

Standard Supplement Report

Reported Date: 08/15/14 Time: 14:00 Case: 14-068166 (002) Page: 1
Code: 21-1123.B SS Crime: SEXUAL BATTERY Class:
Occurrence Date: 02/27/14-03/25/14 Day: THURSDAY -TUESDAY Time: 00:07-
Status: AS ASSIGNED Closing Officer:
Location: 1530 NE 15TH ST., OK RD:

INVOLVED PERSONS

VICTIM: BARNES TABITHA JEAN DOB: Race: B Sex: F
1530 NE. 15TH ST., OK
Apt: State: OK Zip: 73117 Phone: 405 859-9070 Adu/Juv:
POB: WACO, TX Hair: BLK Eye: BRO Hgt: 502 Wgt: 156 Bld:
Business Name: Phone:

NARRATIVE

Interview with Tabitha Barnes - Victim

On 08/14/14 at 1400 hours I went to try to locate Tabitha at her residence at 1530 NE 15th. In looking at SU Holtzclaw's records checks of female's Tabitha's name came about. Also initially she matched a possible profile set aside by Lt. Muzny.

I met with Tabitha at her residence. I introduced myself and advised that I had a tip that maybe she had been the victim of an unreported sexual assault. Tabitha advised that she was indeed touched inappropriately by an officer. Tabitha advised that an OCPD officer had been harassing her on more than one occasion.

I asked Tabitha to speak with me about it and she stated she would. I contacted Lt. Muzny to come over to sit in on the interview. Tabitha sat in my police car in front of her residence.

Tabitha stated she has been diagnosed as having depression. She has never been to a mental health hospital. I asked if she had ever been the victim of a crime before. She stated her son's father did assault her like thirty years ago but she didn't pursue the charges.

I asked Tabitha to begin telling me about the first incident.

FIRST INCIDENT

Tabitha wasn't clear on the time period but thought it was around March 2014. (This was later noted as 02/27/14 in the midnight hour.) Tabitha remembered there was snow on the ground and it was after Christmas. She was parked outside with her family getting the car warm to go. Tabitha stated she thought it was after midnight because food stamps for the month were in effect after midnight.

They were in her green Saturn. Driving was Angela Cooper age 38, Ziann Barnes, 14, Arriona Barnes age 11, and Tabitha.

Tabitha advised they were parked in the street facing east toward the stop sign. Tabitha lives on the SW corner of NE 15th and Jordan. They observed the

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Approving Officer: MUZNY, TIMOTH Number: 000909 Date: 08/27/14 Time: 10:51

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officers car go by South bound on Jordan. The police car pulled around the block and did a traffic stop on them. He put his police lights on. The car pulled into Tabitha's driveway by Angela.

Another police car pulled up along Jordan. Angela was taken out of the car by that police officer and placed into her car. The officer who was in back of them was the suspect whom she has since nicknamed "Spike" due to his hair being spiked.

"Spike" told the other officer he would take Tabitha. He had Tabitha sit in the back driver's side seat. His car was on NE 15th facing east. The kids were told they could go inside the house. The other officer let Angela go after a short period of time and Angela also went inside. That officer left and "Spike" was left alone with Tabitha.

The kids came back outside and stood on the porch. Tabitha told him he was scarring her kids. Spike told them to go back inside their mother was fine. The kids did as told and went inside.

Spike had already ran Tabitha on his computer and the radio. She had small ticket warrants outstanding. No felony charges.

Spike (Officer Holtzclaw was verified to be this officer) came to the back driver's side door that Tabitha was on. Ofc. Holtzclaw asked Tabitha if she had any drugs on her. Tabitha stated 'no'. Tabitha told him she didn't sell drugs. He then asked her, "Can you show me that you don't have anything on you?"

Tabitha told him 'yes'. Tabitha said she had on a white T shirt and pajama pants. At first Tabitha thought she didn't have a bra on but later confirmed she did have a bra on. Tabitha lifted her shirt up to her belly. Ofc. Holtzclaw said "No! Do you have anything under your shirt?"

Tabitha tried to relay to him she didn't. Tabitha advised that Ofc. Holtzclaw wanted her to lift her shirt/bra to show that she didn't have any drugs. Tabitha moved her shirt to her stomach area just as how officers do. Ofc. Holtzclaw advised her to go ahead and raise them further all the way basically. He advised he "still needed to check because its procedure" Tabitha brought up about "shouldn't you have a woman police officer do that". Tabitha couldn't remember what his reply was.

Officer Holtzclaw told her "Let me see!" He didn't have a flashlight turned on. Tabitha knowing she had to comply and knowing she had the tickets lifted her shirt and bra. Tabitha's breasts were fully exposed. Tabitha was still sitting down in the back seat as Ofc. Holtzclaw was standing in the back driver's side doorway.

Ofc. Holtzclaw asked her, "Do you mind if I lift them up?" Tabitha said 'yes' again because she didn't want to be arrested. He then took both his hands palms up and lifted up each breast. He held up each breast one in each hand. Tabitha was facing him sitting in the car with her feet on the ground. He then

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drops her breasts down and says "ok" as if he was satisfied he didn't find drugs under her breasts.

Ofc. Holtzclaw then asked her how much time did she need to pay for her tickets. Tabitha spoke about being unemployed. She said she would try to have her tickets taken care of. Ofc. Holtzclaw told her, "I can help you if you play by my rules!" Tabitha felt that he was talking about an exchange of sex and he would take care of the tickets.

Tabitha then began talking to him about how she hasn't had much income since she had a stroke.

He then let Tabitha go inside. Tabitha said no one saw him touch her breasts. He didn't do anything with her privates or touch her on her pants. Tabitha thought the stop was around 0020 hours and he was done at 0105 hours was what she estimated the times to be.

Tabitha advised there were more incidents she wanted to speak about. Tabitha began to cry and became upset. She advised she was so tired she had taken an Ambien earlier. I noticed Tabitha to begin to want to nod off. Tabitha advised she was up all night taking care of her grandbaby. Tabitha requested that we continue the interview for a different time. Tabitha was given my name and number on a card. Tabitha thought the next day at 10am she could do an interview. She had no trustworthy ride to the police station so I offered to come out.

On 08/15/14 I went to Tabitha's house on time but she was gone. I returned at least five times to try to find her. I called her number a few times as well. Tabitha did make mention of going with her sister to Lawton.

On 08/17/14 at 1415 hours, I went to Tabitha's residence to try to finish our interview. The following was audio recorded:
 Tabitha advised that she would finish our interview at that time. She had caught up on her sleep. We went over the above first incident to make sure everything was covered correctly. We then moved on to the 2nd incident.

Tabitha stated she seen him later at her residence. There was a slumber party and he came with other police officers. Tabitha had reported a break in that happened. Ofc. Holtzclaw did not do anything inappropriate with her. The other officers were dealt with. No incident due to other officers and family there.

I found this report to be made on 02/27/14 at 2212 hours. The report was of a Burglary 2. Case number 14-016317. Ofc. Holtzclaw also did a report with AR Rodney Lee. See report for further information.

SECOND INCIDENT

Tabitha stated it was about two weeks after the first incident the second incident occurred. (This date was later found to be 03/25/14 possibly.) Tabitha thought it was around 2130 hours she got home and parked south bound on Jordan. There was a police car parked on the north curb line across the street from her residence of 1530 NE 15th. The police car was facing East bound.

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Tabitha noticed an unknown black male just lying in her yard on the east side of her residence. The officer was already out of his car it was "Spike". Ofc. Holtzclaw approached her as she got out of her car to find out what was going on. He told her to come over to him. Tabitha had her daughter 11 yr. old Arrion and 7 yr. old son Marcus in the car. She asked him 'what is it now'. Tabitha asked who the guy was in the grass.

Ofc. Holtzclaw kicked the guy and told him to get up and move on. The unknown B/M got up and moved North bound on Jordan. He didn't check him or stop this man for anything. He didn't ask for his name or ask any questions of him.

Ofc. Holtzclaw had Tabitha to sit in the back seat driver's side of his car. He asked her if she took care of her tickets and she said 'no'. Tabitha thought he ran her over the radio in the front seat. He then asked her if she had any drugs on her.

Tabitha then told him "No. If I sold drugs why would I sit in a cold house waiting on DHS to pay for my gas!" She then asked him why he was always by himself to see her. He then said, "I'm doing you a favor!"

The kids were standing outside and she mentioned about how he was scaring her kids again. He then just told them to go inside she was fine. The kids went inside.

Ofc. Holtzclaw got out and went back to the driver's side back door where she sat. He told her before he lets her go he had to check her to see if she had any drugs. Tabitha made note that she had on Black leggings and no panties. She had a white t shirt with no bra. She advised it was obvious she didn't have a bra on.

Ofc. Holtzclaw advised her that he wanted to check her. She advised that she understood he wanted her to lift her shirt all the way to expose her breasts. Tabitha knew he had control over her and she didn't want to go to jail for the tickets. Tabitha knew this was like last time so she just did as was directed. Tabitha lifted her shirt and exposed her breasts. Tabitha stated that it was obvious she didn't have anything on underneath because it was in plain view she had no bra on. She just had the shirt on and he still had her move her shirt above her breasts. Tabitha put her shirt down. There was no direct command to lift the shirt all the way but this was how she was directed before to expose her breasts. To the belly did not suffice him before so she knew exactly what he wanted by his statements and actions.

Ofc. Holtzclaw then asked her about her pants. He asked if there was anything in her pants. Tabitha knew he wanted to look. She brought up about how she had nothing since they were leggings and were tight. Ofc. Holtzclaw wanted to see in her pants and she again advised me she didn't want to get arrested. Again it was mentioned about letting her go. Tabitha then moved her pants out which with no underwear on exposed her vagina. Ofc. Holtzclaw then looked inside her pants. She advised he could plainly see she had no underwear on.

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Tabitha was in the car with her feet also in the car. He stood at the opened driver's back seat door.

Tabitha advised that Ofc. Holtzclaw told her that he checked her house for drugs and knew she didn't have anything. He admitted to her that he looked around the house while she was gone. He brought up about the guy in her house asleep. She asked him if he went in her house and he told her he did. Tabitha advised me he never had permission to go in her house.

Once she got out of the car he said he wanted to make sure his \$20 was still back there. Tabitha said she had a twenty herself and she didn't know what he was talking about. She then looked and seen in the middle of the back seat laid a twenty dollar bill. She asked him what that was for and he said, "I got my reason!"

Tabitha was let go and went inside. Tabitha said she talked with her boyfriend Terry Williams. Terry was at her house in her son's room. Terry admitted to her that he was asleep and woke up to the officer in the bedroom. The officer used a flashlight in his face. He didn't let the officer in the house. The officer he said did run him for warrants. Tabitha advised that Ofc. Holtzclaw never touched her on this incident.

THIRD INCIDENT

The very next day around 1630 hours there was a knock at the door. She said that she could tell it was Ofc. Holtzclaw. She opened the door and he asked her what she was doing. Tabitha said she was cooking dinner for her kids. Ofc. Holtzclaw stated, "Can I come in!" Tabitha told him 'no'. Ofc. Holtzclaw said, "So you not going to let me in! I need to search your house for drugs!" Tabitha told him, "No you already been in my home to look!"

He again stated, "So you're not going to let me in!" He then mumbled something. Ofc. Holtzclaw told her, "You hadn't paid for those fucking tickets! I'll be back!" He then left. This was the last time she dealt with him.

Tabitha moved shortly thereafter to her mother's house for about three months. Before leaving she noticed him driving by her house every day.

Tabitha advised the first and second incidents he had a newer all black car. The last time he was in the older black and white car when he left upset because she wouldn't let him in.

I asked Tabitha again as I did on the first time we met to give me a description of the officer in question.

Tabitha stated the following:

Unknown name
 W/M
 6'01" to 6'02"

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230 lbs.
Really built. Stocky.
Spiked brown hair.
Skin was somewhat tan like Indian but he wasn't pale.
Maybe 34 years old or younger.
Unknown on scars, marks, or tattoos.
Can identify him if seen again.

To go over everything again Tabitha stated he never touched her vagina. They never had sex of any type. She never saw his penis. They never talked about sex. He alluded to the fact earlier on the first incident however to basically "play by his rules" and he would help her. She took it like he meant sex. He did touch her breasts the one time. He made her expose her breasts and vagina on the second incident.

This concluded our interview.

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