



THE DISTRICT COURT FOR THE SEVENTH JUDICIAL DISTRICT

SITTING IN AND FOR OKLAHOMA COUNTY, OKLAHOMA

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

IN THE MATTER OF THE APPLICATION OF)
THE OKLAHOMA STATE BUREAU OF)
INVESTIGATION, AN OKLAHOMA LAW)
ENFORCEMENT AGENCY,)
FOR AN ORDER/SEARCH WARRANT REQUIRING)
THE DISCLOSURE OF CERTAIN RECORDS OR)
INFORMATION MAINTAINED BY THE OKLAHOMA)
COUNCIL ON JUDICIAL COMPLAINTS)

MAY 04 2021

RICK WARREN
COURT CLERK

26

SW-2021- 840

AFFIDAVIT FOR SEARCH WARRANT PURSUANT TO 22 O.S. § 1222 ET SEQ.

The undersigned affiant, being first duly sworn, upon oath deposes and says that the following described property, all documentation regarding the inquiry/investigation conducted by the Oklahoma Council on Judicial Complaints into the allegation(s) made against former Oklahoma County District Judge TIMOTHY R. HENDERSON for preferential treatment towards an practicing attorney. All documentation regarding the inquiry/investigation conducted by the Oklahoma Council on Judicial Complaints into the allegation(s) made against former Oklahoma County District Judge TIMOTHY R. HENDERSON prompted by an email sent on behalf of Judge RAY ELLIOTT on or around February 25, 2021, including but not limited to submitted complaint forms, request for investigation, investigators notes, all reports, interviews, documentation of such interviews through audio or video recordings, all physical evidence collected including, but not limited to, documents, digital electronic devices, documentation of chain of evidence of collected items, and deposition or witness testimony provided in any forum or hearing relating to the allegations or investigation into HENDERSON.

Said property constitutes evidence that the following offenses were committed: Sexual Battery, 21 O.S. § 112; Rape II, 21 O.S. § 1114, and Violation of the Oklahoma Computer Crimes Act, 21 O.S. § 1953.

The above described property is now in possession of the Oklahoma Council on Judicial Complaints, which is located in Oklahoma County, Oklahoma, at, upon or within a certain building or premises, the curtilage thereof and the appurtenances thereunto, belonging, described as follows:

The offices of the Oklahoma Council on Judicial Complaints are located in the Oklahoma Bar Center with postal address of 1901 North Lincoln Blvd. Oklahoma City, Oklahoma. Room #209 Business phone number 405-522-4800. The described property is located within the City of Oklahoma City, County of Oklahoma, State of Oklahoma.

Affiant states that there is probable cause for the issuance of a search warrant because of the following:

On March 31, 2021, Oklahoma County District Attorney David Prater requested the OSBI open an investigation into allegations that Oklahoma County District Judge TIMOTHY HENDERSON committed sexual battery on at least three female attorneys.

On April 2, 2021, the Honorable KEVIN STITT, Governor of the State of Oklahoma, requested the OSBI initiate an investigation into all facts and circumstances surrounding the suspension and subsequent resignation of HENDERSON, District Judge for Oklahoma County, and any potential malfeasance and the effect on cases over which HENDERSON presided.

Oklahoma County Judge RAY ELLIOTT issued an administrative order in Oklahoma County District Court to prevent HENDERSON from presiding over any cases for forty-five days beginning March 26, 2021.

The Council on Judicial Complaints Investigator TERRY WEST conducted an inquiry into the sexual misconduct allegations. In the midst of the investigation by the Council on Judicial Complaints, HENDERSON subsequently resigned his position effective April 5, 2021.

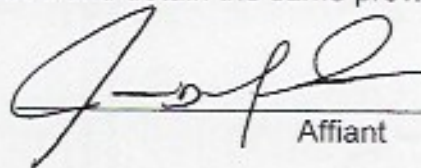
WEST conducted an interview with Oklahoma County Assistant District Attorney CARSON TURNER at the Oklahoma County Courthouse in the jury deliberation room of Judge ELLIOTT'S courtroom. After the interview with WEST, TURNER went to District Attorney DAVID PRATER and reported that HENDERSON while a sitting Judge and within HENDERSON'S chambers on numerous occasions after calling TURNER to HENDERSON'S chambers did kiss TURNER as well as grabbing TURNER'S breasts and buttocks. On one occasion HENDERSON got TURNER to the floor and "dry humped" TURNER.

PRATER called WEST and asked about WEST speaking with one of PRATER'S employees and WEST confirmed speaking with TURNER, and that WEST had a prior complaint against HENDERSON giving preferential treatment to an attorney and when the request to investigate the sexual misconduct allegations arose WEST felt the need to immediately begin an investigation. WEST indicated to PRATER that WEST would need to speak with another employee KELLY COLLINS. PRATER believed that was in reference to the preferential treatment complaint; PRATER later learned that COLLINS had also been a victim of HENDERSON. During interviews with OSBI Special Agent ANDI HAMILTON both TURNER and COLLINS disclosed that on numerous occasions HENDERSON would kiss them, and fondle the breasts and buttocks as well and insert HENDERSON'S fingers in the vagina of both women.

Based on the information provided above and nature of the ongoing criminal investigation your affiant is requesting that this court seal this application and any resultant order for a period not to exceed 30 days until further order of this court.

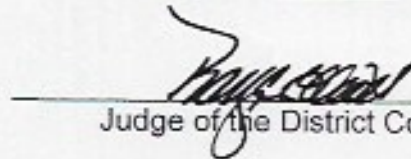
Your affiant is requesting granting of this warrant in order to obtain the information described above to further the investigation into the criminal allegations made against HENDERSON and/or evidence of malfeasance by HENDERSON. The above crime(s) occurred within the County of Oklahoma, State of Oklahoma.

Wherefore, Affiant asks that a search warrant issue according to law, directed to any sheriff, policeman or law enforcement officer in Oklahoma County, Oklahoma, commanding that he search the said persons, premises and/or vehicle, and take possession of the property hereinbefore described and detain the same provided by law.


Affiant

Subscribed and sworn to before me on this 27th day of April, 2021

Time Signed: 8:27AM.


Judge of the District Court


CERTIFIED COPY
AS FILED OF RECORD
IN DISTRICT COURT
JUN 24 2021
RICK WARREN COURT CLERK
Oklahoma County


Sealed Search Warrant

SW-2021-840

- Sw. 21 filed affidavit for search warrants pursuant to 22 05 1223 ut sig/ Judge Elliott
- Sw. 21 filed search warrants pursuant to 22 05 1223 ut sig/ Judge Elliott
- Sw. 21 filed officers return/ Judge Elliott

Sealed this 27th day of April, 2021
in view of this Court for a period of 30 days
from this date without further order of this Court
in a separate case.
J. B. [Signature] [Signature]
District Judge

THE DISTRICT COURT FOR THE SEVENTH JUDICIAL DISTRICT

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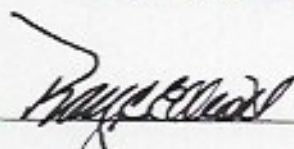
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The affidavits being positive that the above described property is on or in the premises described above and there being a likelihood that said property is of important and probative value,

YOU ARE THEREFORE COMMANDED at any time of the day to make a search of said premises for described property and seize the same and safely keep it, and bring it before me at the Oklahoma County Courthouse in accordance with the subsequent order of the court, and make a return hereof within ten days.

Whereof Witness My Hand this 27th day of April, 2021

Time Signed: 8:30 A.M.



Judge of the District Court of Oklahoma County