documents on November 14, 2011, via an email attachment. In reviewing the records, it appeared as though both employees were in fact working on the dates in question (no discrepancies noted).

Hard copies of the documents were printed and added as exhibit 27 to the case file.

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<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar <i>AK</i></b>
<b>Date of Report: 11/17/2011</b>	<b>Exhibit #: 27</b>
<b>Investigative Activity: Records Received</b>	<b>Supervisor Approval: SAS Dennis Sweet <i>DS</i></b>

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**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**11/15/2011 RECORDS RECEIVED / CHILD ENDANGERING**

**Summary**

On November 15, 2011, BCI Special Agent Mark Kollar obtained additional requested documents, via email, from the Trumbull County Children Services (TCCS) agency. These records were requested pursuant to an investigation into the alleged rape of Jena Beemer which was reported to have occurred at the TCCS facility.

**Details**

On October 24, 2011, BCI Special Agent Mark Kollar had requested all documentation regarding juvenile Jena Beemer from Executive Director Nick Kerosky of the Trumbull County Children Services agency. These records were requested in regards to an investigation being conducted into the alleged rape of Jena Beemer which was reported to have occurred at the TCCS facility. Kerosky tasked Quality Assurance Supervisor Richard Tvaroch with compiling and copying the requested records.

On November 14, 2011, S/A Kollar contacted Richard Tvaroch via telephone and requested some additional documentation; specifically "screen shots" from the Statewide Automated Child Welfare Information System (SACWIS) for the entries added by [REDACTED] and [REDACTED] regarding the weekly visitations of the Beemers with Jena Beemer at the TCCS agency. Activity Logs which contained the narrative portion of these entries had previously been received; however, unlike the "screen shots", the Activity Logs do not show the creation date or time. Further, Tvaroch had previously provided portions of the aforementioned "screen shots", but the records were in excess of one computer screen in length (requiring scrolling down to see the remainder of the record). Therefore some information had been cut from the earlier "screen shots" provided. Tvaroch supplied the requested documents on November 15, 2011, via an email attachment

Hard copies of the documents were printed and added as exhibit 26 to the case file, along with an electronic version transferred to a CD-R. Additionally, hard copies and an electronic version of the file transferred to a CD-R were entered into non-drug evidence at the Ohio BCI regional office in Richfield.

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar <i>AK</i></b>
<b>Date of Report: 11/17/2011</b>	<b>Exhibit #: 26</b>
<b>Investigative Activity: Records Received</b>	<b>Supervisor Approval: SAS Dennis Sweet <i>DS</i></b>

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**Ohio Bureau of Criminal Identification & Investigation  
INVESTIGATIVE REPORT**



**11/16/2011 PHONE CONVERSATION WITH COLLEEN LYDEN / CHILD  
ENDANGERING**

**Summary**

On November 16, 2011, BCI Special Agent Mark Kollar held a follow-up phone conversation with Colleen Lyden of the Trumbull County Children Services (TCCS). The conversation was in regards to additional questions regarding the investigation S/A Kollar was conducting into the alleged rape of Jena Beemer that was reported to have occurred during a parental visitation at the TCCS agency. The phone conversation with Lyden was audio recorded.

**Details**

At approximately 9:30 AM on Wednesday, November 16, 2011, BCI Special Agent Mark Kollar contacted Trumbull County Children Services employee Colleen Lyden, via phone, with additional questions regarding his investigation into the alleged rape of Jena Beemer. The subsequent conversation was audio recorded.

First, S/A Kollar inquired as to the timing of the reported request from her supervision for Lyden to add information into the Statewide Automated Child Welfare Information System (SACWIS). Lyden advised that the request was on or about October 16, 2011. She knew this date because she had printed her Activity Logs from SACWIS [on October 19, 2011], after becoming concerned that they may be altered after her refusal to add the requested information. She had reportedly printed the logs to protect herself within days of the request.

S/A Kollar then asked her specifically who had asked her to add the information, and who was present at the time. She stated she was asked twice, both by [REDACTED]. The first time she was asked reportedly occurred in [REDACTED]'s office, with [REDACTED], [REDACTED] and Lyden being the three individuals present. The second request took place in [REDACTED]'s office, with only [REDACTED] and Lyden present. Lyden stated that she refused both requests.

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>MEK</i>
<b>Date of Report:</b> 11/16/2011	<b>Exhibit #:</b> 28
<b>Investigative Activity:</b> Conversation with Colleen Lyden	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>[Signature]</i>

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When told that [REDACTED] denied having ever asked Lyden to add information, reportedly due to Lyden being unavailable, Lyden disputed this claim. She stated that she was in fact asked to add information and that she was available to be asked.

S/A Kollar also inquired as to some general information regarding the layout of the visitation area and access doors within the building (to assist S/A Kollar with interpreting information from the surveillance videos and card-swipe logs). He was informed of the following:

- A hallway from the agency's lobby leads to a "T" shaped intersection where the visitation rooms are. The door to this hallway, from the lobby, is labeled "Double doors to reception" in the card-swipe database.
- At the "T" intersection, the nursery, where most of the visitations occurred, is to the right. To the left and at the end of the hallway is the only other access door to this area, labeled "Visitation to Office" in the card-swipe database.
- "Reception to Office" is the door near the front entrance of the agency, in the lobby, opposite the door/hallway to the visitation area, leading to the social worker's cubicles.
- "Employee Ent and West Exit to Dorms" is reportedly the back door by the kitchen, through which foster parents or transportation aides would deliver children to the agency for scheduled visitations. According to Lyden, the social worker would usually meet the child in the kitchen and walk them through the lobby to the visitation area. She advised that it was rare for a worker to ever use the "Visitation to Office" door, generally traveling through the lobby.

S/A Kollar's conversation with Lyden completed at approximately 9:37 AM, with Lyden advising she had thought of nothing additional that she believed I should know relative to the investigation.

The master CD-R containing the audio recording of this conversation was submitted as exhibit 28 to the case file.



**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**11/18/2011 ODJFS REPORT / CHILD ENDANGERING**

**Summary**

On November 18, 2011, BCI Special Agent Mark Kollar received the Administrative Review report, produced by the Ohio Department of Job and Family Services, detailing their findings into policy and procedure adherence in the Jena Beemer case.

**Details**

At approximately 12:41 PM on November 18, 2011, BCI Special Agent Mark Kollar received a message from Executive Director Nick Kerosky of the Trumbull County Children Services (TCCS). The message was in regards to the availability of the Administration Review report, from the Ohio Department of Job and Family Services (ODJFS), regarding policy and procedure adherence in the Jena Beemer case. Kerosky advised that the report had just become available and that I could obtain a copy by contacting the Deputy Director of Communications for the ODJFS, Ben Johnson. S/A Kollar called and left Johnson a message regarding obtaining the report at approximately 1:00 PM.

At approximately 1:51 PM, S/A Kollar received a message from Senior Staff Attorney Denise Pleska of the ODJFS. Upon returning her message, Pleska advised she would provide S/A Kollar with a redacted version of the report, via email, which she promptly did. S/A Kollar inquired as to obtaining a report without redactions. Pleska advised I could obtain such a report from the TCCS, if they were willing to provide it, by court order or through prosecutorial channels.

After receiving the redacted version via email from Pleska, S/A Kollar contacted TCCS Executive Director Nick Kerosky and advised him of the situation. In excess of two pages of material was redacted from the five-page report. Kerosky gladly agreed to provide a copy, without redactions, which he faxed to S/A Kollar within minutes.

(Continued)

<b>File Number: SI-78-11-20-1136</b>	<b>File Title: Jena Beemer (V - Juvenile)</b>
<b>Case Agent: S/A Mark Kollar</b>	<b>Authoring Agent: Mark E. Kollar <i>MK</i></b>
<b>Date of Report: 11/18/2011</b>	<b>Exhibit #: 29 &amp; 30</b>
<b>Investigative Activity: ODJFS Report</b>	<b>Supervisor Approval: SAS Dennis Sweet <i>DS</i></b>

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ODJFS Report  
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The report, dated November 16, 2011, included a cover page, addressed to Kerosky, from Acting Deputy Director Jennifer Justice of the Office of Families and Children. The five-page "Trumbull County CCS Administrative Review" report indicated it was authored by Anne M. Kackley, Technical Assistance Specialist with the Canton Field Office.

In brief, the report stated that in the case under review, "TCCS adhered to their visitation guidelines when conducting parental visitation but, as described earlier in this report, the documentation created by agency staff was not contemporaneous as required by OAC rule 5101:2-33-70 *Statewide Automated Child Welfare System (SACWIS)* or as outlined in the TCCS guidelines." (Page 4 of 5, first paragraph). Additionally, their visitation plan was in compliance with OAC rule 5101:2-42-92 *Visitation for Child in Temporary Custody* and written TCCS Visitation Guidelines were reported to not be in conflict with OAC rule (Page 4 of 5, Compliance). However, in regards to the SACWIS entries made after the reported incident, describing the weekly visitations, the report states, "Having activity logs appear so differently from other cases reviewed in the past calls into question the validity of the information described in SACWIS" (Page 2 of 5, first paragraph).

The redacted version, received via email from Senior Staff Attorney Denise Pleska of ODJFS was added as exhibit 29 to the case file. The report without redactions, received via fax from Executive Director Nick Kerosky of the TCCS, was added as exhibit 30 to the case file.

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**Ohio Bureau of Criminal Identification & Investigation**  
**INVESTIGATIVE REPORT**

**11/21/2011 INTERVIEW OF [REDACTED] / CHILD ENDANGERING**

**Summary**

On November 21, 2011, BCI Special Agent Mark Kollar conducted a follow-up interview of [REDACTED] of the Trumbull County Children Services agency (TCCS) in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the TCCS facility. The interview was audio-recorded.

**Details**

At approximately 4:00 PM on November 21, 2011, Trumbull County Children Services (TCCS) employee [REDACTED] was interviewed during a scheduled meeting at the Trumbull County Children Services facility located at 2282 Reeves Road NE, Warren, Ohio 44483-4354. The interview, conducted by Special Agent Mark Kollar, occurred in the TCCS board room and was audio-recorded. The interview was regarding the investigation into the reported rape of a Jena Beemer that was alleged to have occurred at the TCCS facility. [REDACTED]

[REDACTED] arrived at the meeting of her own accord and was not in custody. [REDACTED] was Mirandized utilizing the BCI Miranda Waiver form. The rights and waiver portions of the form were read to [REDACTED] with her acknowledging understanding her rights. [REDACTED] then voluntarily waived her Miranda rights, in writing (exhibit 34).

[REDACTED] did not wish to add or change anything from our initial interview (on November 2, 2011). She was then asked if she had ever been asked in the past to add information into SACWIS, to which she replied that she had not. Further, she had not heard of anyone ever adding such information previously (although she noted that she hasn't worked there that long).

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>AK</i>
<b>Date of Report:</b> 11/22/2011	<b>Exhibit #:</b> 34 & 35
<b>Investigative Activity:</b> Interview of [REDACTED]	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>[Signature]</i>

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[REDACTED] was then asked about her being approached by Colleen Lyden after the rape allegation had been made. [REDACTED] stated that Lyden came to her and asked her to print Lyden's SACWIS entries regarding this case for her, as the file was restricted and Lyden no longer had access. [REDACTED] stated that Lyden claimed to have been asked by [REDACTED] and [REDACTED] to make additions to the activity log, which Lyden refused to do. Lyden was reportedly concerned that information would somehow be added using her name [without her knowledge or permission], so she wished the logs printed to show what information she had actually written. [REDACTED] stated that she wished she had spoken with Lyden earlier, as she too would have refused to add the entries had she known that was an option. [REDACTED] advised she had already entered her visitation entries at the time she spoke with Lyden.

S/A Kollar then asked [REDACTED] if she was certain about the consistency of the 15-minute checks that she reported having conducted. He reported to her that in at least one instance under review, surveillance video showed about a 45-minute gap between checks. She stated that her checks were around every 15 minutes, or possibly 20, depending upon the length of time she spent in the room. In this particular instance, she stated that maybe she was busy that day or something, but that she would try to check on them as often as she could. She confirmed that the only way for the family to get into the lobby or outside would be to travel down the hallway that is covered with a surveillance camera (in case checks were made outside of the visitation area). She stated that if she found the family in the lobby during a check, she would usually escort them back to their room, were they were supposed to remain.

The interview with [REDACTED] was concluded at approximately 4:09 PM.

The master CD-R containing the audio recording of the interview was submitted as an exhibit to the case file (exhibit 35).

### Subject Information

Name:  
Address:  
Telephone:  
Employment:  
DOB:  
SSN:  
Sex:  
Race:  
Height:  
Weight:  
Hair:  
Eyes:  
S/V/W:







Ohio Bureau of Criminal Identification & Investigation  
INVESTIGATIVE REPORT

11/21/2011 INTERVIEW OF [REDACTED] / CHILD ENDANGERING

Summary

On November 21, 2011, BCI Special Agent Mark Kollar conducted a follow-up interview of [REDACTED] of the Trumbull County Children Services agency (TCCS) in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the TCCS facility. The interview was recorded.

Details

At approximately 2:55 PM on November 21, 2011, Trumbull County Children Services (TCCS) employee [REDACTED] was interviewed during a scheduled meeting at the Trumbull County Children Services facility located at 2282 Reeves Road NE, Warren, Ohio 44483-4354. The interview, conducted by Special Agent Mark Kollar, occurred in the TCCS board room and was recorded (audio only for first portion of the interview, audio and video for the brief follow-up conversation). The interview was regarding the investigation into the reported rape of a Jena Beemer that was alleged to have occurred at the TCCS facility. [REDACTED]

[REDACTED] arrived at the meeting of her own accord and was not in custody. [REDACTED] was Mirandized utilizing the BCI Miranda Waiver form. The rights and waiver portions of the form were read to [REDACTED] with her acknowledging understanding her rights. [REDACTED] then voluntarily waived her Miranda rights, in writing (exhibit 32).

[REDACTED] was first asked if there was anything she wished to add or change from our initial interview (on November 2, 2011). [REDACTED] advised that one thing that had been bothering her was regarding the 15-minute checks during visitations. She wished to clarify that if a worker remained in the room for a period of time, they would not return for a subsequent check until 15 minutes after they left (so they were not necessarily on the quarters of the hour - the times of the checks would fluctuate depending on the length of time spent in the room with the family during each check).

(Continued)

File Number: SI-78-11-20-1136	File Title: Jena Beemer (V - Juvenile)
Case Agent: S/A Mark Kollar	Authoring Agent: Mark E. Kollar <i>AK</i>
Date of Report: 11/22/2011	Exhibit #: 32 & 33
Investigative Activity: Interview of [REDACTED]	Supervisor Approval: SAS Dennis Sweet <i>[Signature]</i>

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S/A Kollar then asked if exiting the visitation area into the lobby, and then traveling out the front door, was the only way to get to the outdoor playground area that was sometimes utilized during visitations. [REDACTED] confirmed that this was the only way to do so for families attending visitations to get outside or to the playground.

[REDACTED] was asked if placing untimely information into the [SACWIS] activity log was a common practice, or had been done previously. [REDACTED] advised that it had been done before when significant events had happened, such as the death of a child in custody. The system would reportedly be updated with all lacking documentation due to the State review that would automatically be triggered by the event. She pointed-out that the entries would be time-stamped, so it would be known that the information was added after-the-fact. She further stated that in this instance, they didn't think adding the information was a big deal, as it had been done before (although the elapsed time-span in this incident was reportedly more significant than others). However, in the previous incidents where information had been added, she didn't believe any of them involved the generalizations of events (without notes) as was done in this case. [REDACTED] stated that the two primary things that she had wanted documented were the dates of the visitations and the level of supervision - she reportedly never intended for other details, which were not accurate, to be added.

It was then asked when [REDACTED] first became aware that some of the information entered into SACWIS had been generalized. [REDACTED] advised that when compiling records for S/A Kollar, including the handwritten notes of the workers, she noticed that notes regarding visitations were not provided to her. She asked [REDACTED] for these records and was told they did not exist. [REDACTED] reportedly told [REDACTED] that [REDACTED] and [REDACTED] sat down and obtained the dates of the visitations from other records, then added common observations that they had made to each of those dates (although they could not be certain that those observations occurred on the attributed dates). It was at that time that she became aware of the generalizations that had been made, resulting in her adding the log entry documenting such. Therefore, it was not until after the criminal investigation began that she learned of the generalizations that had been made. However, she later noted that the entries by [REDACTED] and [REDACTED] were made prior to the commencement of the criminal investigation, being added for the forthcoming State audit.

[REDACTED] was then asked to relate her knowledge regarding [REDACTED] requesting Colleen Lyden enter the visitations she supervised into SACWIS. [REDACTED] stated that [REDACTED] called Lyden from [REDACTED]'s office and asked her if she had notes about those visitations. [REDACTED] stated it was her understanding that Lyden was uncertain if she had notes, and was going to check (which was how the phone conversation reportedly ended). [REDACTED] stated it was her understanding that afterwards, Lyden reported she did not have any notes, so [REDACTED] was going to add whatever information could be ascertained from other documents (such as dates and level of supervision). [REDACTED] stated that it was never brought to her attention that Lyden felt uncomfortable about adding the activity logs.

(Continued)

[REDACTED] was next questioned in regards to the visitations that [REDACTED] was reported to have [REDACTED] [REDACTED] couldn't remember if she added the wording for those dates into the log or if [REDACTED] made those entries. Either way, [REDACTED] claimed that [REDACTED] stated it was factual that she conducted the checks on those visits, so the information was accurate. S/A Kollar asked why [REDACTED] would be tasked with conducting the checks, in the worker's absence, instead of having case aides do the checks. [REDACTED] wasn't certain, but stated case aides have other responsibilities other than supervising visitations.

The Ohio Department of Job and Family Services report was briefly discussed, with it being summarized as being critical of the untimely Activity Log entries but confirming compliance with the Ohio Administrative Code and policies in regards to the visitation supervision level in this case.

The interview was completed at approximately 3:20 PM with [REDACTED] returning to the room about 30 minutes later, requesting to make some clarifications regarding what we had discussed. The first portion, documented above, was audio recorded. The second follow-up, which was brief, was video recorded, as well as separately audio recorded.

During the second follow-up, [REDACTED] wanted to emphasize that any instances in which their records were going to be reviewed by the State, adding untimely information into SACWIS has only been done with the permission of the executive director - not arbitrarily done. She also had some confusion regarding our prior discussion involving case aide involvement with visitation checks - which S/A Kollar clarified for her.

The master CD-R containing the audio of the first interview, and audio and video of the second interview was submitted as an exhibit to the case file (exhibit 33).

### Subject Information

Name:  
Address:  
Telephone:  
Employment:  
DOB:  
Sex:  
Race:  
S/V/W:





**Ohio Bureau of Criminal Identification & Investigation  
INVESTIGATIVE REPORT**



**11/21/2011 INTERVIEW OF [REDACTED] / CHILD ENDANGERING**

**Summary**

On November 21, 2011, BCI Special Agent Mark Kollar conducted a follow-up interview of [REDACTED] of the Trumbull County Children Services agency (TCCS) in regards to the investigation into the reported rape of a juvenile that was alleged to have occurred at the TCCS facility. The interview was video-recorded.

**Details**

At approximately 4:15 PM on November 21, 2011, Trumbull County Children Services (TCCS) employee [REDACTED] was interviewed during a scheduled meeting at the Trumbull County Children Services facility located at 2282 Reeves Road NE, Warren, Ohio 44483-4354. The interview, conducted by Special Agent Mark Kollar, occurred in the TCCS board room and was both video and audio-recorded. The interview was regarding the investigation into the reported rape of Jena Beemer that was alleged to have occurred at the TCCS facility. [REDACTED]

[REDACTED] arrived at the meeting of her own accord and was not in custody. [REDACTED] was Mirandized utilizing the BCI Miranda Waiver form. The rights and waiver portions of the form were read to [REDACTED] with her acknowledging understanding her rights. [REDACTED] then voluntarily waived her Miranda rights, in writing (exhibit 36).

[REDACTED] did not have anything to add or change from our first interview (conducted on November 4, 2011).

[REDACTED] was then asked whether adding information into SACWIS [after the fact] was a normal or common practice. She stated it has happened in the past, but she personally has never done so with the generalizations, such as in this case. She did not know if others had. She emphasized that any additions were always time-stamped, so it was known when the entries were added.

(Continued)

<b>File Number:</b> SI-78-11-20-1136	<b>File Title:</b> Jena Beemer (V - Juvenile)
<b>Case Agent:</b> S/A Mark Kollar	<b>Authoring Agent:</b> Mark E. Kollar <i>AK</i>
<b>Date of Report:</b> 11/22/2011	<b>Exhibit #:</b> 36 & 37
<b>Investigative Activity:</b> Interview of [REDACTED]	<b>Supervisor Approval:</b> SAS Dennis Sweet <i>[Signature]</i>

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S/A Kollar then asked [REDACTED] if she had ever monitored the Beemers from the monitoring room (during the initial months when they were in a room with that capability). [REDACTED] couldn't recall, but stated that she would often speak to them in person as they often wanted to talk to her.

The policy titled [REDACTED] was reportedly typed by [REDACTED] as part of graduate school, in conjunction with [REDACTED]. The initials on the final page were reportedly [REDACTED]'s. [REDACTED] stated she, along with the majority of the other workers, were not aware of the section within the policy (#12) that required SACWIS documentation of parent/child/sibling visits. S/A Kollar questioned whether or not the policy had been altered, as the date on the document, 5-17-07, was prior to SACWIS even being in use (yet the policy referenced SACWIS). She stated she did not believe the policy to have been altered.

S/A Kollar then advised [REDACTED] that there were a couple of conflicts that he wished to give her the opportunity to address or revise. The first was in regards to gifts for Jena that she reportedly saw in the visitation room on December 22, 2010. Lyden denied seeing gifts. [REDACTED] had previously stated, in her November 4, 2011 interview, that she was certain she observed gifts on December 22, 2010, while she was in the room to meet Cody Beemer's mother, who was visiting for the first time. [REDACTED]

The next discrepancy addressed involved [REDACTED]'s prior denial (in her November 4, 2011 interview) of having asked Lyden to add entries into SACWIS. Lyden claimed that [REDACTED] had asked her twice to add entries - partially corroborated by [REDACTED] and [REDACTED]. When confronted about this, [REDACTED] denied saying that she hadn't ask Lyden - now claiming that she did talk with Lyden in her office; but, since it was the end of the day, she told Lyden that she would do the entries for her. When asked why she told me that Lyden was unavailable, [REDACTED] replied because it was the end of the day. However, she now admitted that she asked Lyden to make the additions and Lyden refused. S/A Kollar pointed out that if she refused, the time of day or her availability had no bearing on the request, as she was not going to comply regardless. [REDACTED] apologized, stating she didn't intend to appear deceitful and that maybe she was nervous when she said that. But, since Lyden wouldn't do the entries, she did them because she had orders to get it done.

The final area of concern involved the 15-minute checks that [REDACTED] claimed to have performed in [REDACTED] absence. She was asked if she wanted to revise her prior statement. [REDACTED] stated that she thinks she did the checks, to the best of her recollection. She then stated that she knows she was around. [REDACTED]

(Continued)

S/A Kollar then asked her how often she actually performed checks, to which she replied that she didn't recall. When asked if it was only once or twice during a visit, she again replied that she didn't remember as she has a lot going on with numerous cases. She then said "I'm hoping I did them. July was a long time ago." [REDACTED]

S/A Kollar then questioned why it would be her responsibility to do the checks to begin with, and not the case aides. [REDACTED] had only requested aides to begin the visits in most instances. [REDACTED] had previously claimed that [REDACTED] had never asked her ([REDACTED]) to do the 15-minute checks (in the November 4, 2011 interview). [REDACTED] replied that she would get calls from the family, during visitations, wanting something; therefore, she saw them a lot. [REDACTED] then stated that she assumed the case aides were doing the checks, as it was not her job to do them. She then admitted to not doing the 15-minute checks, as it was not her job (and again, she thought the aides were doing them). However, she advised she still did have frequent contact with the Beemers as they were constantly calling her, wanting to talk. [REDACTED] stated she did not know why [REDACTED] did not request case aides to do the checks.

[REDACTED] she said she knew someone was in there [the visitation room] and that she was in there "maybe a few times". She stated she was going by her best recollection and that with 150 cases, it's hard to remember what she's doing. She again stated that she had to get it done and that she just did what she was told to do.

[REDACTED] then asked if she was going to be charged with something. S/A Kollar advised her that he was not the decision maker. He advised that his reports would be forwarded to whichever prosecutor is going to review the case, and that individual will decide how to proceed from there, possibly convening a grand jury. S/A Kollar downplayed the chances of charges in an effort to ease her apprehension.

[REDACTED] apologized again for the entries, but stated that the culture of the organization is one where you do what you are told [or else possibly lose your job]. She stated that everyone was fixated on the 15-minute checks, which was a self-imposed restriction. She then stated that she figured she was going to lose her job.

[REDACTED] Kollar attempted to keep [REDACTED] positive and advised her that the fears about speaking out about problems within the agency was noted by several people.

The interview concluded at approximately 4:55 PM with [REDACTED] walking Kollar to the exit.

The master CD-R containing the audio and video of the interview was submitted as an exhibit to the case file (exhibit 37).

Interview of [REDACTED]  
SI-78-11-20-1136  
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**Subject Information**

Name:  
Address:  
Telephone:  
Employment:  
DOB:  
SSN:  
Sex:  
Race:  
Height:  
Weight:  
Hair:  
Eyes:  
S/V/W:

