

TEXAS **YOUTH** COMMISSION

OFFICE OF INSPECTOR GENERAL



2nd Quarter Report
December 1, 2007 thru February 29, 2008

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The Office of Inspector General (OIG) was officially created by Senate Bill 103, and House Bill 914, as an independent law enforcement division of the Texas Youth Commission (TYC). Both bills were signed into law in June 2007. OIG was established for the purpose of investigating: (1) Crimes committed by commission employees, including parole officers employed by or under contract with the commission; and (2) Crimes committed at a facility operated by the commission or at a residential facility operated by another entity under contract with the commission.

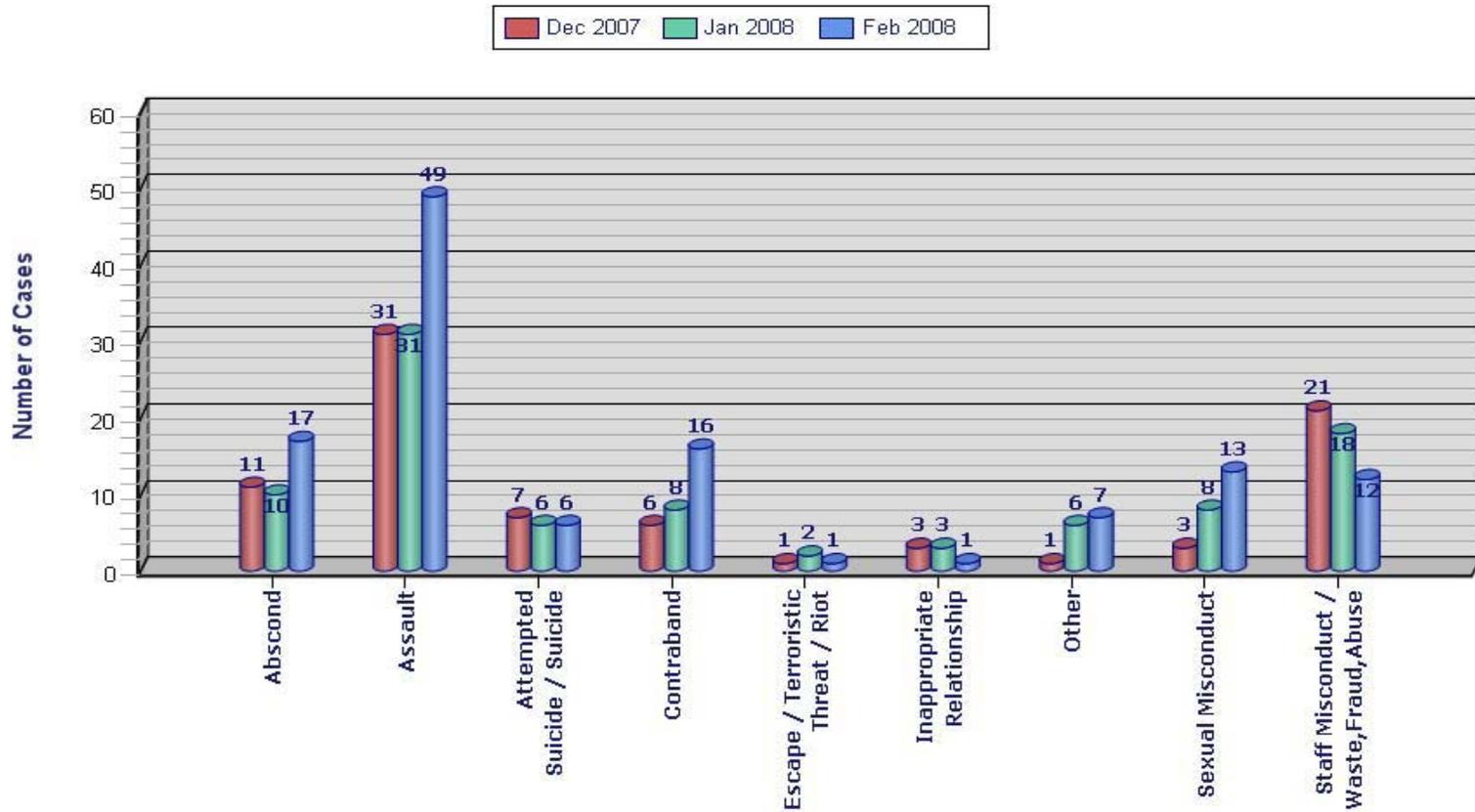
OIG was also tasked with the operation of the Incident Reporting Center (IRC), which operates the SB 103, mandated hotline. The hotline was established on March 6, 2007, as part of the task force initiative as a means for youth, family, staff, and other to report violations and crimes that occur in relation to TYC. The IRC hotline is answered 24 hours a day, 7 days a week. Once a call is received, a determination is made in reference to it being criminal, administrative, youth rights issues or youth care issues. The complaint is then forwarded to the appropriate division for review and/or investigation.

Both bills require the submission of quarterly reports to the following:

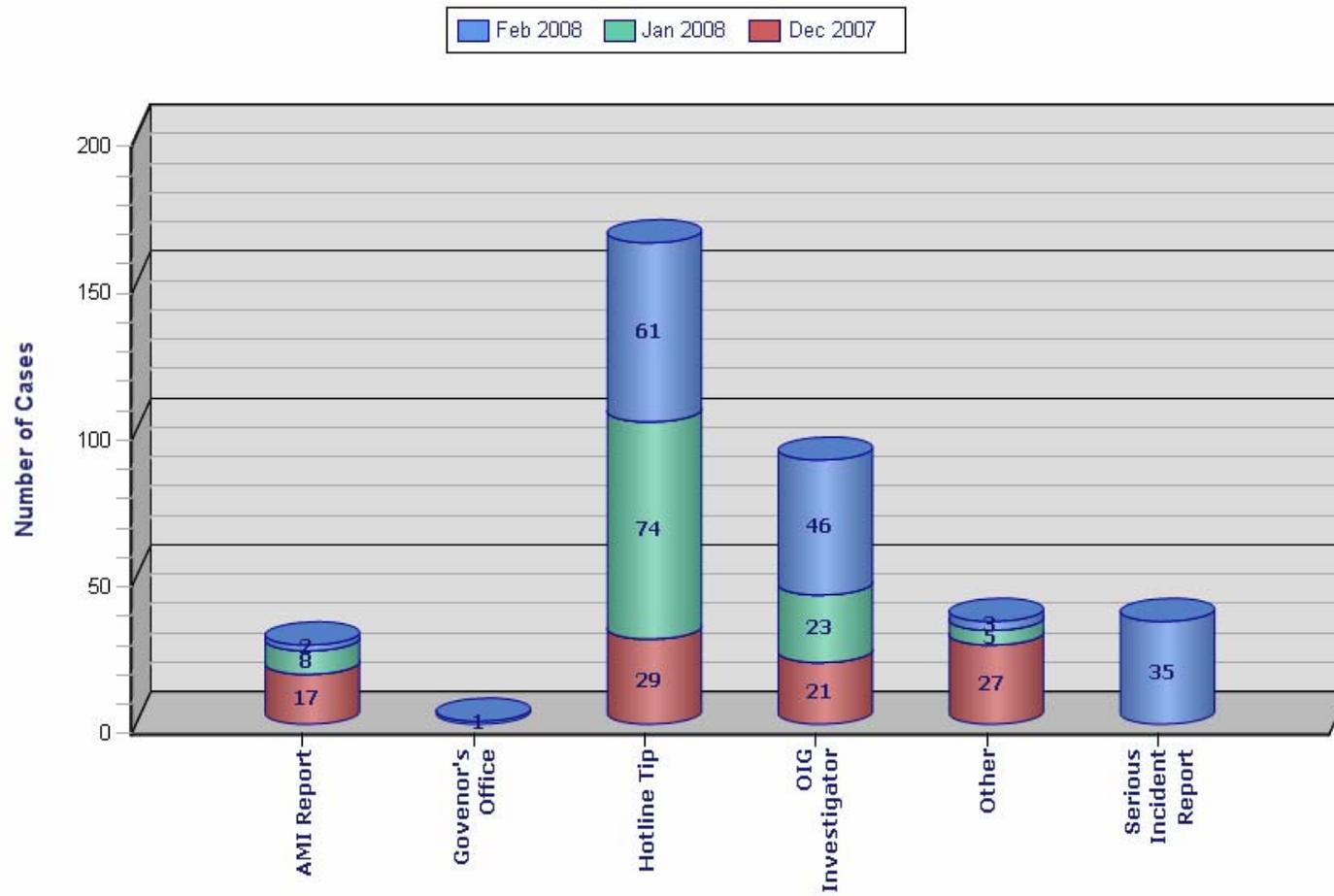
- The Executive Commissioner;
- The Advisory Board;
- The Governor;
- The Lieutenant Governor;
- The Speaker of the House of Representatives;
- The standing committees of the Senate and House of Representatives with primary jurisdiction over correctional facilities;
- The State Auditor;
- The Comptroller; and on
- The Commission's Internet Website.

SECTION A - TOTALS

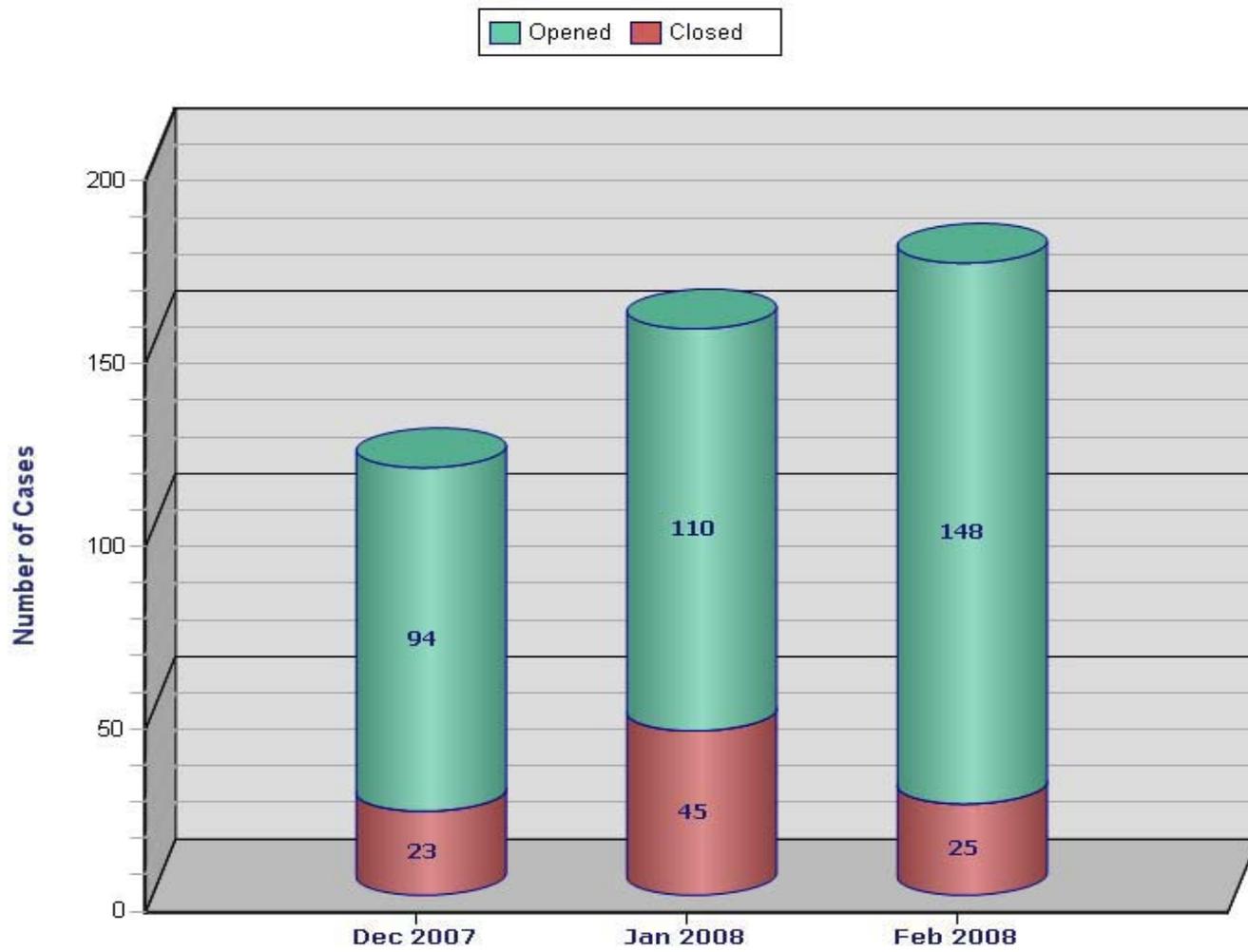
Total Cases by Type **(Does Not Include Information Only)**



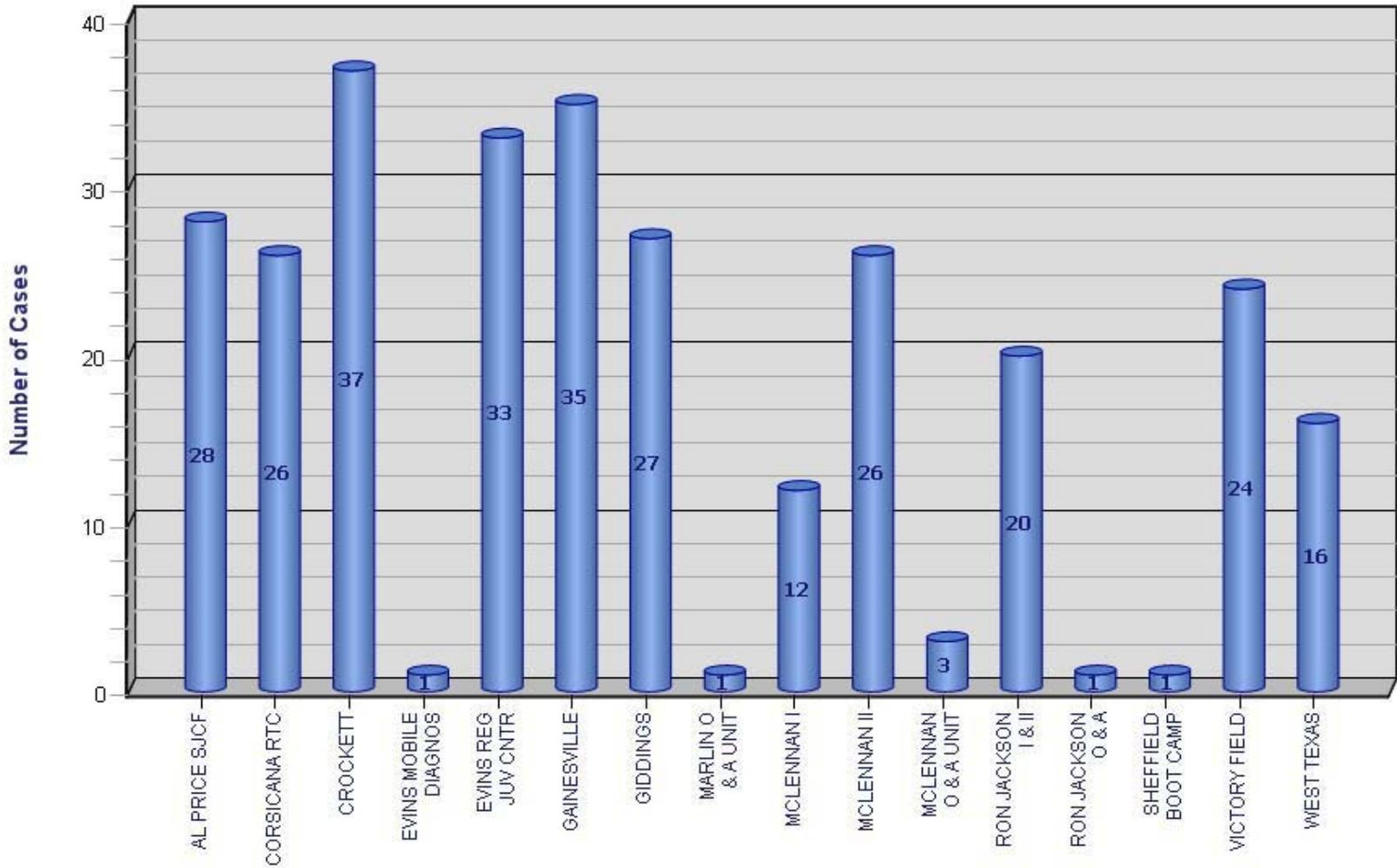
Total Cases by Information Source



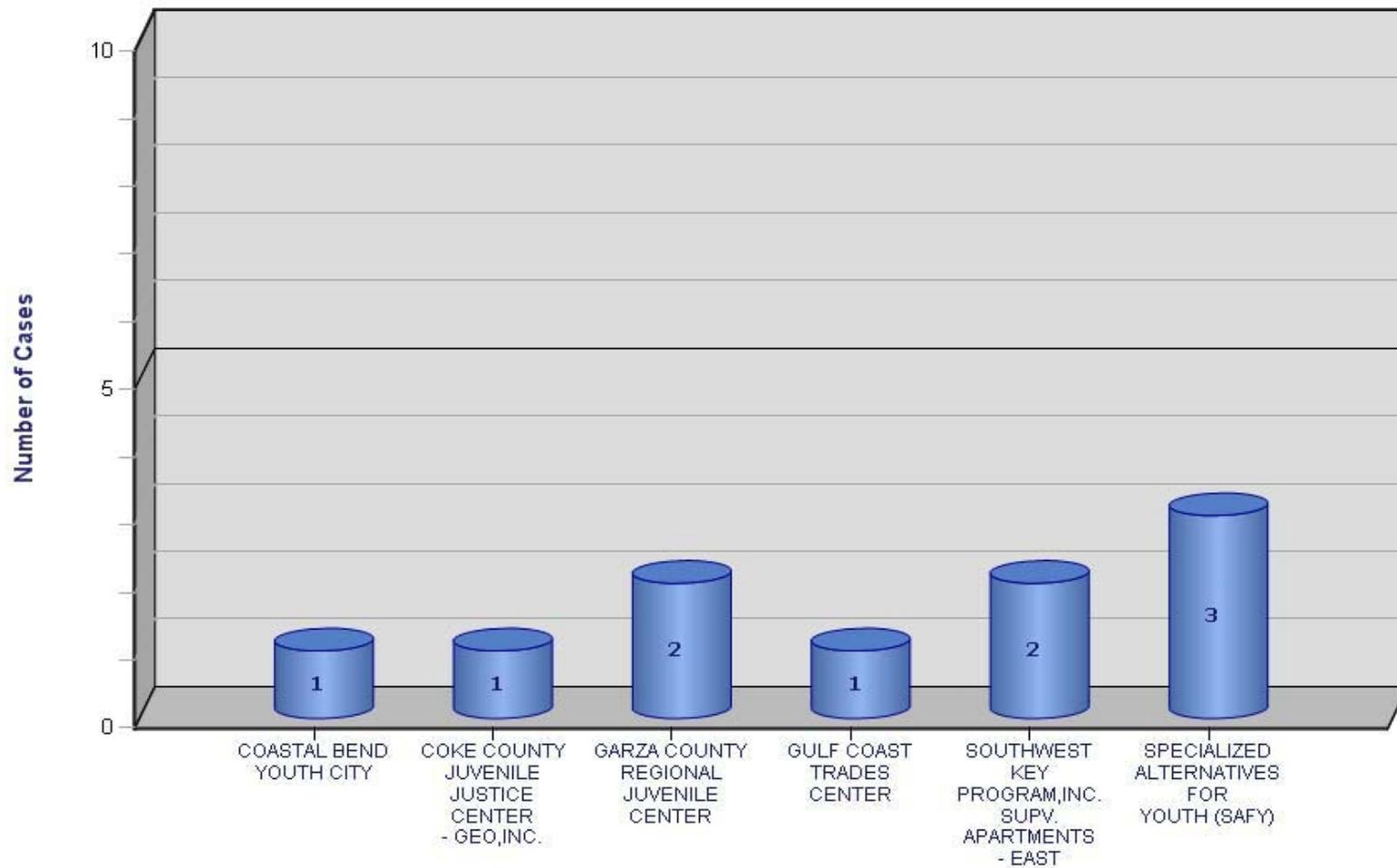
Total Cases by Status



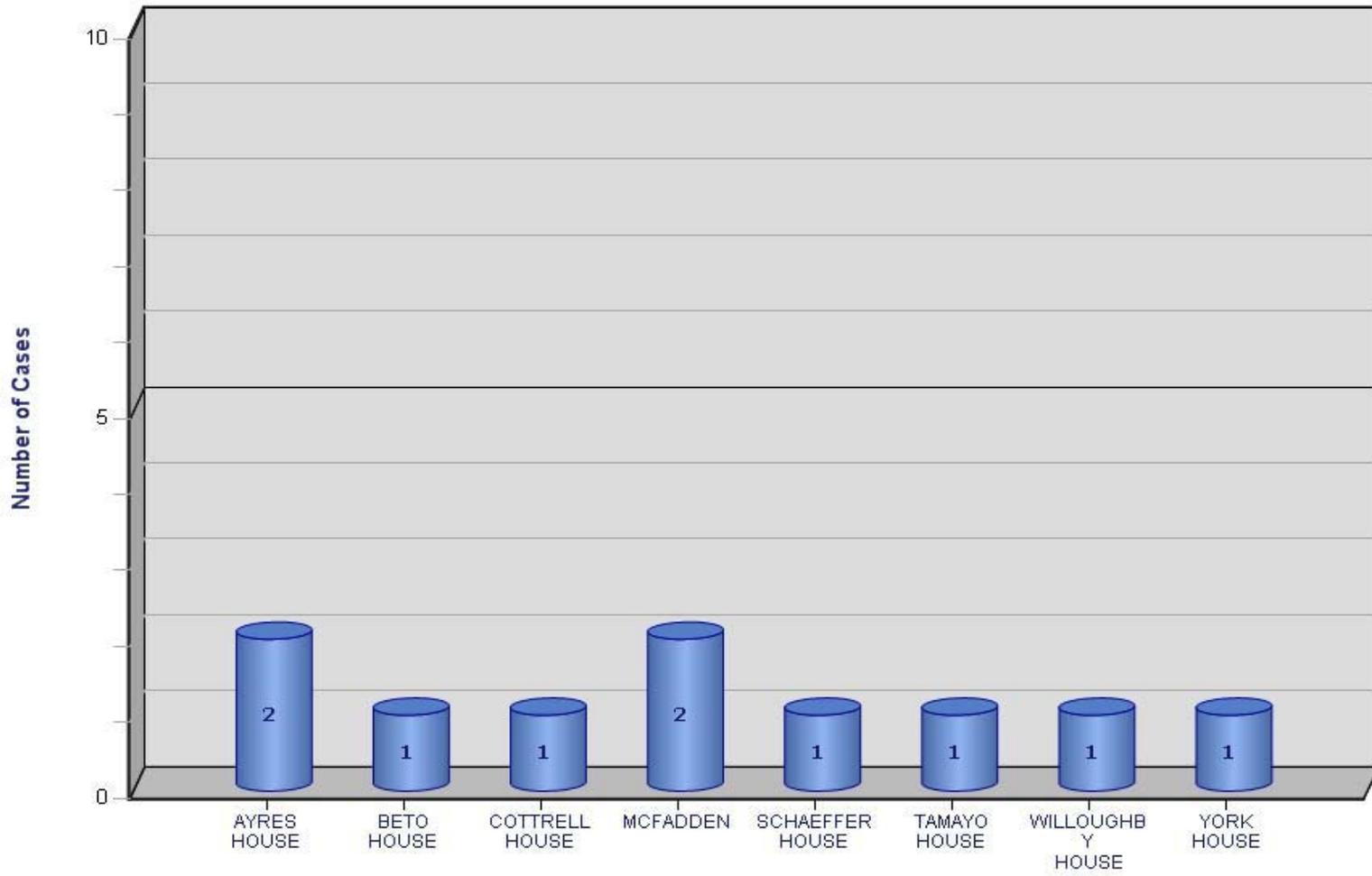
Investigative Cases Opened by Secure Facility



Investigative Cases Opened by Contract Facility

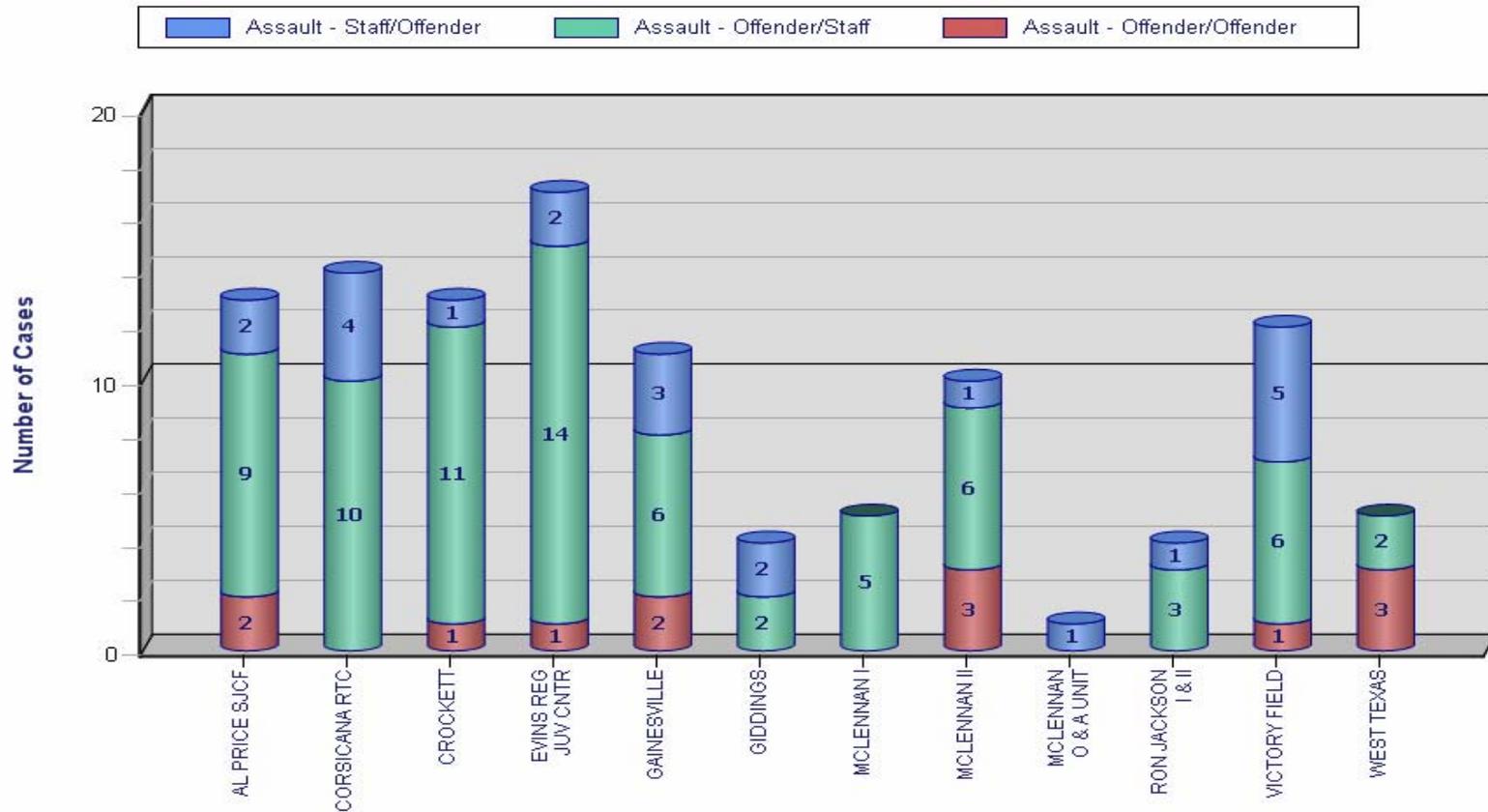


Investigative Cases Opened by Halfway House

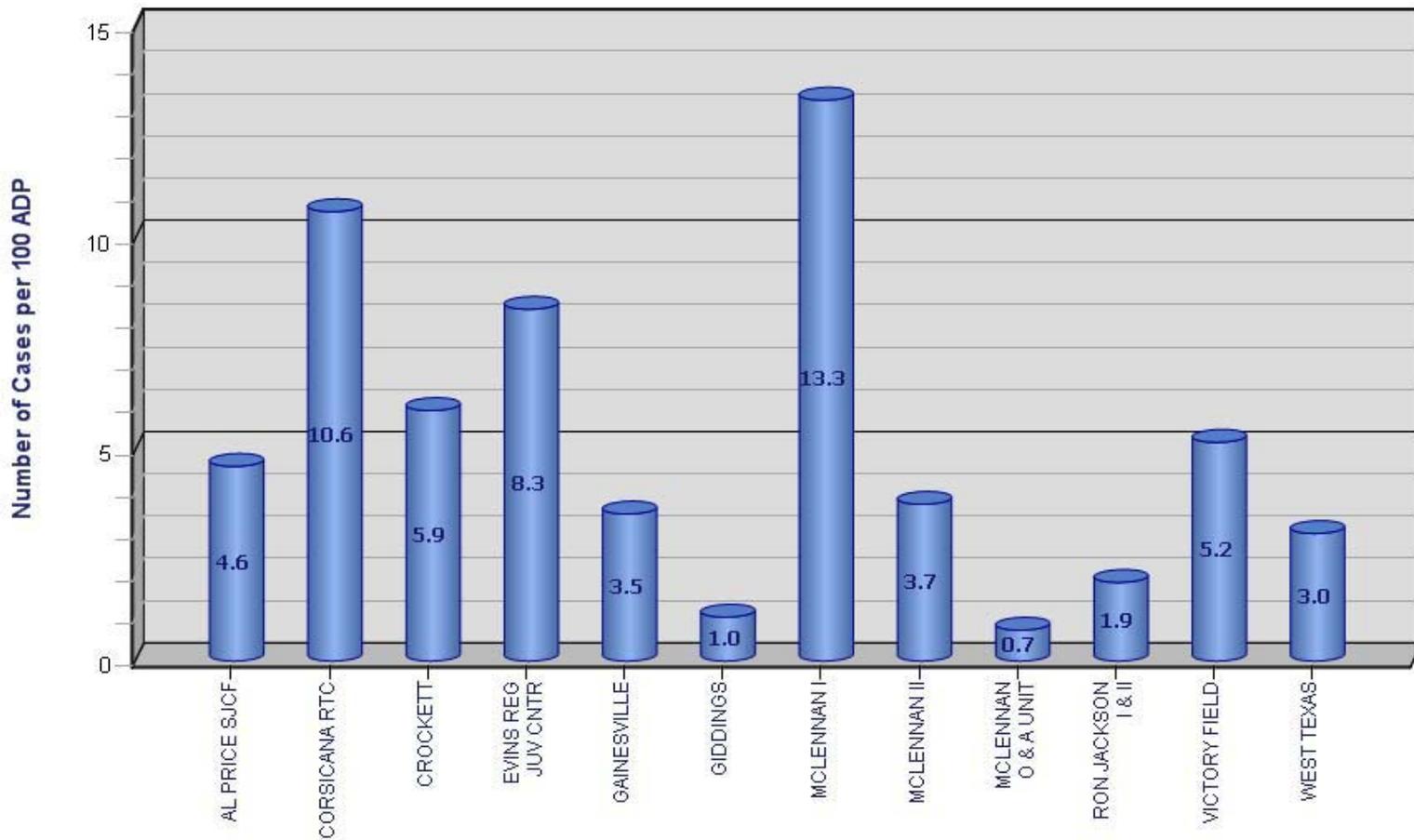


SECTION B - CASE TYPE BY FACILITY TYPE

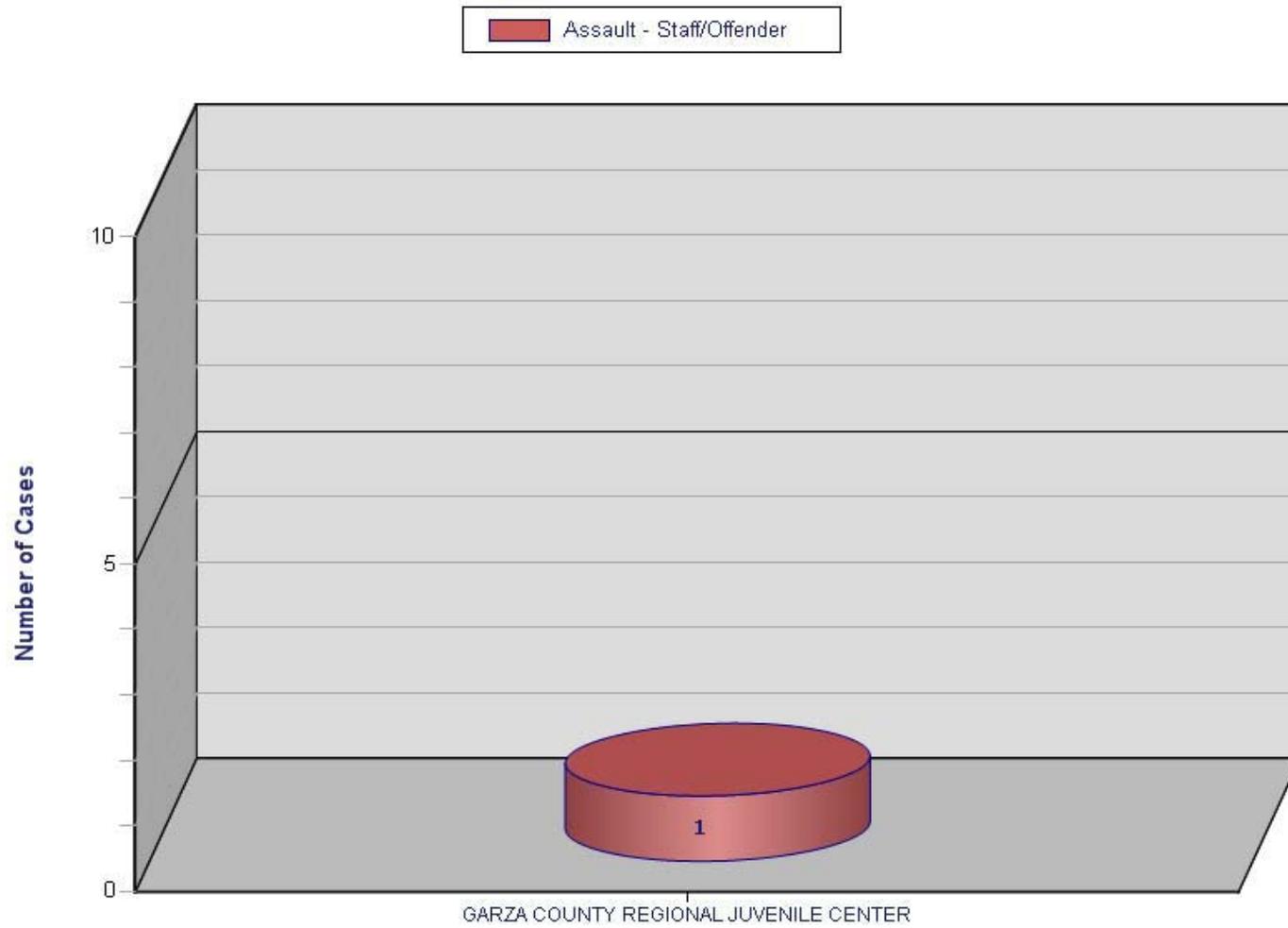
Assault Cases by Secure Facility



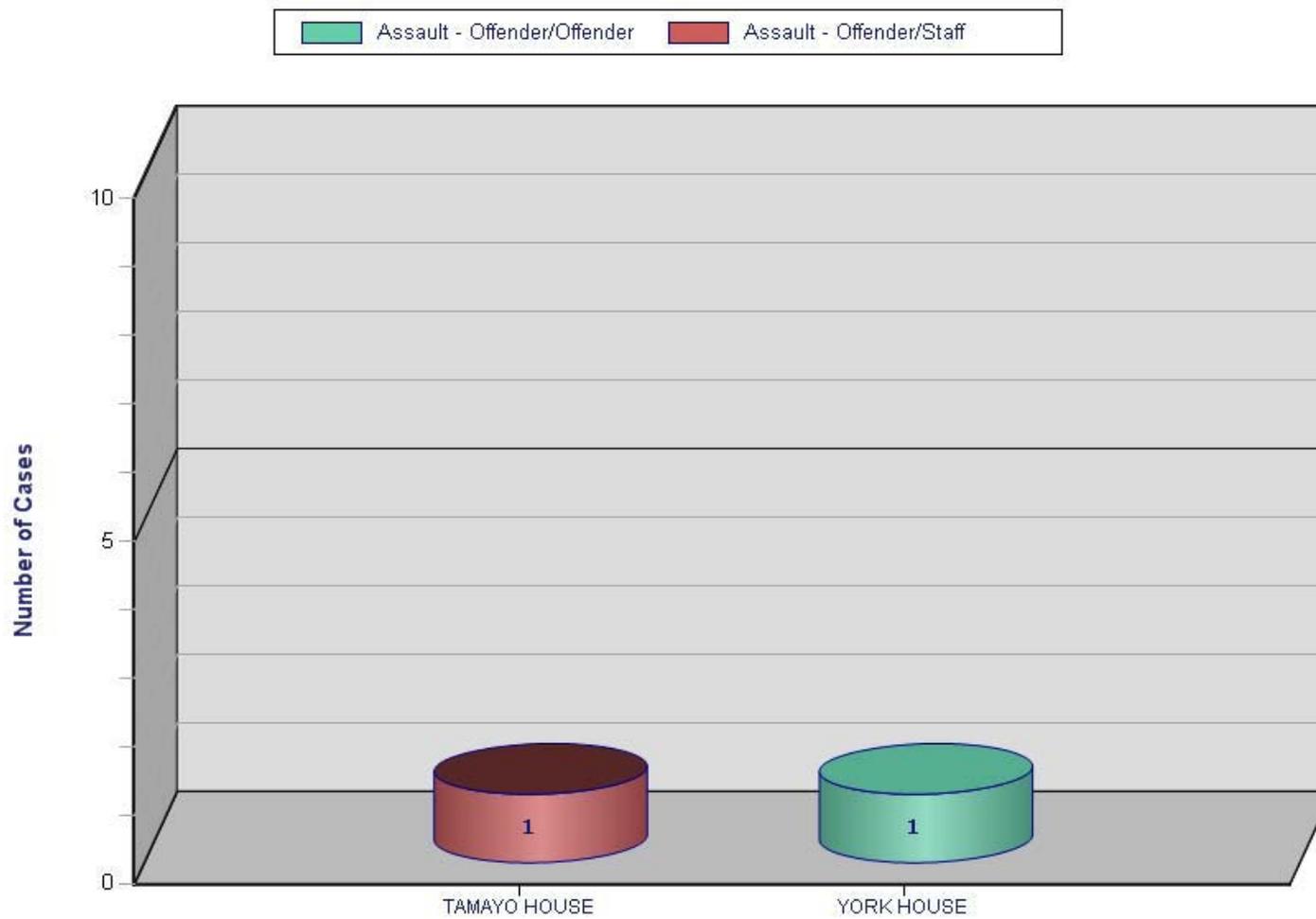
**Assault Cases
per 100 ADP by Secure Facility**



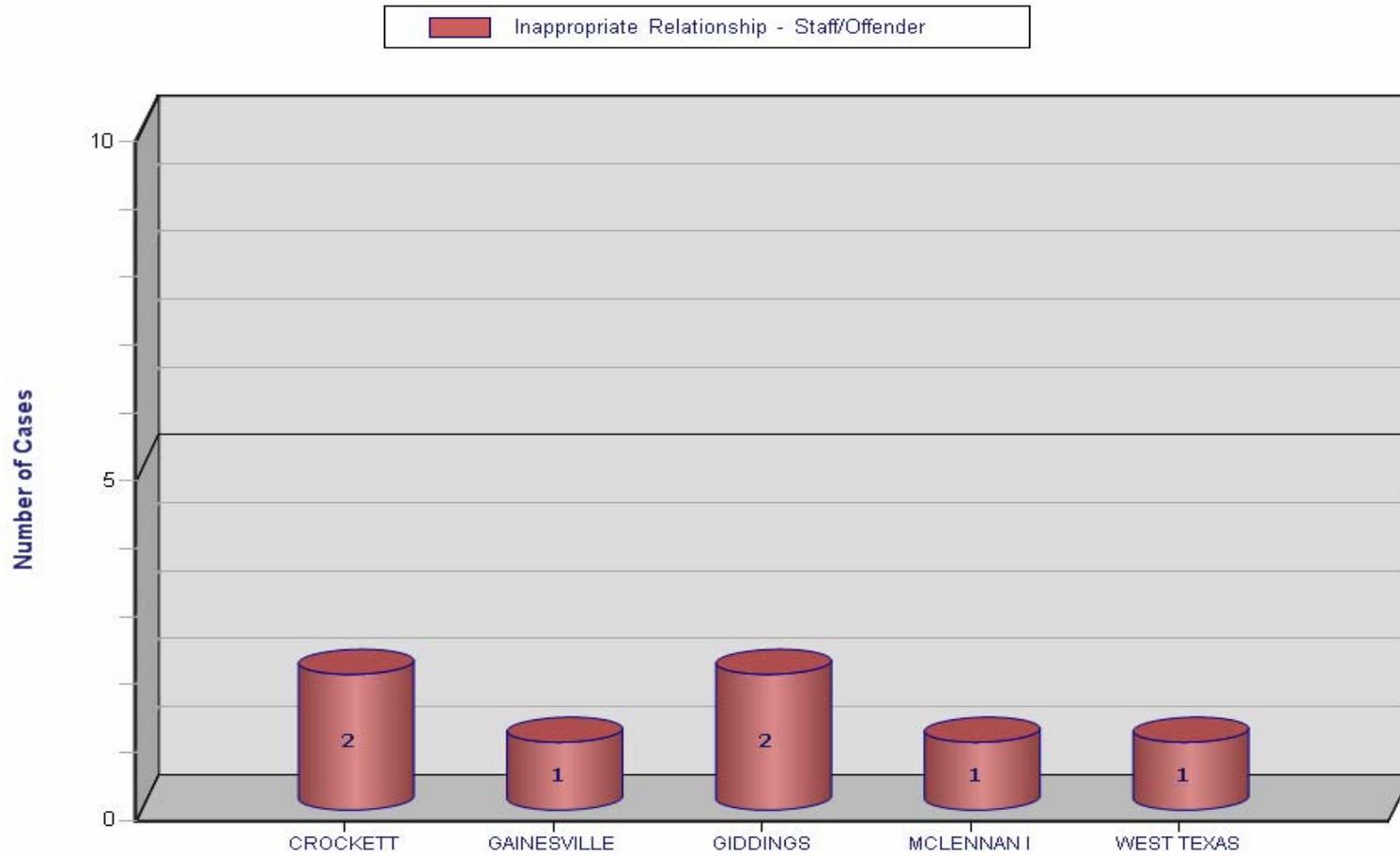
Assault Cases by Contract Facility



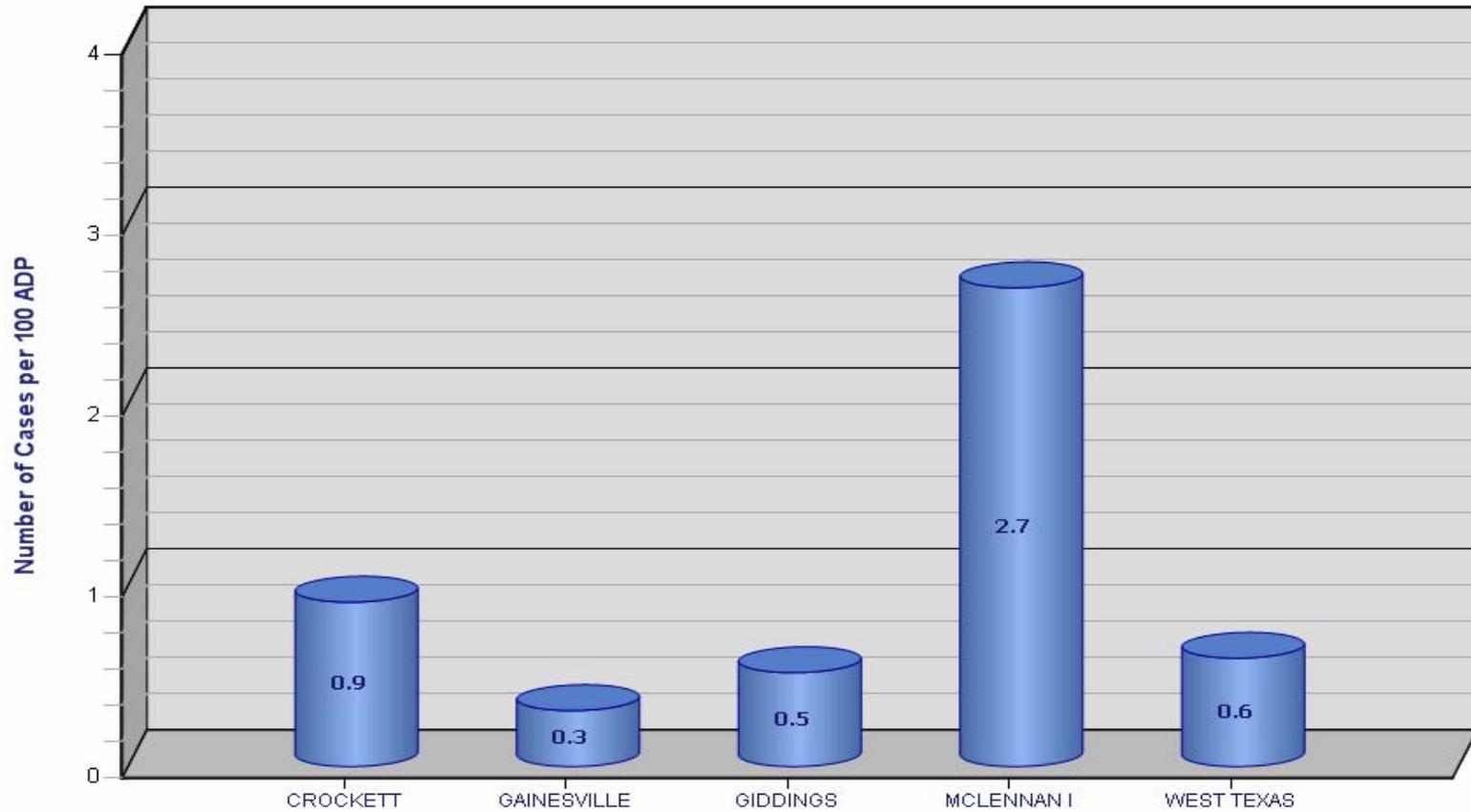
Assault Cases by Halfway House



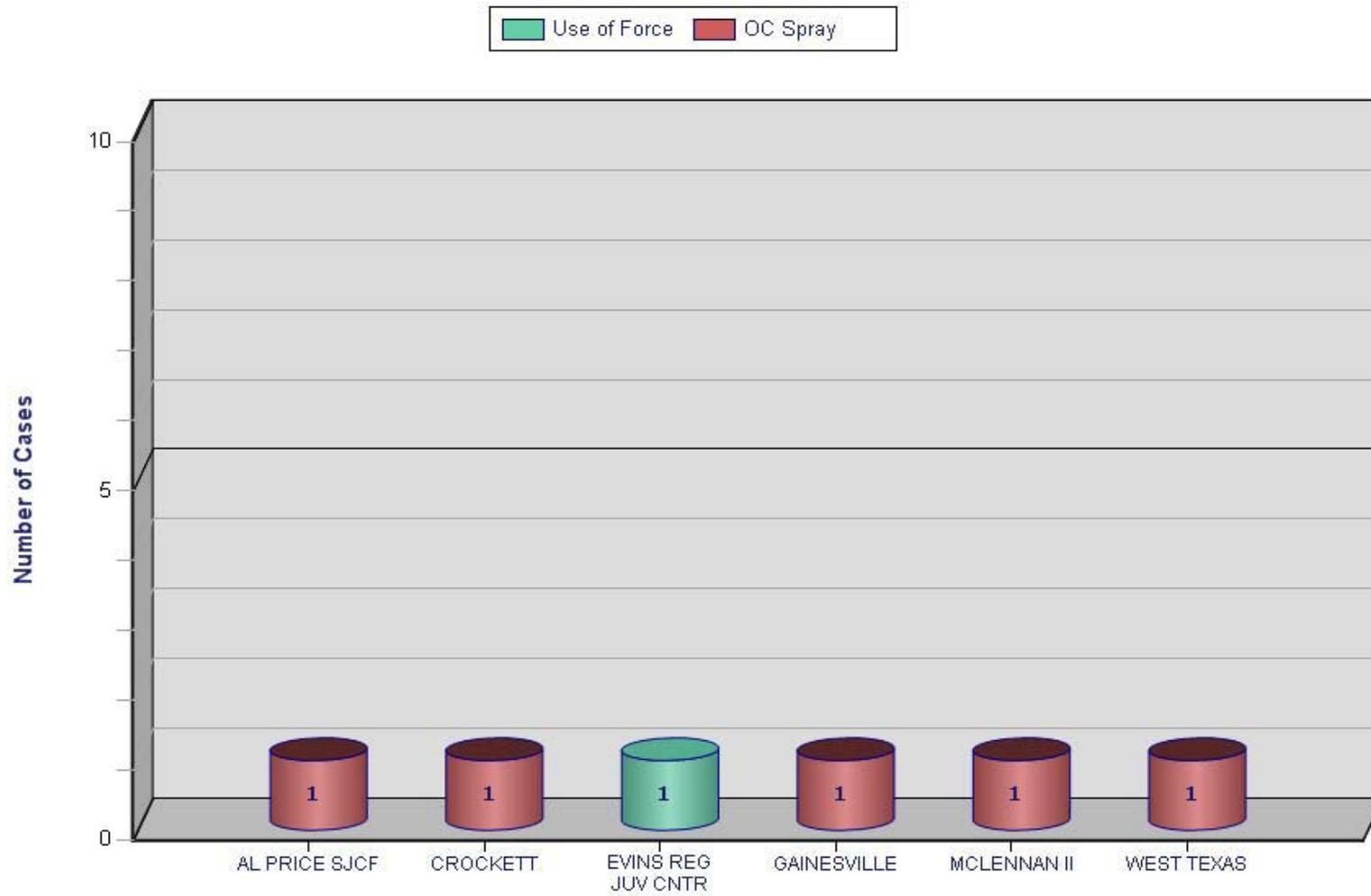
Inappropriate Relationship Cases by Secure Facility



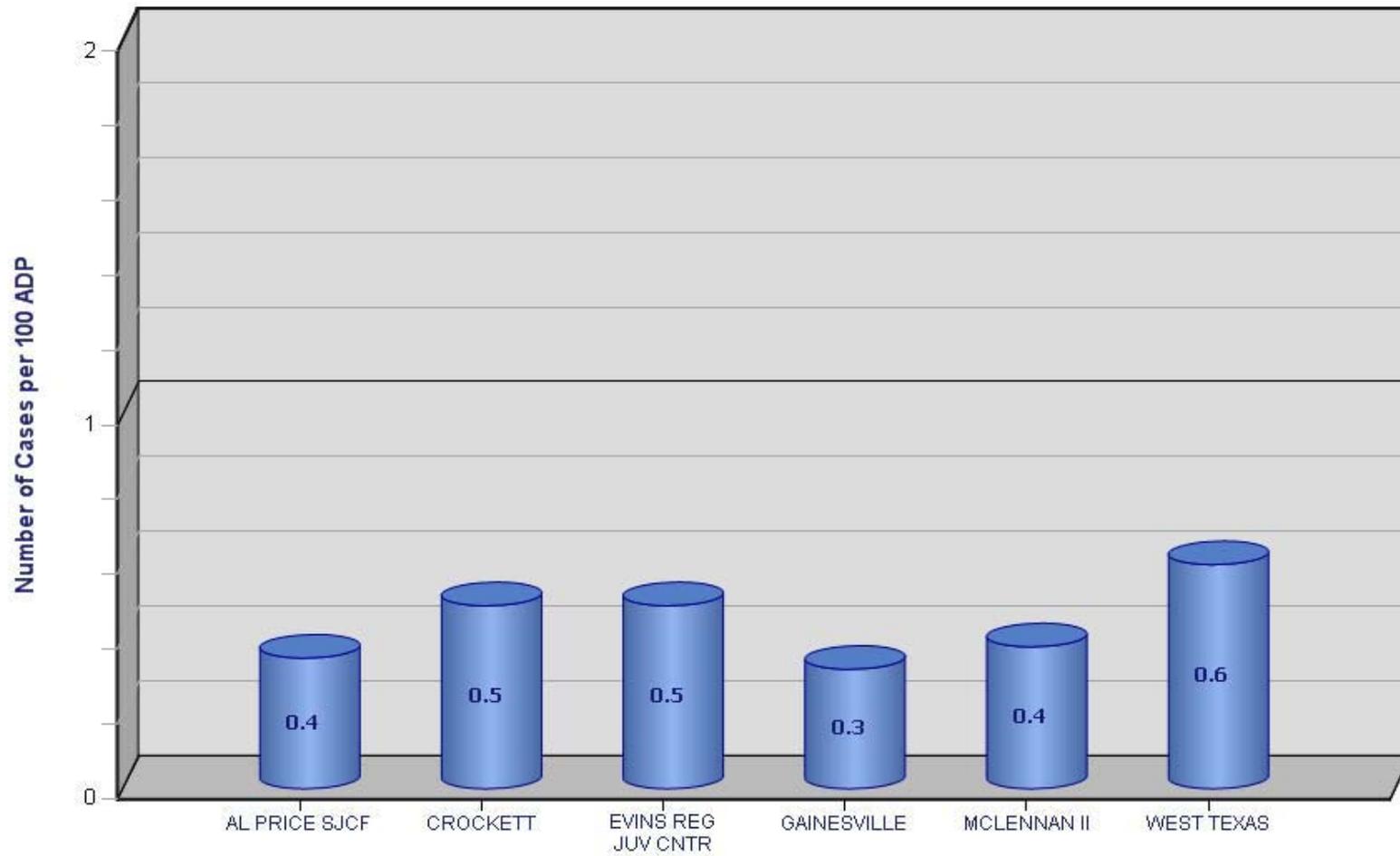
***Inappropriate Relationship Cases
per 100 ADP by Secure Facility***



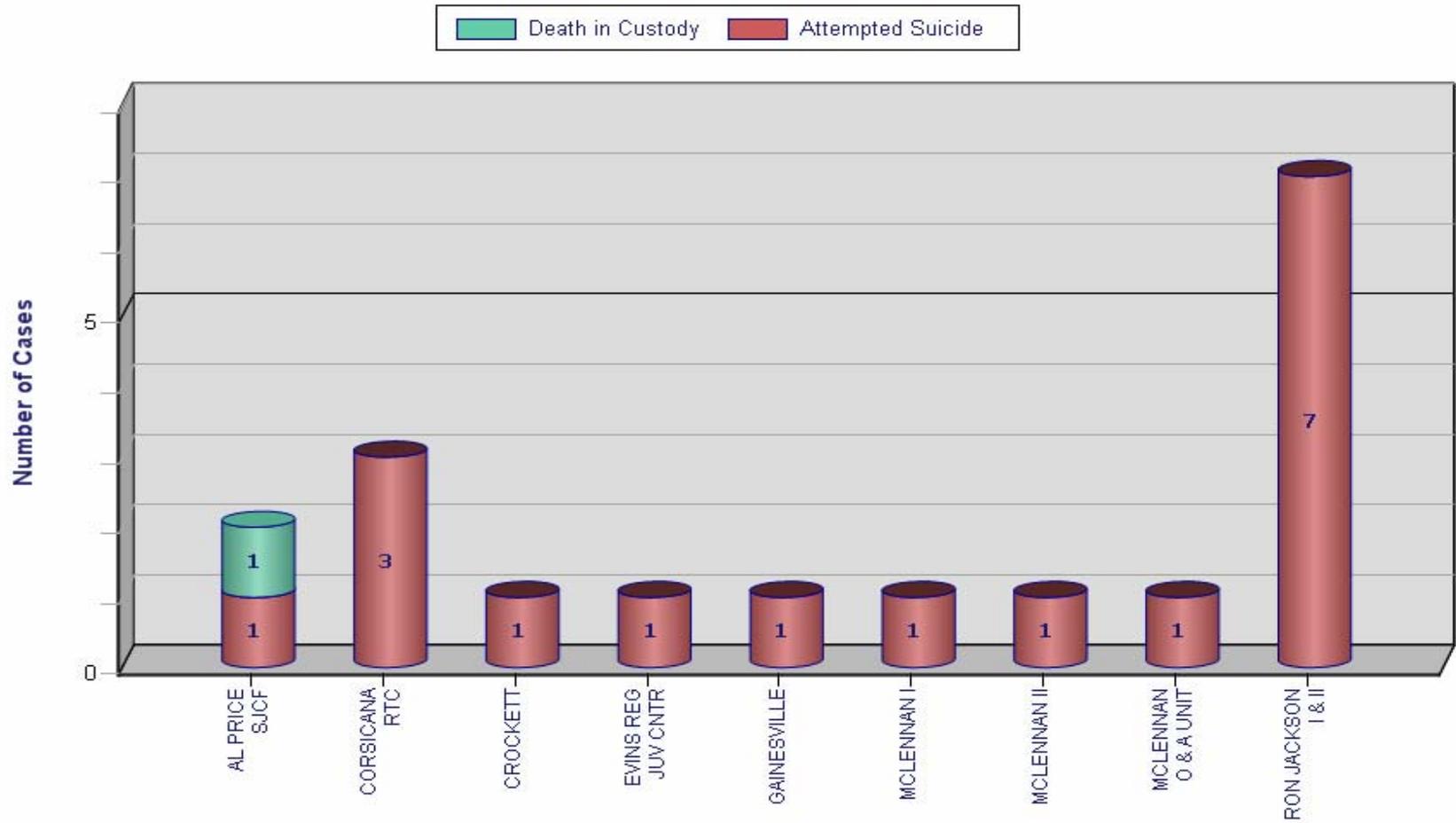
Use Of Force / OC Spray Cases by Secure Facility



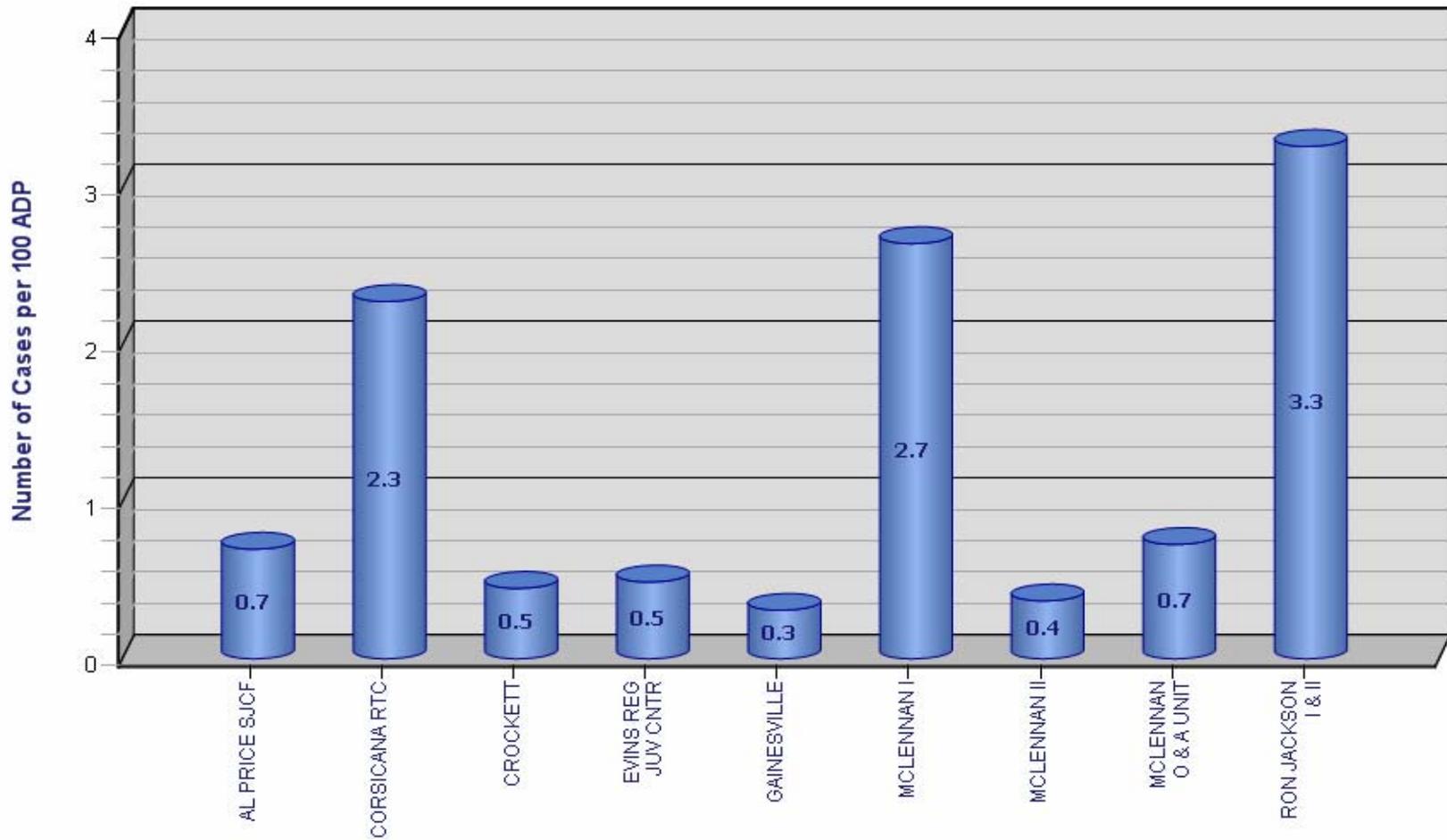
***Use of Force / OC Spray Cases
per 100 ADP by Secure Facility***



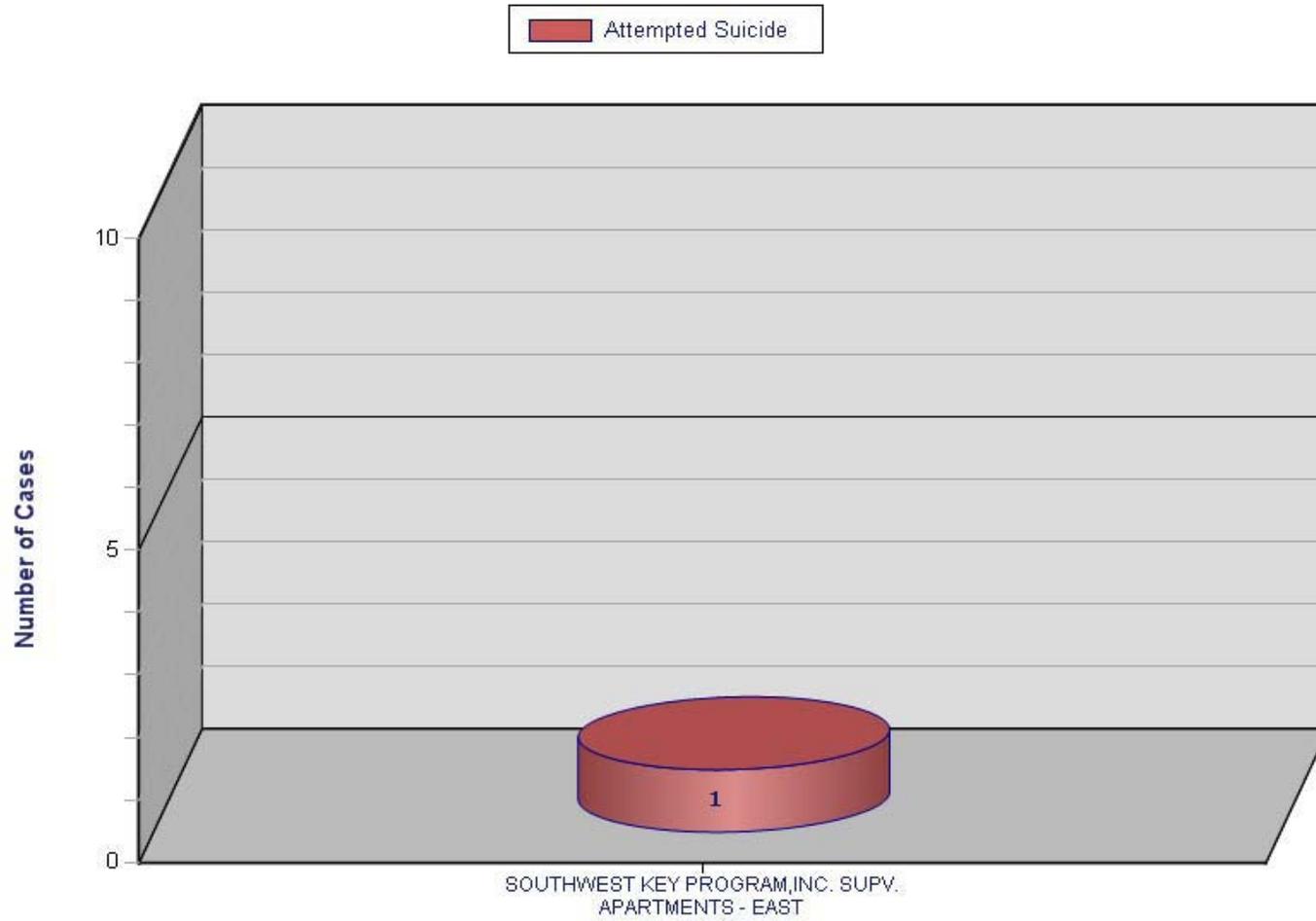
Attempted Suicide / Suicide / Death In Custody Cases by Secure Facility



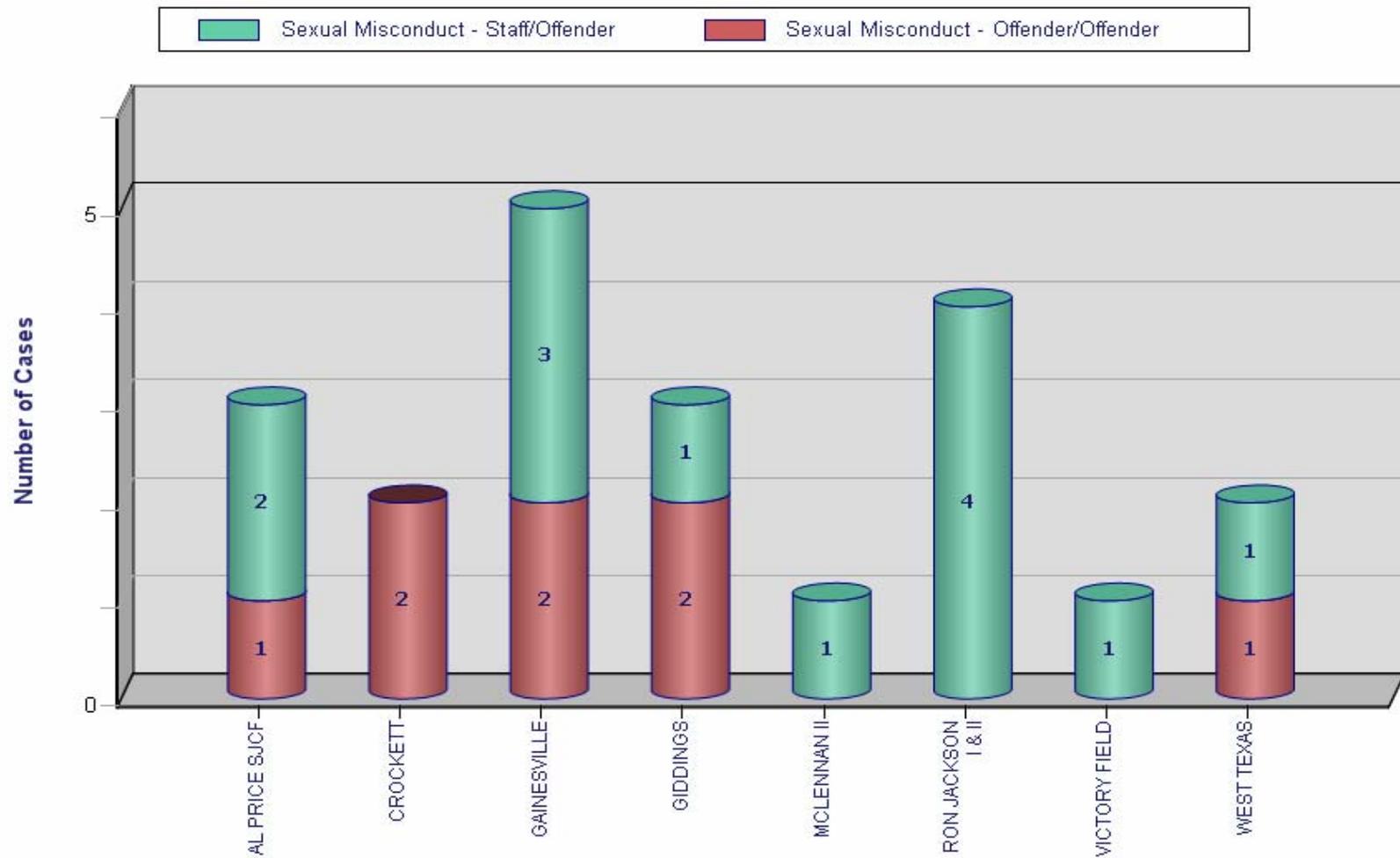
***Suicide / Attempted Suicide / Death In Custody Cases
per 100 ADP by Secure Facility***



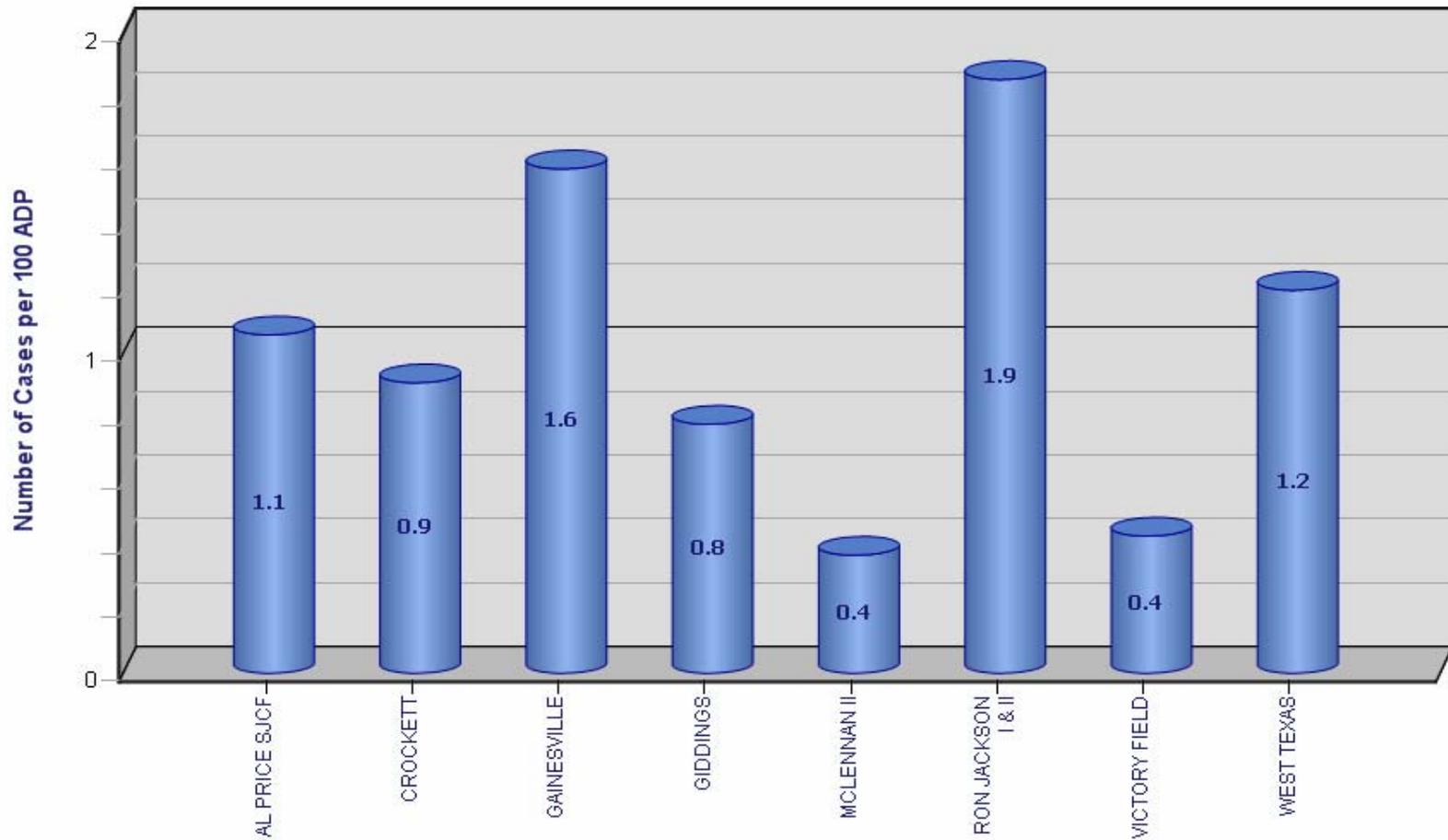
***Attempted Suicide / Suicide / Death In Custody
Cases by Contract Facility***



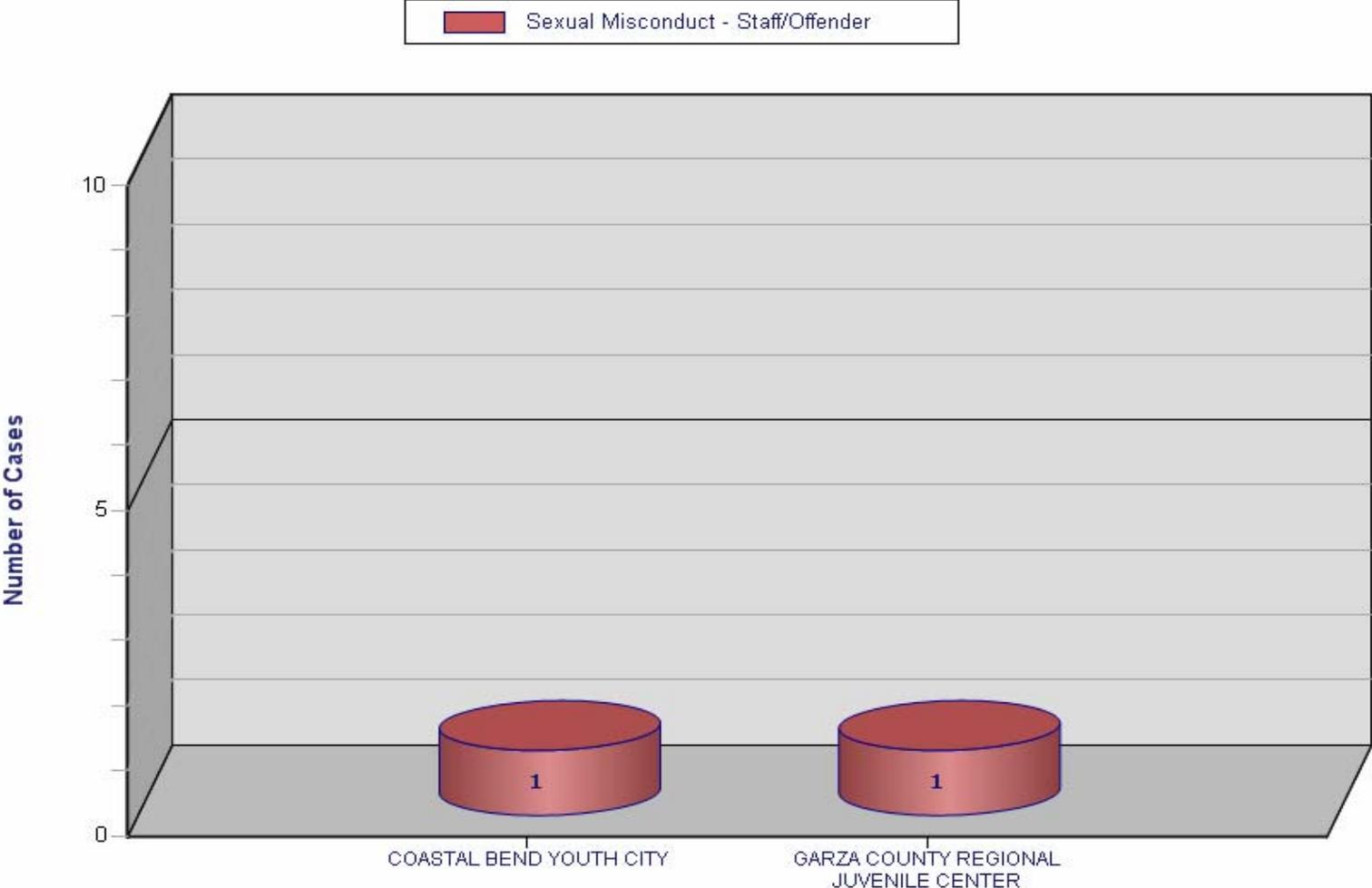
Sexual Misconduct Cases by Secure Facility



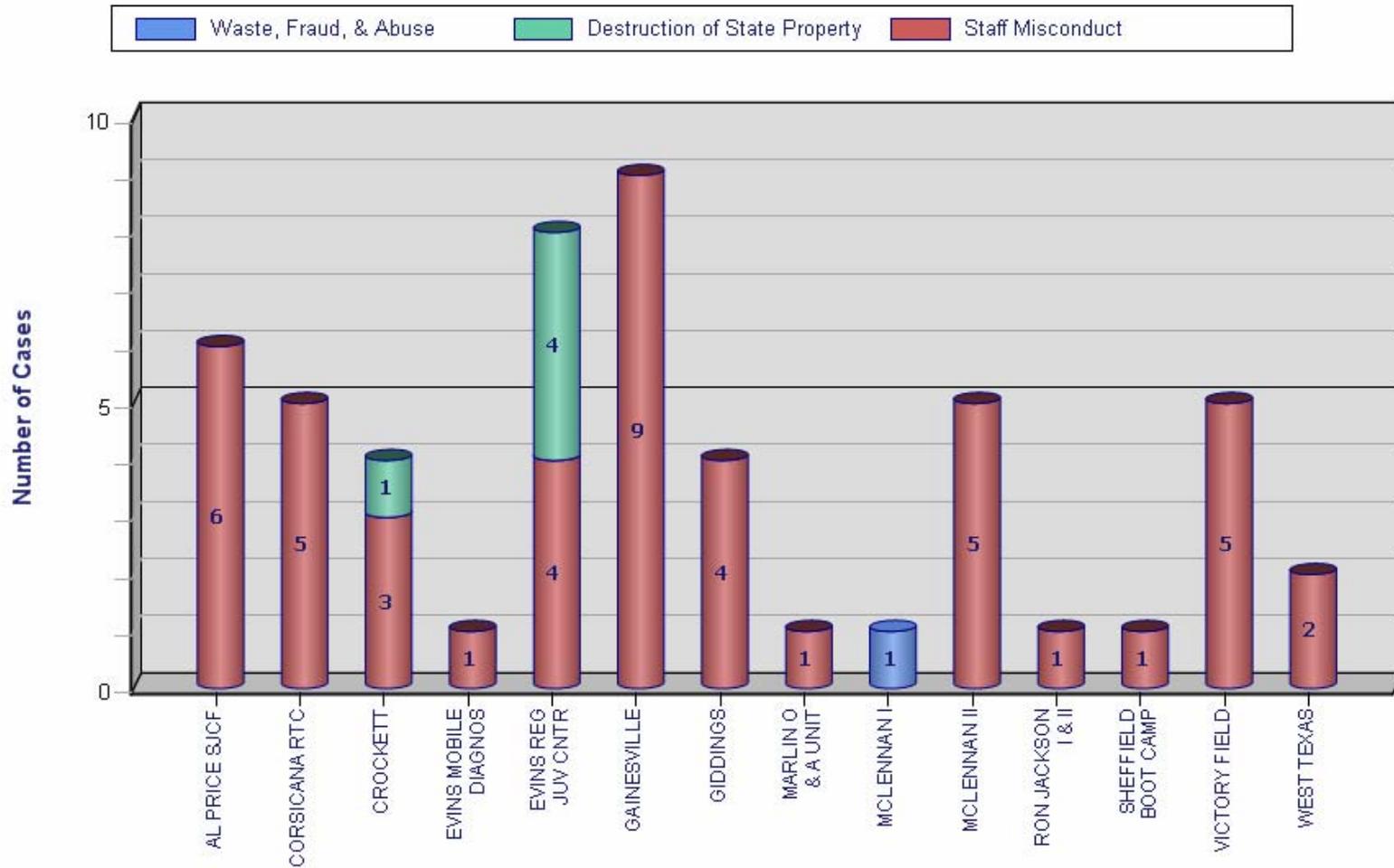
***Sexual Misconduct Cases
per 100 ADP by Secure Facility***



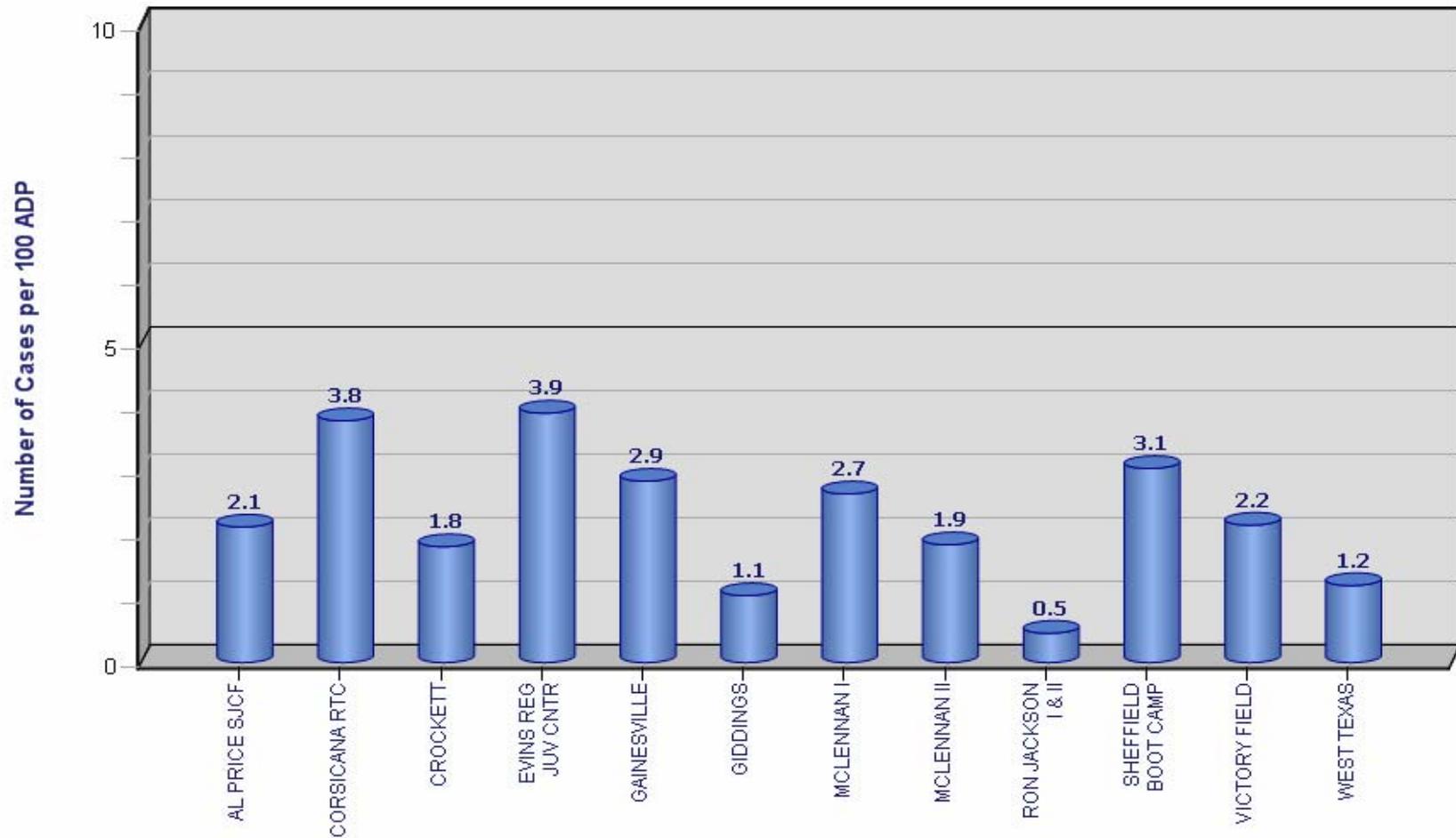
Sexual Misconduct Cases by Contract Facility



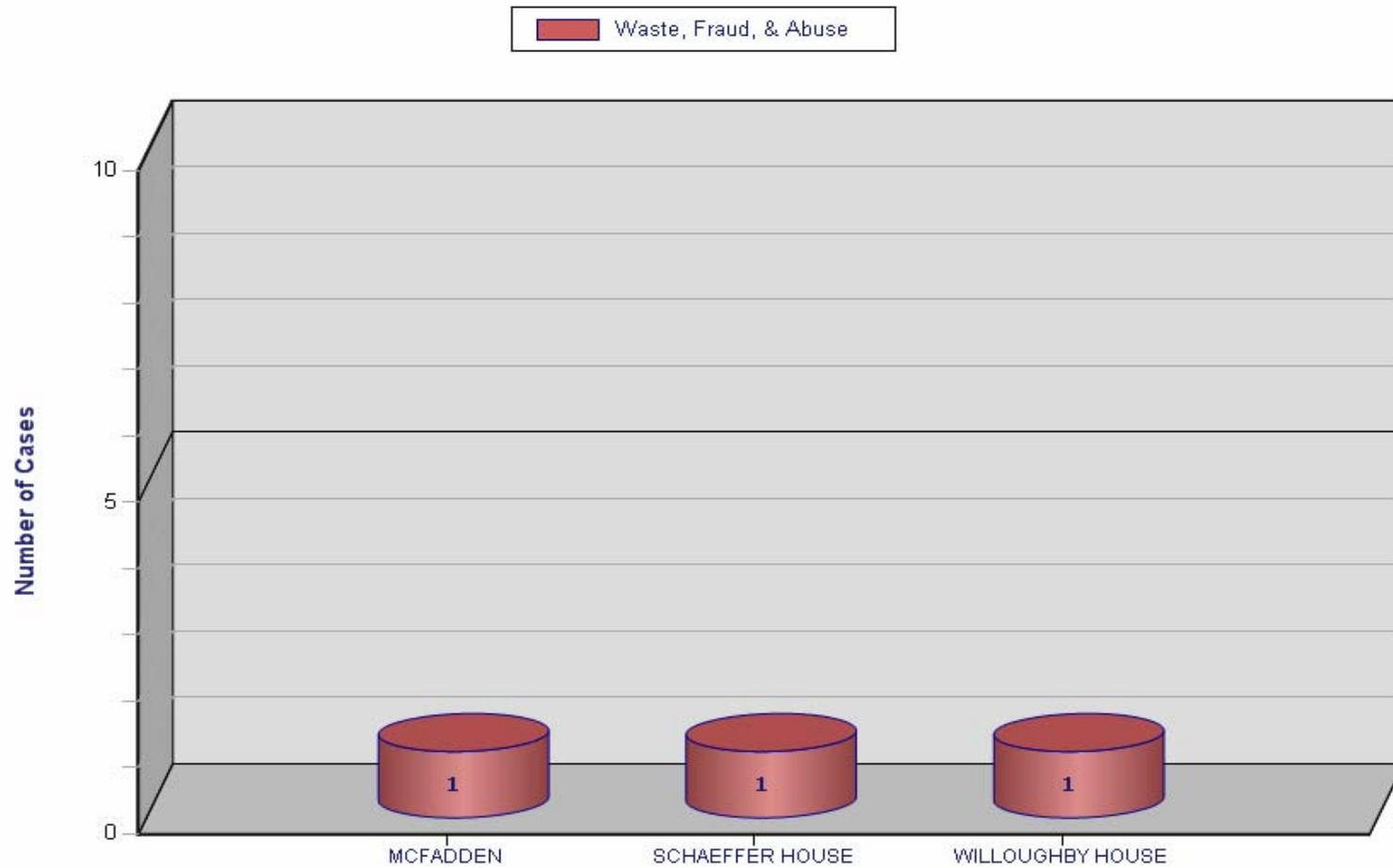
**Staff Misconduct / Waste, Fraud & Abuse / Destruction of State Property
Cases by Secure Facility**



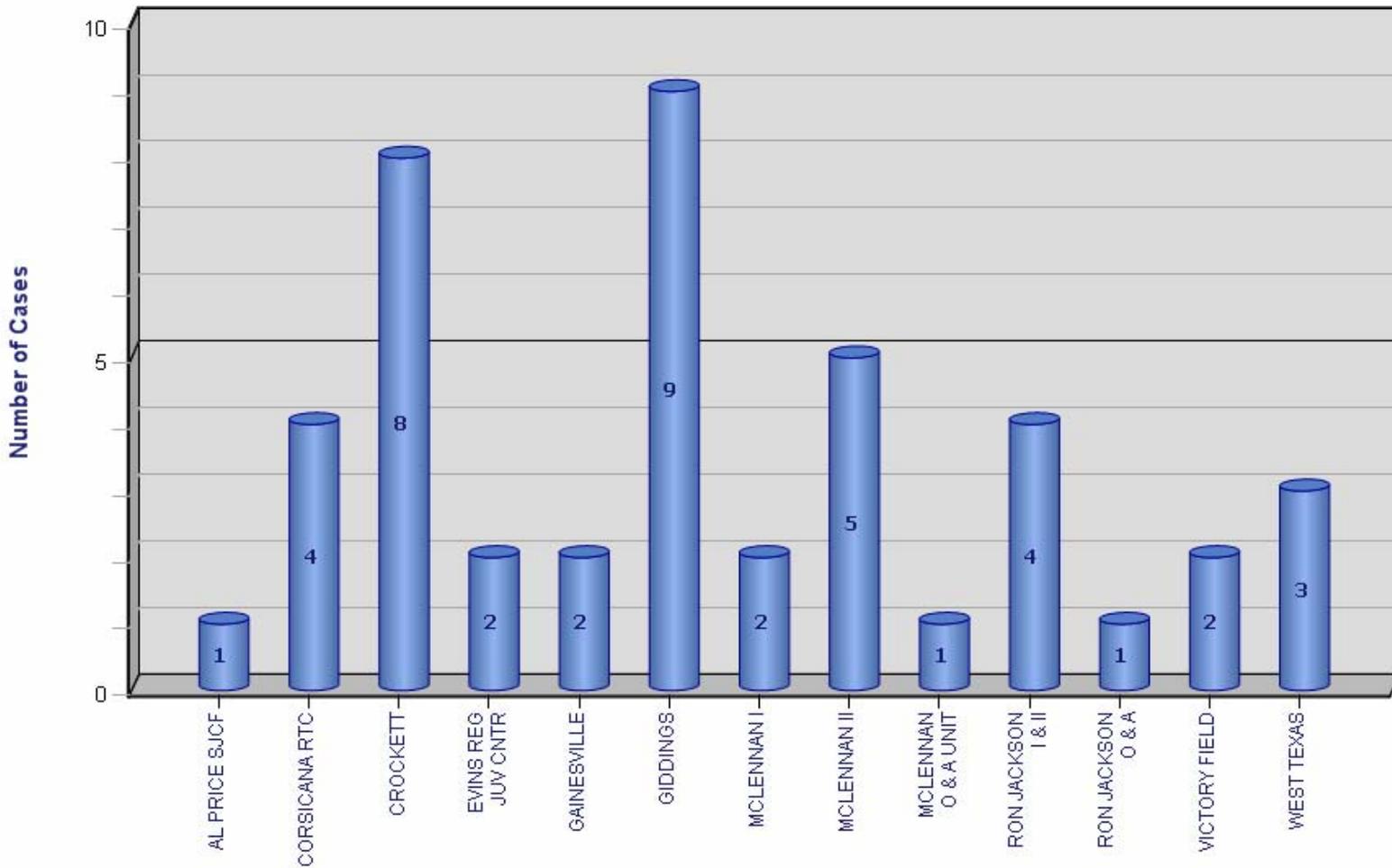
**Staff Misconduct / Waste, Fraud & Abuse / Destruction of State Property
Cases per 100 ADP by Secure Facility**



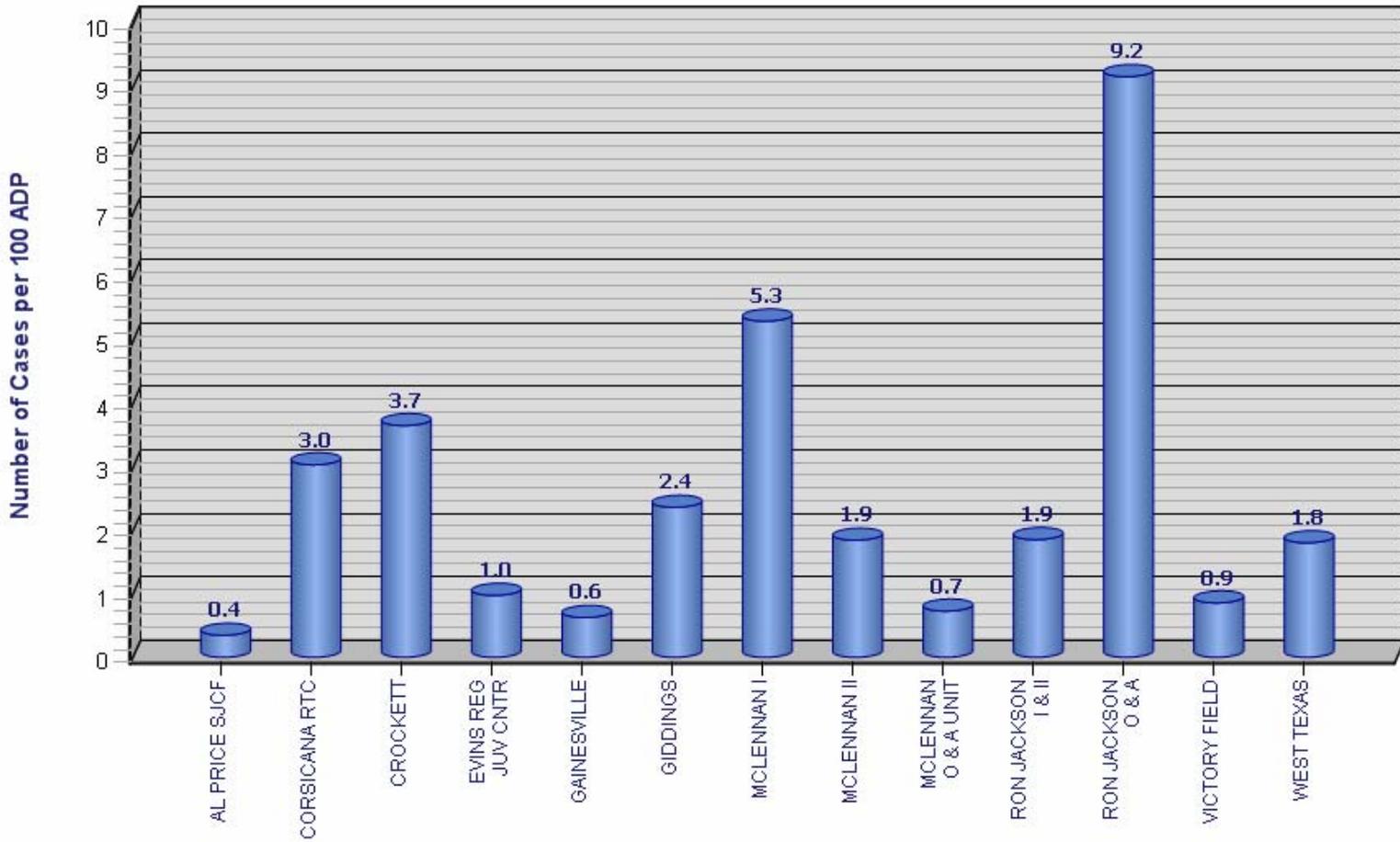
***Staff Misconduct / Waste, Fraud & Abuse / Destruction of State Property
Cases by Halfway House***



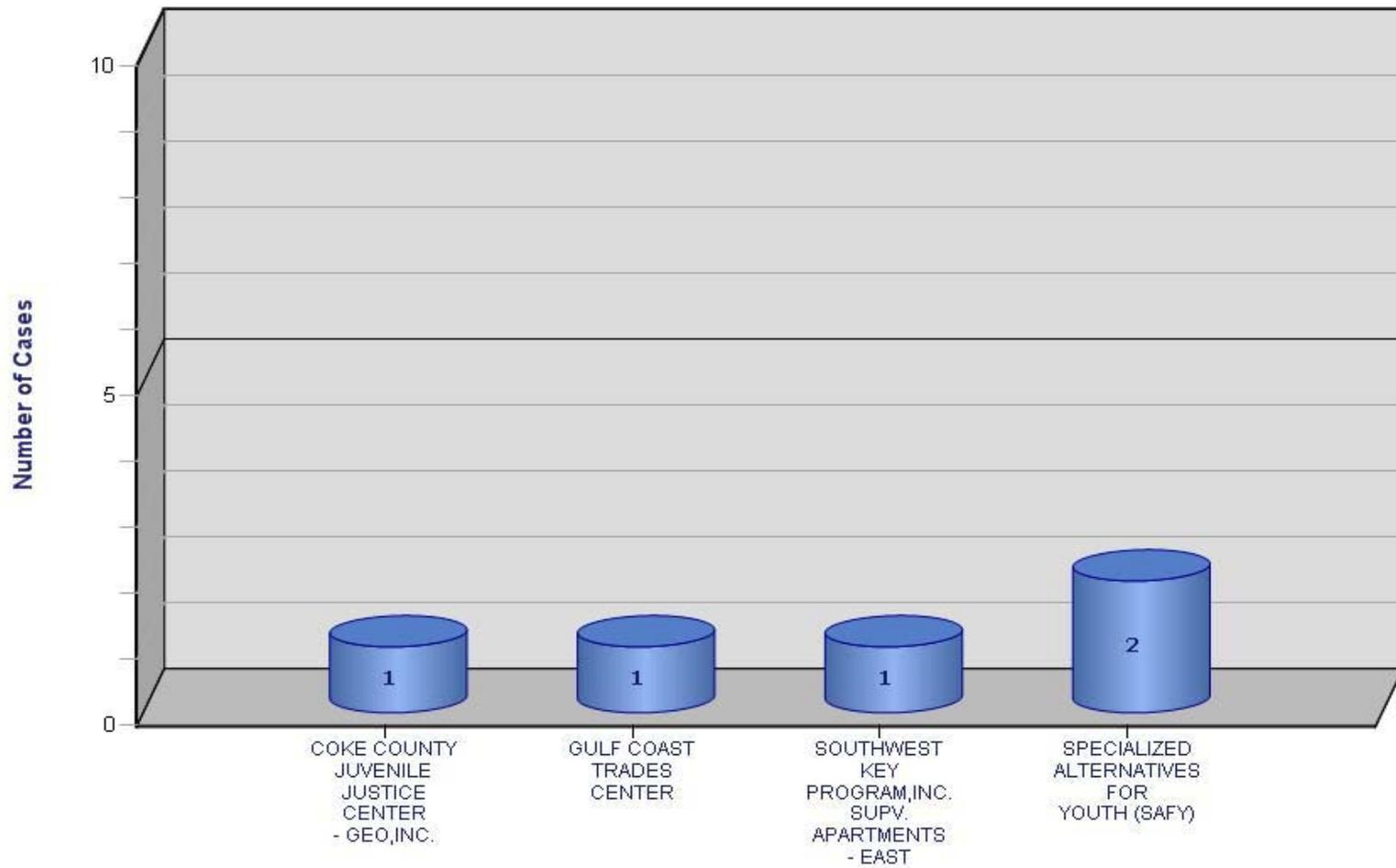
Total Information Only Cases by Secure Facility



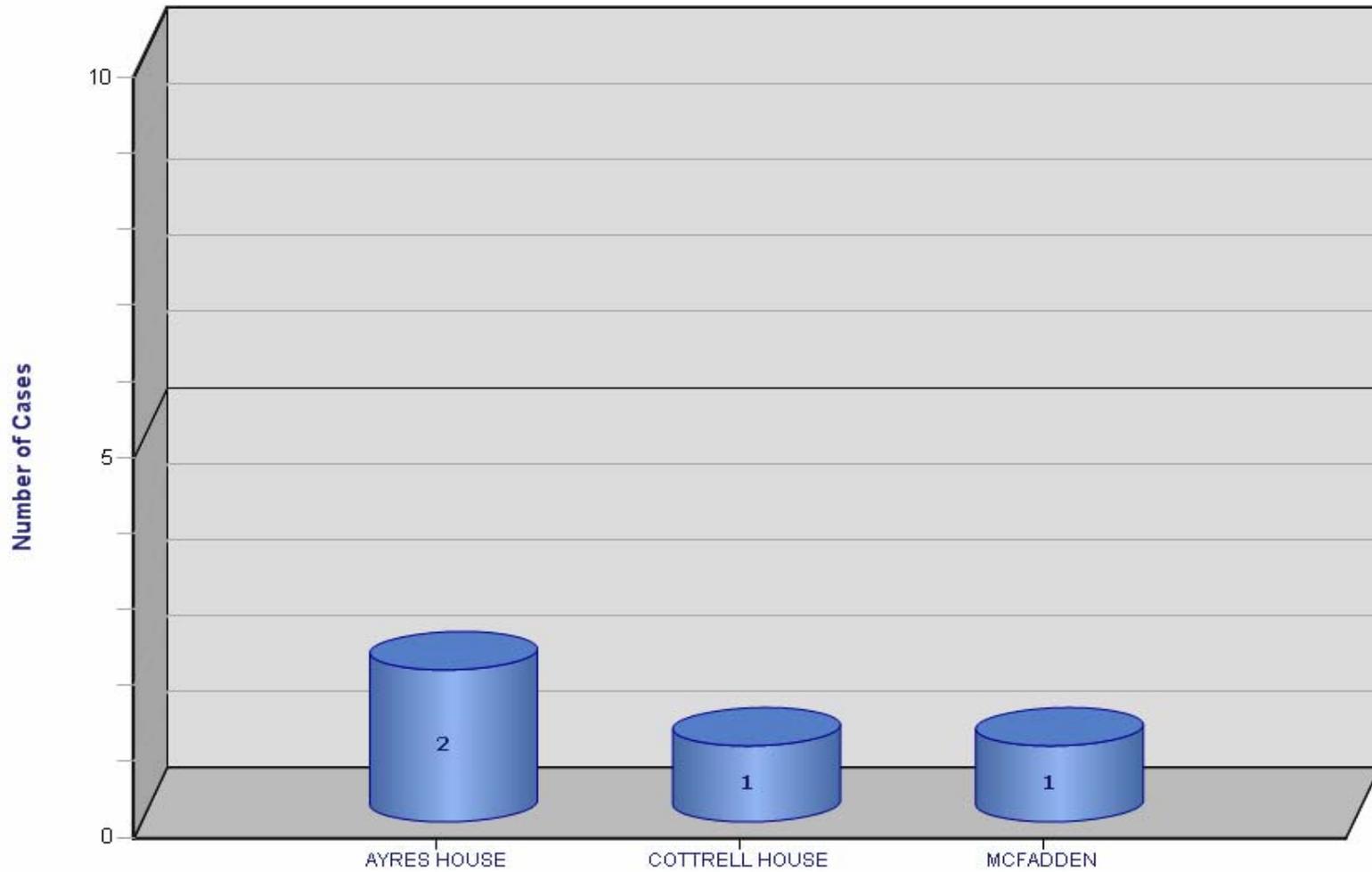
**Information Only Cases
per 100 ADP by Secure Facility**



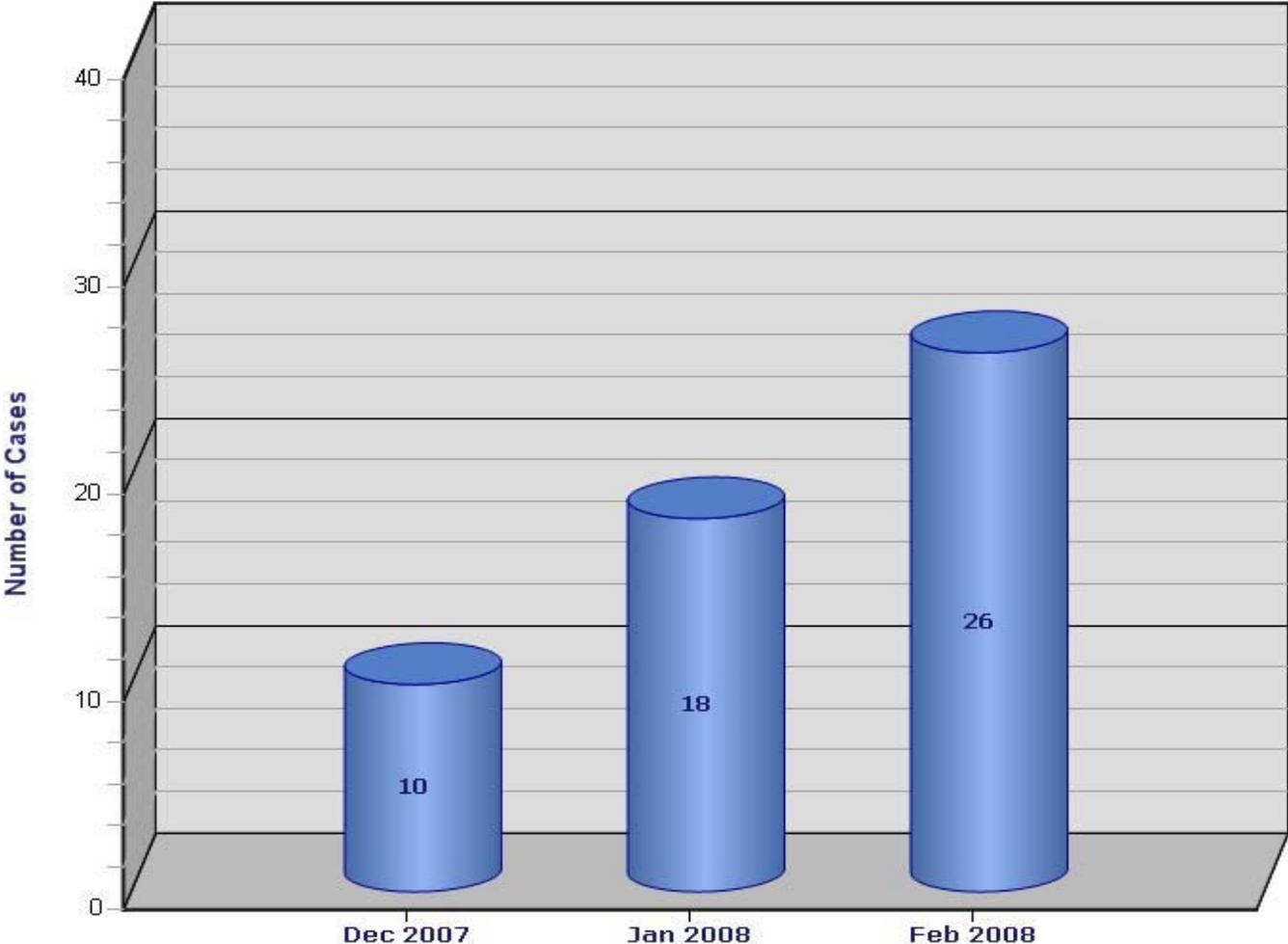
Total Information Only Cases by Contract Facility



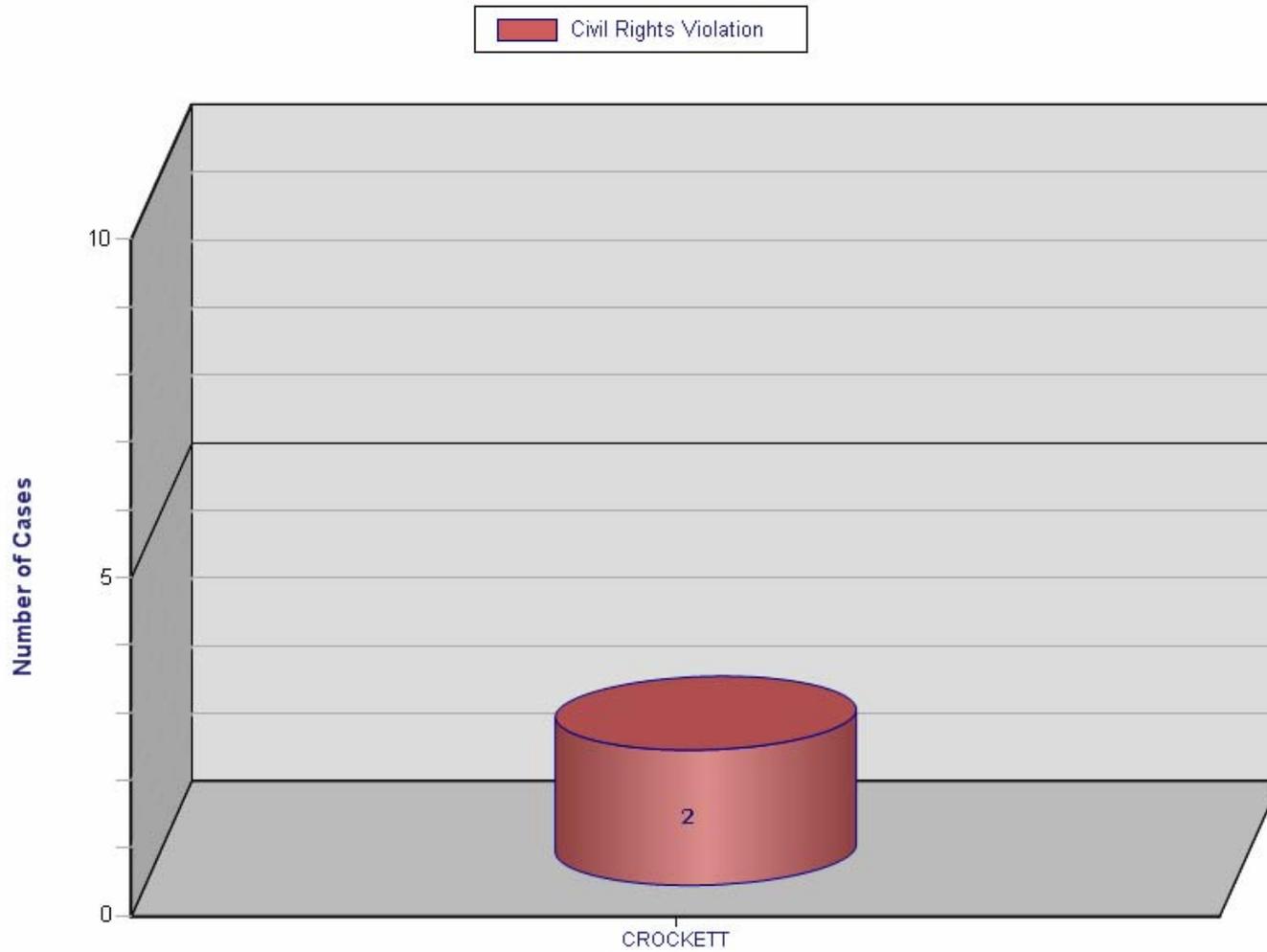
Total Information Only Cases by Halfway House



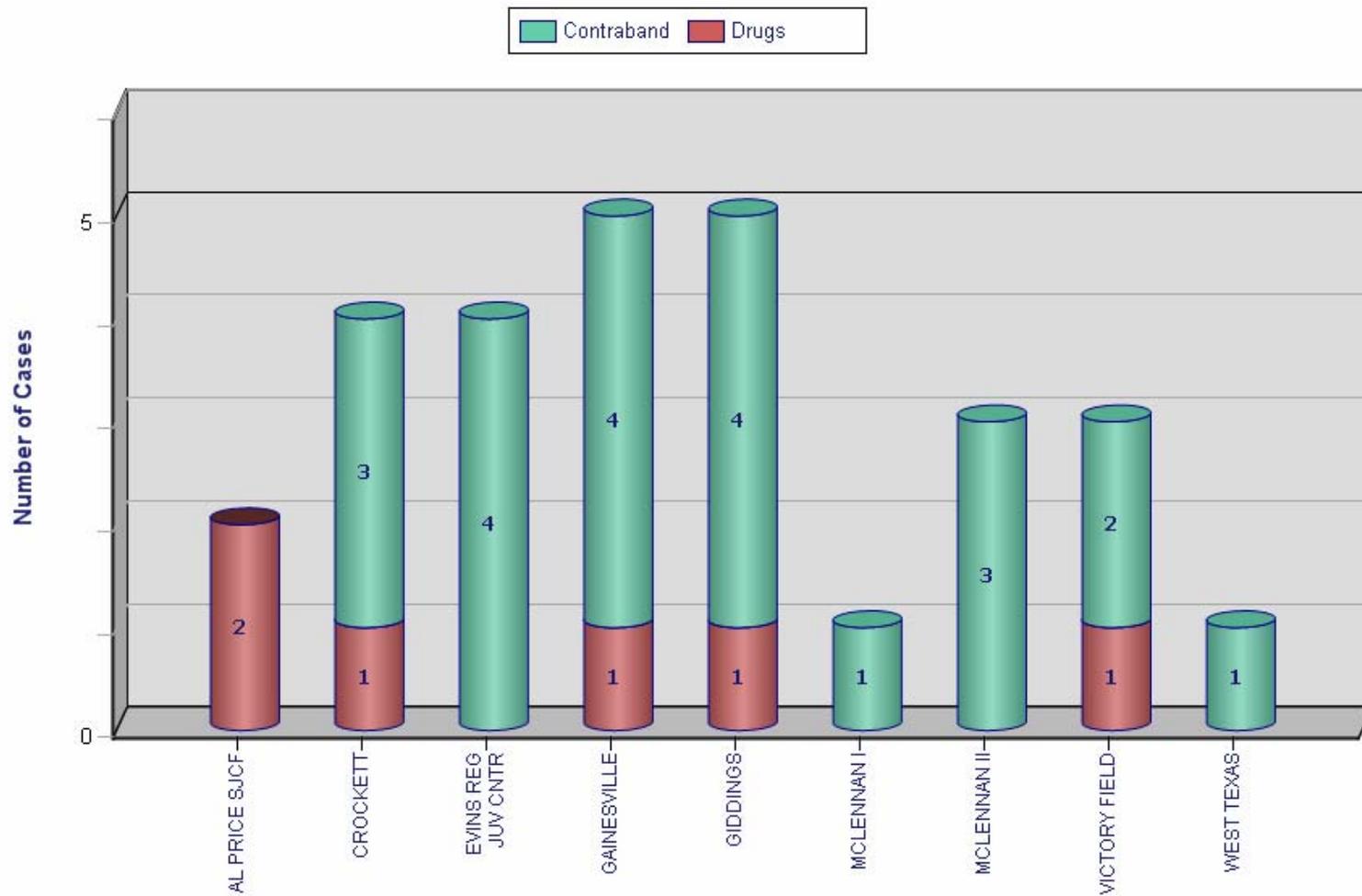
Total Information Only Cases by Month



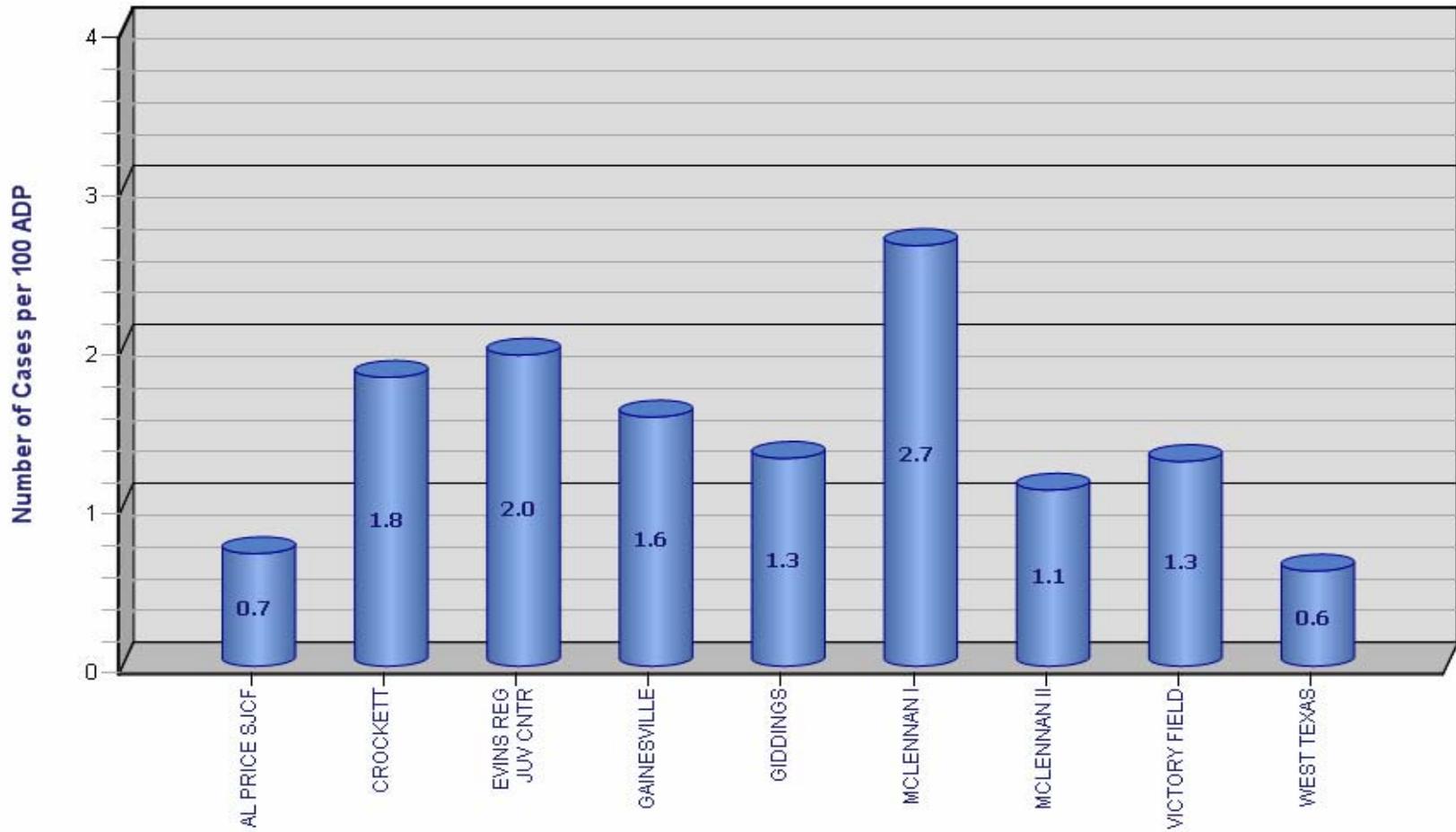
Civil Rights Violation / Trust Fund Cases by Secure Facility



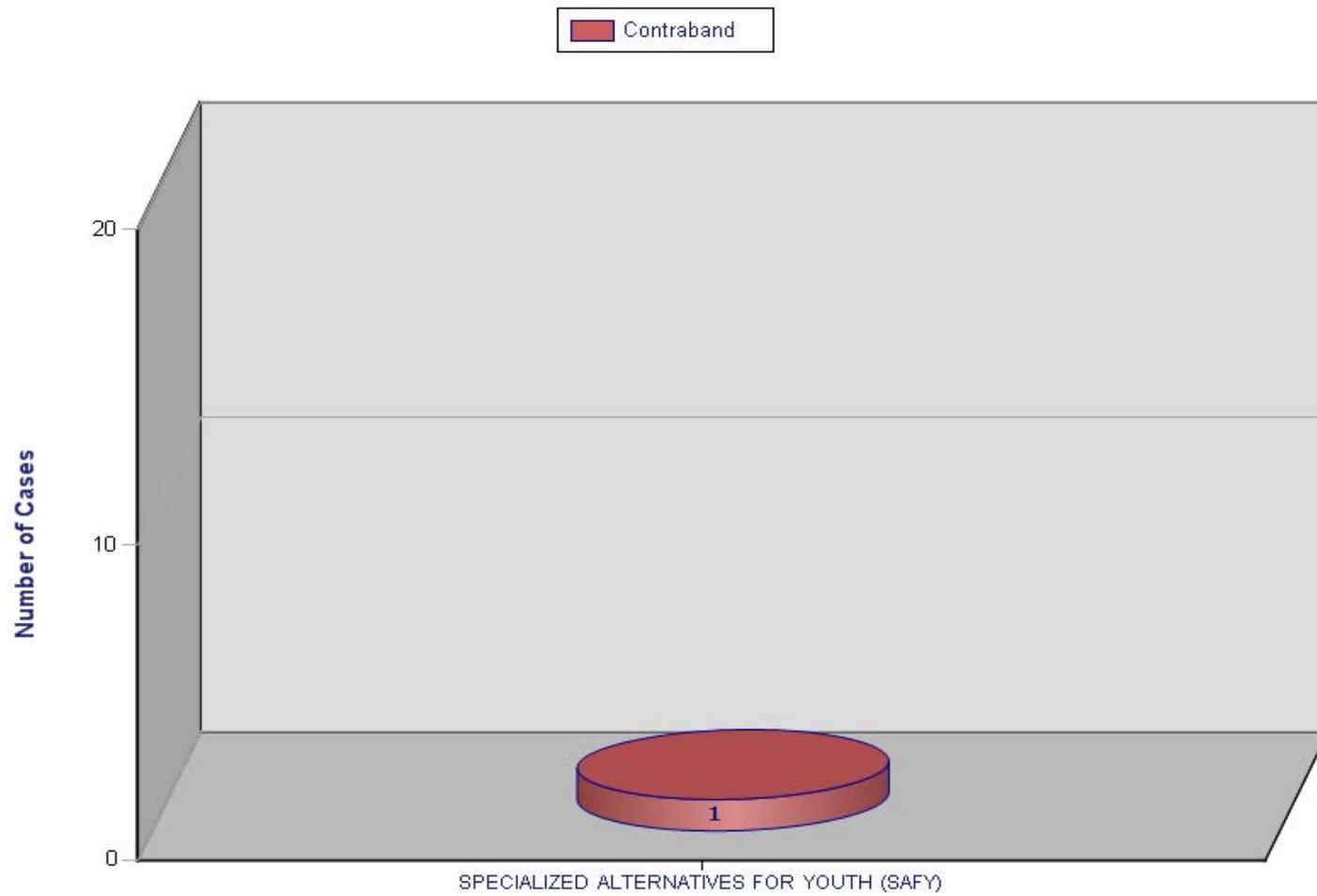
Contraband Cases by Secure Facility



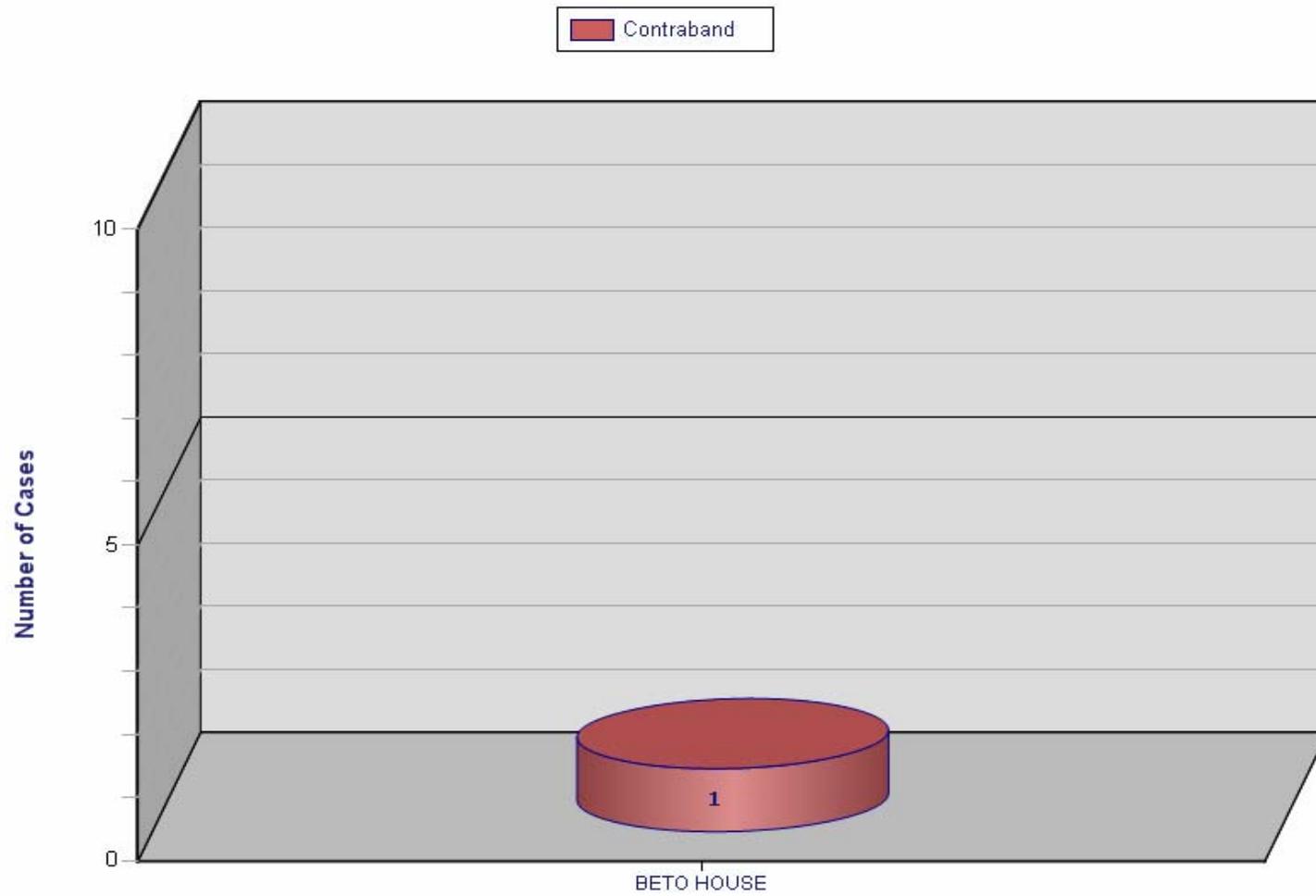
***Contraband Cases
per 100 ADP by Secure Facility***



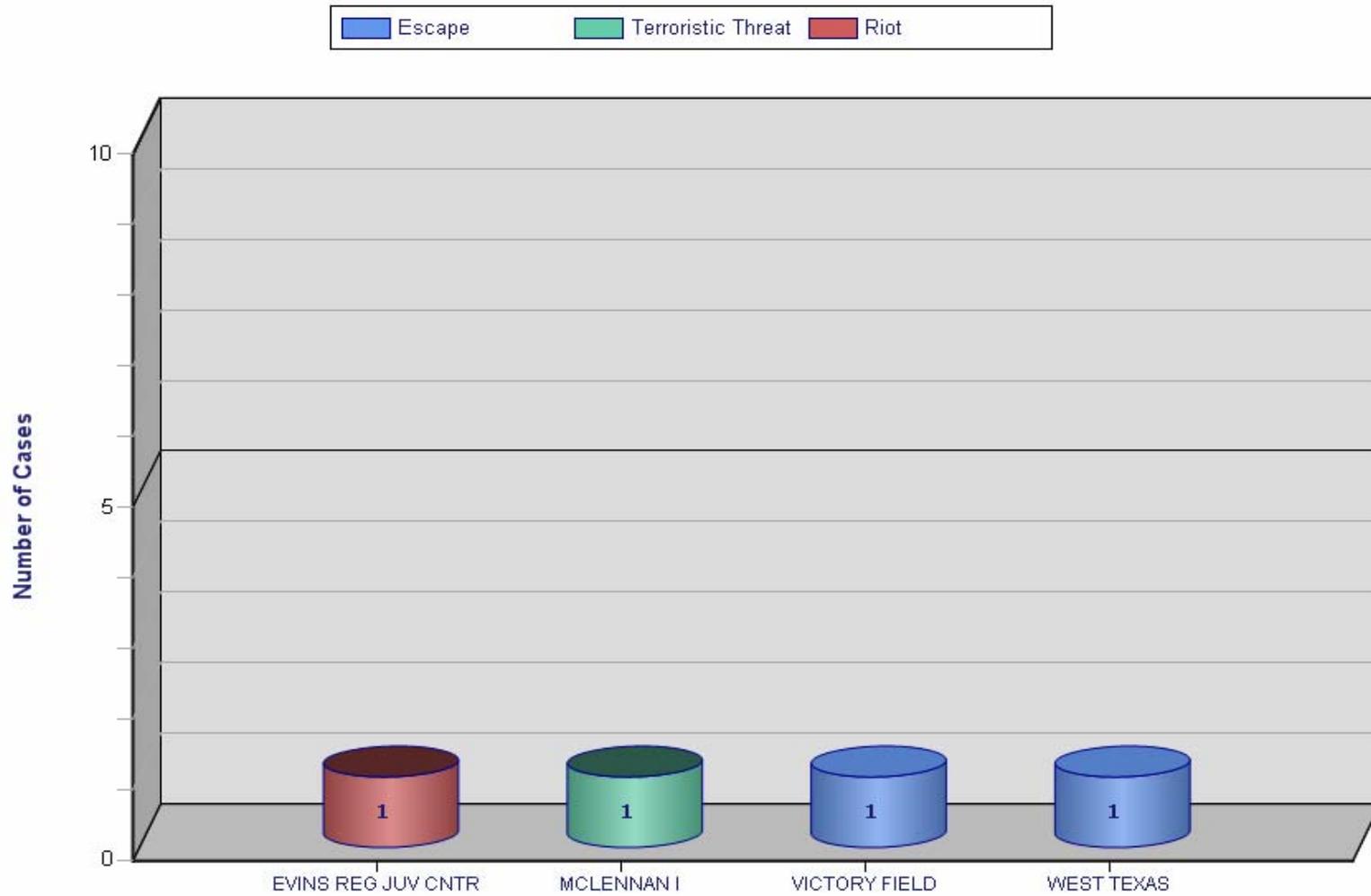
Contraband Cases by Contract Facility



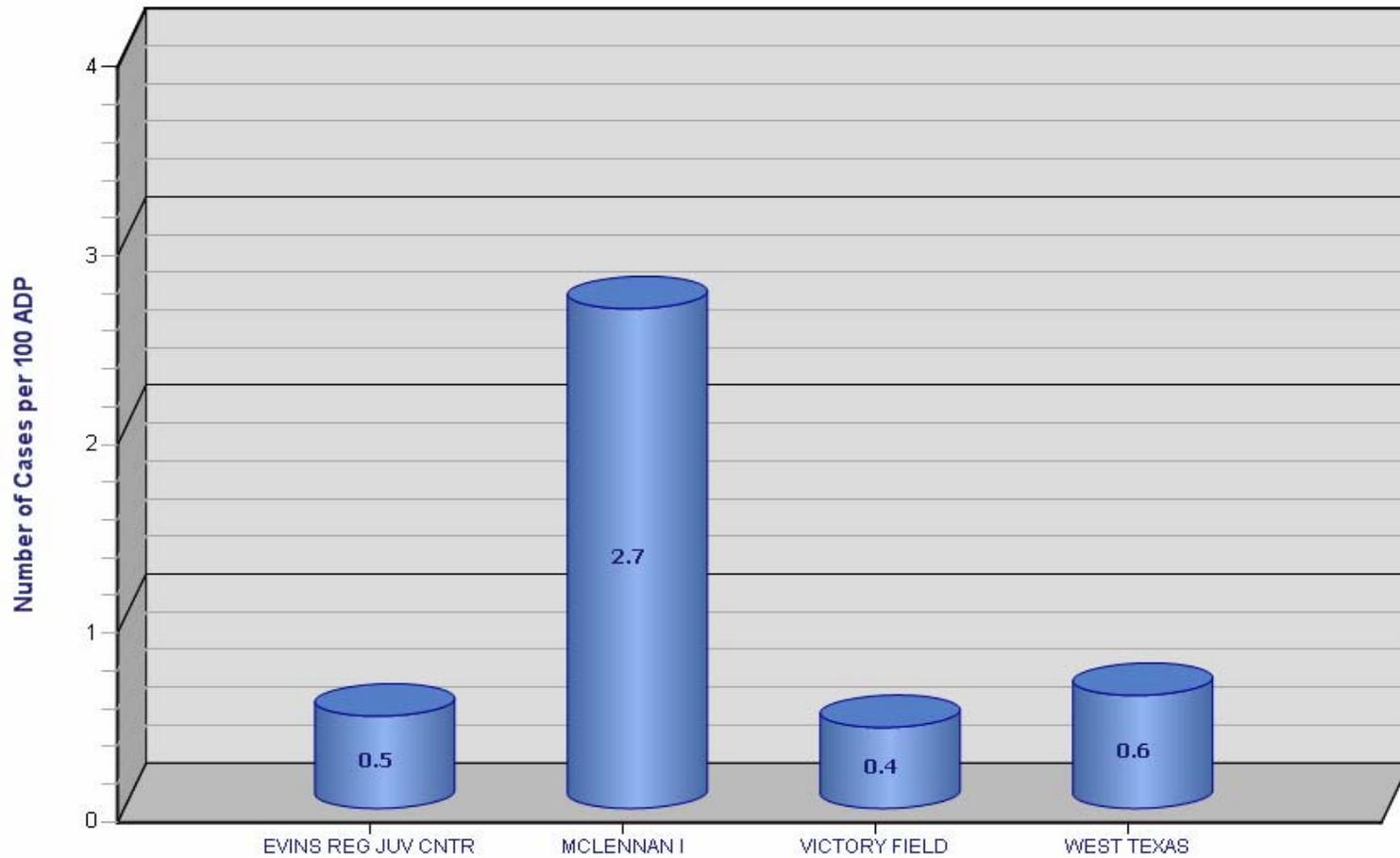
Contraband Cases by Halfway House



Escape / Riot / Terroristic Threat Cases by Secure Facility



***Escape / Riot / Terroristic Threat Cases
per 100 ADP by Secure Facility***



SECTION C – INVESTIGATIVE CONCLUSIONS

OIG and Task Force
Investigative Conclusions

Arrests	5
Declined for Prosecution	7
Sentenced	6
Adjudicated	2
Acquitted	1
Indicted	7
No Billed / No Action	22
Pending Grand Jury	31

Arrests:

Student - Evins

Criminal Mischief \$1,500 - \$20,000

Arrested 02/12/08

Student – Corsicana

Assault on a Public Servant

Arrested 02/27/08

Employee – Al Price

Violate Civil Rights of Person in Custody

Arrested 02/29/08

Student – Ron Jackson

Harassment of a Public Servant

Assault on a Public Servant

Arrested 02/11/08

Student – Crockett

Assault on a Public Servant (Will be indicted on two counts)

Arrested 01/07/08

Bond set at \$20,000.00

Declined Cases:

Student – John Shero

Criminal Mischief

Declined by SPU 01/03/08

Student – Al Price

Terroristic Threat

Declined 02/27/2008

Student – West Texas

Assault on a Public Servant

Declined by SPU 01/03/08

Student – West Texas

Assault with Bodily Injury

Declined by Ward County Prosecutor 12/20/07

Student – Al Price
Terroristic Threat
Declined 02/27/2008

Employee – Marlin
Official Oppression
Declined by SPU 02/27/08

Student – Al Price
Terroristic Threat
Declined 02/27/2008

Sentenced:

Employee – Giddings
Tampering with Evidence
Violate Civil Rights of Person in Custody
Arrested 07/05/07

Arraigned in Lee County on 08/10/07 (Lee County has chosen to prosecute cases in their county). Pleaded guilty on 01/22/08; sentenced to 7 years TDCJ.

Employee – Ron Jackson
Prohibited Substance in a Correctional Facility
Arrested 06/07/07
Pleaded guilty on 02/25/08 and sentenced to three years deferred adjudication and a \$1,500.00 fine.

Student – Crockett
Assault on a Public Servant
Accepted by SPU 12/11/07
Presented to Grand Jury 12/13/07
True Billed
Sentenced to 90 days credit time served on 02/04/2008. Charges reduced to assault (misdemeanor) and the plea included the disposition for the unindicted (Case #07-5041) offense.

Student – Crockett
Assault on a Public Servant
Accepted by SPU 01/03/08
Sentenced with 07-4755 02/04/08. Unindicted, defendant plead guilty on case #07-4755.

Student - Marlin

Indecency with a Child (3 counts)

Accepted by SPU 08/07/07

Presented to Grand Jury 08/27/07

True Billed

Two counts dismissed, defendant plead guilty to one count on 02/26/2008 and was sentenced to 7 years deferred probation, a \$1,000.00 fine and must register as a sex offender.

Student – John Shero

Assault on a Public Servant

Accepted 10/23/07

Presented to Grand Jury 12/05/07

True Billed

Received 5 years deferred adjudication on 02/01/08 – Transferred back to TYC Custody to await release on 19th B-Day

Adjudicated:

Student – John Shero

Assault on a Public Servant

Accepted by SPU 10/15/07

Adjudicated, no disposition 02/25/2008. Juvenile serving a determinate sentence.

Student – John Shero

Assault on a Public Servant

Accepted by SPU 10/15/07

Adjudicated, no disposition 02/25/2008. Juvenile serving a determinate sentence.

Acquitted:

Employee – Al Price

Assault (Class A)

Accepted by Jefferson CO DA 04/10/07

Turned over to SPU for Prosecution 01/18/08

Not Guilty 02/12/08. Complainant witness did not appear and attempts to locate the witness were unsuccessful.

Indicted:

Student – West Texas

Assault on Public Servant

Accepted by SPU 01/03/08

Presented to Grand Jury 01/17/08

True Billed

Student – West Texas
Assault on Public Servant
Accepted by SPU 01/03/08
Presented to Grand Jury 01/17/08
True Billed

Employee – Gainesville
Violation of Civil Rights by Sexual Contact
Arrested 09/28/07
Accepted by SPU 01/24/08
Presented to Grand Jury 02/13/08
True Billed

Employee – Ron Jackson
Indecency with a Child
Official Oppression
Accepted by SPU 11/10/07
Presented to Grand Jury 12/06/07
True Billed

Student – John Shero
Assault on a Public Servant
Accepted 10/23/07
Presented to Grand Jury 12/05/07
True Billed

Student – West Texas
Assault on a Public Servant
Accepted by SPU 11/14/07
Presented to Grand Jury 01/17/08
True Billed

Student – Corsicana
Aggravated Assault on a Public Servant
Arrested 10/17/07
Accepted by SPU 12/03/2007
Presented to Grand Jury 01/24/08
True Billed – Pending Arraignment

No Billed / No Action:

Employee – Evins
Official Oppression
Accepted by SPU 01/03/08
Presented to Grand Jury 01/30/08
No Billed

Employee – Evins
Assault
Accepted by SPU 01/03/08
Presented to Grand Jury 01/30/08
No Billed

Employee – Evins
Official Oppression
Accepted by SPU 01/03/08
Presented to Grand Jury 01/30/08
No Billed

Student – Corsicana
Sexual Assault
Accepted by SPU 12/13/07
Presented to Grand Jury 02/22/2008
Grand Jury recommended no action be taken

Employee - Evins
Violation of Civil Rights Person in Custody
Accepted by SPU 12/03/07
Presented to Grand Jury 12/05/07
No Billed

Employee – Gainesville
Assault Causing Bodily Injury
Accepted by SPU 11/28/07 (Prosecutor changed charge to Official Oppression)
Presented to Grand Jury 01/15/08
No Billed

Employee – Evins
Assault
Accepted by SPU 01/03/08
Presented to Grand Jury 01/30/08
No Billed

Employee – Gainesville
Official Oppression
Accepted by SPU 11/05/07
Presented to Grand Jury 01/09/08
No Billed

Employee – Evins
Official Oppression
Accepted by SPU 01/03/08
Presented to Grand Jury 01/30/08
No Billed

Employee – Evins
Assault Causing Bodily Injury
Accepted by SPU 12/11/07
Presented to Grand Jury 01/30/08
No Billed

Employee – John Shero
Official Oppression
Accepted by SPU 10/23/07
Presented to Grand Jury 12/05/07
No Billed

Employee – Evins
Official Oppression
Accepted by SPU 01/03/08
Presented to Grand Jury 01/30/08
No Billed

Employee – Evins
Assault
Accepted by SPU 01/03/08

Presented to Grand Jury 01/30/08
No Billed

Employee – Evins
Official Oppression
Accepted by SPU 01/03/08
Presented to Grand Jury 01/30/08
No Billed

Employee – Gainesville
Official Oppression
Accepted by SPU 11/02/07
Presented to Grand Jury 01/09/08
No Billed

Employee – McLennan
Official Oppression
Accepted by SPU 11/30/07
Presented to Grand Jury 12/12/07
No Billed

Student – Corsicana
Sexual Assault
Accepted by SPU 11/26/07
Presented to Grand Jury 01/24/08
No Billed

Student – John Shero
Sexual Assault
Accepted by SPU 10/29/07
Presented to Grand Jury 12/05/07
No Billed

Employee – Gainesville
Official Oppression
Accepted by SPU 11/05/07
Presented to Grand Jury 01/09/08
No Billed

Employee - Corsicana
Violation of Civil Rights of Person in Custody
Accepted by SPU 01/14/08
Presented to Grand Jury 01/24/08
No Billed

Student – Gainesville
Attempted Sexual Assault
Indecency with a Child
Accepted by SPU 11/05/07
Presented to Grand Jury 02/13/08
Grand Jury recommended no action be taken

Employee – Evins
Official Oppression
Accepted by SPU 12/11/07
Presented to Grand Jury 01/30/08
No Billed

Pending Grand Jury:

Student – Ron Jackson
Assault on a Public Servant
Accepted by SPU 02/14/08

Student – Crockett
Assault on a Public Servant
Accepted by SPU 02/27/2008

Student – West Texas
Indecency with a Child
Accepted by SPU 02/22/2008
Originally presented to Prosecutor by Ward CO SO (Deputy Luna). Prosecutor has requested further investigation by OIG.

Student – West Texas
Assault Causing Bodily Injury
Accepted by SPU 01/24/08

Employee – Evins
Official Oppression
Accepted by SPU 02/27/08

Employee – John Shero
Aggravated Assault by Public Servant
Accepted by SPU 12/10/07 (Prosecutor changed charge to Official Oppression)

Student – Marlin
Assault on a Public Servant
Accepted by SPU 02/27/2008

Student - Marlin
Assault on a Public Servant
Accepted by SPU 02/27/08

Student – West Texas
Assault on a Public Servant
Accepted by SPU 02/22/2008
Originally presented to Prosecutor by Ward CO SO (Deputy Bigham). Prosecutor has requested further investigation by OIG.

Student – Al Price
Deadly Weapon in a Correctional Facility
Accepted by SPU 02/27/08

Student – Evins
Deadly Weapon in a Correctional Facility
Accepted by SPU 02/27/08

Employee – West Texas
Theft \$1,500 - \$20,000
Accepted by SPU 01/28/08

Student – Corsicana
Sexual Assault
Accepted by SPU 02/25/2008 (Prosecutor changed charge to Attempted Sexual Assault)

Employee – Corsicana
Injury to a Child
Accepted by SPU 02/28/08

Student – Corsicana
Assault on a Public Servant (2 counts)
Accepted by SPU 02/25/2008

Student – Crockett
Assault on a Public Servant
Accepted by SPU 12/11/07

Employee – Marlin
Assault Causing Bodily Injury
Accepted by SPU 12/11/07

Student - McLennan
Assault
Accepted by SPU 02/27/08

Student – Al Price
Assault on a Public Servant
Accepted by SPU 01/03/08

Student - McLennan
Assault
Accepted by SPU 02/27/08

Student – Crockett
Assault on a Public Servant
Accepted by SPU 02/27/2008

Student – Crockett
Assault on a Public Servant
Accepted by SPU 12/11/07

Student – West Texas
Assault on a Public Servant
Accepted by SPU 01/28/08

Pending Grand Jury Presentation 02/21/08

Employee – Ron Jackson
Official Oppression
Accepted by SPU 02/14/08

Employee – Al Price
Violation of Civil Rights of Person in Custody
Arrested 02/29/08
Accepted by SPU 02/27/2008

Student – Crockett
Assault on a Public Servant
Arrested 01/07/08
Accepted by SPU 02/27/2008

Employee – Ron Jackson
Official Oppression
Accepted by SPU 02/14/08

Employee – Crockett
Tamper w/Government Records Defraud/Harm
Official Oppression
Accepted by SPU 02/27/2008

Student – Crockett
Assault on a Public Servant
Accepted by SPU 12/11/07

Student – Marlin
Assault on a Public Servant
Accepted by SPU 02/27/08

Employee – John Shero
Aggravated Assault by Public Servant
Accepted by SPU 12/10/07 (Prosecutor changed charge to Official Oppression)

SECTION D - OC SPRAY REVIEW

UOF – OC Spray Reviewed

Total Reported UOF – OC	687
Total Reviewed	687
Total Waiting for Additional Information	31
Total Referred to OIG	6
Total Referred to AMI	31