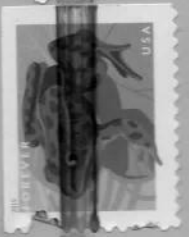


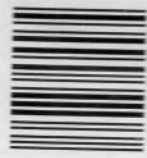
Amy Gonzalez
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FMC Carswell
PO BOX 27137
Ft. Worth, TX 76127

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1 appreciate that, sir, and you're excused.

2 THE COURT: Next witness, please.

3 MR. McCALL: Your Honor, we call
4 Laura Miles.

5 THE COURT: All right.

6 LAURA MILES,

7 the deponent herein, having first
8 been duly sworn on oath, was
9 examined and testified as

10 follows:

11 MR. McCALL: Your Honor, may I
12 proceed?

13 THE COURT: Please.

14 MR. McCALL: Before I begin I'd

like to offer into evidence Government Exhibit
632 to 639, 641 and 642 which have already been
provided to all counsel ahead of time.

THE COURT: All right. Hearing no
objection, we will admit them and as you proceed
publish them to the jury.

MR. McCALL: Thank you, Your

Honor.

23 BY MR. McCALL:

24 Q. Good afternoon, Ms. Miles.

*H Rudy + Erish -
I still have to
send Laura Miles
cross examination by
the defense to
hear her entire
testimony. I have
to copy that yet.
My highlighters
have been exhausted
as have I.
Have a wonderful
night! God bless!
Peace, blessings
love Amy*

1714

A1

1 A. Good afternoon.

2 Q. Could you please introduce
3 yourself to the jurors?

4 A. Yes, I'm Laura miles. I currently
5 work for the Department of Services for Children
6 Youth and Their Families. I've been working for
7 the department for 21 years. Prior to that time
8 I worked for the Department of Health and Social
9 Services for nine years.

10 Q. What is your current position?

11 A. My current position is Deputy
12 Principle Assistant. I work and oversee the
13 replacement of our computer information system
14 that manages and tracks all the clients and
15 families we serve in the Department.

16 Q. Now, very briefly, what are your
17 current duties and responsibilities?

18 A. My current duties cover assessing
19 the needs of the upgrade of our computer
20 information system. We manage and track all of
21 the clients and families we serve and our
22 current computer information system is outdated,
23 so we're looking to replace that information
24 system with a new and more state of the art

technology.

Q. Now, can you tell the jurors what your job was before your current role?

A. Yes. My previous job with the Department was as the Division Director of The Division of Family Services, from February 2009 through July of 2011, before I assumed this current role.

Q. Can you please describe for the jurors how the Department of Youth and Family Services is organized in the State of Delaware?

A. Yes. The Department of Services For Children Youth and Their Families has four divisions under its umbrella. It has one support division, the Division of Management Support Services. That manages a lot of the budget, the laws, the oversight of the entire IT operations, HR. There is also the Division of Youth Rehabilitative services, our Juvenile Justice Division. And we also have the Division of Prevention and Behavioral Health, serves children and their mental health needs, children and their substance abuse needs. And then of course the Division of Family Services that is

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1 responsible in its charge of all the child abuse
2 and neglect reports for the State, investigation
3 of those reports and the treatment, service,
4 delivery as well as foster care and adoption
5 services.

6 Q. Now, that's the division that you
7 were or the Department I should say that you
8 were the director of; is that correct?

9 A. Yes, that's correct.

10 Q. And what were your duties and
11 responsibilities as the director of that
12 department?

13 A. As the director I had broad
14 oversight of the policies and procedures, the
15 budgetary -- obtaining the budget that supported
16 the Division, overseeing legislative changes,
17 the HR detail, all of the program areas from
18 report line, investigation, treatment, services
19 to families, permanency for children, foster
20 care, adoption and those youth who exit from our
21 care, independent living.

22 Q. How many employees do you oversee
23 in that department?

24 A. At that time there was

approximately 360 employees.

Q. Can you tell the jurors now how the Department of Family Services, how that's structured?

A. Yes. The Division of Family Services contains three offices; one is the Office of the Director, one is the Office of Childcare Licensing that oversees and licenses all of the childcare, daycare, homes, childcare centers, child placing agencies as well as the Office of Children's Services that oversees all of the state-wide program areas, including report line, investigation, treatment, foster care, adoption and those services.

Q. So just so we're clear, the office --

A. Children.

Q. Of Children's Services, that's the portion of the Department that deals with receiving calls about child abuse, child sexual abuse and potentially investigating them; is that correct?

A. That is correct.

Q. I want to focus more now on that

1 Office of Children Services, okay? And
2 particularly between the time frame of 2009 to
3 2011, all right? Can you describe for the
4 jurors how a report of child physical abuse or
5 child sexual abuse can be made to the office of
6 children services?

7 A. It can be made in one of three
8 ways. First and foremost a caller can call our
9 1-800 number, a child abuse report line.
10 Second, they can write the office and thirdly
11 they can walk into any of our state-wide offices
12 and make a complaint of child abuse and neglect.

13 Q. Now, who is receiving these
14 reports, whether it's a phone call, walk in or a
15 letter that's coming in, who is receiving them?

16 A. The primary way is through the
17 report line call takers, the child abuse and
18 neglect report line call takers. That consists
19 of a state-wide team consisting of 23 staff up
20 and down the state and four supervisors. In New
21 Castle County there are seven personnel with one
22 supervisor and we also operate a 24/7 operation,
23 including weekends and holidays, so we have
24 second, third and weekend and holiday shift

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staff in that.

1 Q. New Castle County, where is the
2 physical office for the folks that operate the
3 hotline?

4 A. That is on Route 13 at the public
5 safety building.

6 Q. And so a call comes in, it's taken
7 by the hotline operator; is that correct?

8 A. That is correct.

9 Q. And walk us through what's the
10 process then when that call comes in. What are
11 the key pieces of information that a hotline
12 reporter is listening for or gathering during
13 it's initial intake process?

14 A. Yes. Because we accept
15 investigations for intrafamilial abuse as well
16 as institutional abuse, first and foremost they
17 are looking at whether or not there's a child
18 victim, someone that's under age 18. That's
19 within our purview. They are looking for a
20 description of child abuse and neglect. They
21 are considering the reporter, willingness to
22 stay involved, how did they come to know the
23 information, was it direct firsthand knowledge,
24

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1 second, overheard and when was the incident,
2 when did it occur. That's important in terms of
3 determining our acceptance or rejection of a
4 report as well as the urgency of our response.
5 We're making two decisions at the hotline,
6 accept or reject for investigation and
7 determining the urgency of response.

8 Q. Okay. Let me step back for a
9 moment. I think you said the beginning of your
10 answer, one of the first considerations is
11 whether it's intrafamilial?

12 A. Yes.

13 Q. Versus institutional. Can you
14 describe what that means for the jurors?

15 A. Essentially, Title X determines,
16 intrafamilial in a nutshell is familial, inside
17 the family, and it's guided by the definitions
18 in Title X. Institutional abuse is a child
19 abuse and neglect allegations that occurs in one
20 of our institutions, could be a department
21 facility that we have responsibility, a care
22 center, child care home, we also have that
23 within our purview.

24 Q. I think you also ticked off a list

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of important pieces of information that the
hotline operators listen for in making the
initial evaluation. And I want to first talk
about I think you mentioned whether an actual
allegation of abuse is made. What do you mean
by that?

A. We want as much detailed
information about the child abuse and neglect
that we can gather. Where did the incident
occur in the State of Delaware. Where did the
incident occur. Did it occur recently or
historically.

Q. How about whether or not there was
an actual abuse incident itself?

A. Correct.

Q. What do you mean by that?

A. Yes. An actual abuse and neglect
allegation meeting the maltreatment definitions
as defined within the policy and within the
code. Is there an allegation of abuse and
neglect allegation claimed.

Q. Versus what, for example?

A. We get calls on the report line
for any number of things, misdirected calls.

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1 During the winter we get calls about assistance
2 with heating and air, so we're looking at
3 precisely is there a child abuse neglect
4 incident that has occurred in the State of
5 Delaware, was there a child victim and is it
6 recent.

7 Q. Now, you also talk about listening
8 for or determining what's important about the
9 reporter of the information, the person that's
10 making the claim; right?

11 A. Uh-huh.

12 Q. And why is that important again?

13 A. That's important to know their
14 willingness to stay involved, but also to
15 determine have they seen the child recently,
16 have they been in direct contact with the child
17 that they are reporting about.

18 Q. Why does the date of the alleged
19 complaint matter?

20 A. It matters in terms of determining
21 accepting or rejecting, and urgency of response,
22 is there a current safety condition that
23 warrants immediate action.

24 Q. Now, when you're talking about a

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historical report, okay, meaning a claim that's
made about abuse that happened in the past, what
are you listening for or what are the reporters,
what are the operators on the hotline, what are
they looking for when that's the situation?

about listen
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person that's
ortant again?

A. Again, they're trying to gather as
much information and pinpoint the actual date,
when did the incident occur, and if it is a
historical claim. They're looking at is there
any combination of something that happened more
recent, or is it all strictly a historical
claim.

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Q. Now, the system that the
operators, the hotline operators are using, do
they have the ability to look back and see if
one person has made multiple claims in the past?

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on that

A. Yes, absolutely. We have actually
two information systems, one is called SCIS and
one is called FACTS, so they look up both those
historical information records to determine if
there is any history for the child or the
family.

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Q. How might looking at the history
of a person that's reported multiple claims of

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1 abuse, why might that be relevant to the
2 determination that's being made to the hotline
3 operator whether to start an investigation or
4 reject a claim?

5 A. By policy we are allowed the
6 discretion to not pursue something that is only
7 historical in nature, so we're looking at some
8 connection to the current, something recent.

9 Q. Okay. Now, walk the jurors
10 through, if you will, a call comes in, the
11 hotline operator determines that it's a credible
12 call, what's the process, then, that unfolds at
13 the Office of Children Services in that
14 situation?

15 A. Could you repeat the question.

16 Q. Sure, a call comes in and it's
17 determined that an investigation is going to be
18 opened, walk the jurors through how that
19 actually occurs?

20 A. So the report line call taker is
21 the first recorder of the information in the
22 information system, so they're scribing, either
23 directly scribing, writing the computer
24 information system or taking notes and listening

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keenly. They then complete their work under the policies, the guidelines in terms of time frames. Once they have completed their work, that is then referred to the report line supervisor for review and disposition.

Q. What does the supervisor do then?

A. The supervisor looks at all the reported information, the individual reports the historical detail that's listed, and you know, from her policy procedural knowledge looks to determine if everything was in order, they can affirm the report line taker's findings, if they disagree they can note that within their disposition.

Q. Okay. Now, say that the supervisor approves it, what happens next?

A. If the supervisor at the report line accepts the report, it then is assigned to the next investigation staff member on rotational assignment.

Q. And that's a person that also works for the Office of Children Services; is that correct?

A. Works for the Office of Children

1 Services, that's correct.

2 Q. And they would go out to a
3 location, maybe interview a person, or what
4 would they do?

5 A. The investigator would be guided
6 by the response time indicated, that was
7 assigned, it's either an urgent, twenty-four
8 hours, at the time, 2009 to 2011, or a routine
9 response would be within a ten-day pursue. So
10 that receiving investigation staffer would then
11 respond according to the guideline, those
12 guidelines, go out to the home, the family home,
13 attempt to meet with the involved victims and
14 the caretakers, anyone with caregiving
15 responsibility for that child, and they try to
16 gather as much information at that initial
17 interview that they can.

18 Q. Okay. Now, let's talk about the
19 flip side, a call comes in and it gets declined
20 by the operator. Can you walk the jurors
21 through what happens in that scenario?

22 A. So if the report line call taker
23 declines the call, the supervisor still is
24 always the last reviewer and decision maker in

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1 disposing of all report line calls. That is
 2 then recorded and your computer information
 3 system is either accepted or rejected and the
 4 decision thereof.

5 Q. What is the reason for declining
 6 to investigate a report that comes in?

7 A. It can contain a number of the
 8 following. It can be in a situation involving
 9 an adult for the most part, we don't address
 10 anything involving post eighteen. There are
 11 some minor conditions where you would do that,
 12 if the child was still in our care, but nothing
 13 above eighteen.

14 If the incident happened not in
 15 the State of Delaware, that would not be within
 16 our purview, but we would seek and consult the
 17 other state.

18 Q. What if there is a report that
 19 actually doesn't indicate a situation of abuse
 20 under the Delaware criminal code?

21 A. Yes. Then, of course, there are
 22 conditions that don't rise to the level of
 23 meeting the child abuse and neglect definitions,
 24 and they are rejected for that claim as well.

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1 Q. How about if the information is
2 vague, for example?

3 A. We also, if the information is
4 vague, we do our best to gather as much
5 information from the available information
6 systems and if we can't, there are times where
7 we decline due to insufficient information.

8 Q. Just to give the jurors a sense,
9 how many calls are coming in to the hotline on a
10 given year and, if you know, during the time
11 frame that you were the director?

12 A. Between the period of 2009 through
13 2011, approximately 9,500 to 11,000. I think
14 it's upwards of 18,000 at this juncture.

15 Q. During that time frame?

16 A. 9,500 to 11,000 during 2009 to
17 2011.

18 Q. And to put that in context, how
19 many hotline operators do you have working?

20 A. We have twenty-three report line
21 call takers across all the shifts and four
22 supervisors.

23 Q. And the database that the hotline
24 operators are using, I think you mentioned it.

Can you just describe it again?

A. It's known as our Family and Child Tracking System known as FACTS, that is the database we're currently using to record all report line calls, all cases handled by the Department of Services For Children, Youth and Their Families and DFS, of course.

Q. Now, there are a series of exhibits that you reviewed in preparation for your testimony today; is that correct?

A. Yes.

Q. And those are case event lists; is that right?

A. They are report line artifacts reports, yes.

Q. And they came from the database system that you just described for the jurors?

A. Correct.

Q. All right. I'm going to put up on the screen Government Exhibit 642. I want to walk through Government Exhibit 642 so the jurors understand how the document works and when we turn to the other case event lists that I'm going to be reviewing, we'll just go right

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1 to the pertinent parts. Okay?

2 First of all, can you tell the
3 jurors what we are they're looking at in
4 Government Exhibit 642 as we look at the top
5 portion of the document?

6 A. Yes. This is a title case event
7 list, and this is the report line number given
8 by the Family and Child Tracking System, and the
9 last item is the name. We typically name the
10 report line names in the mother's name or the
11 perpetrator's name.

12 Q. Okay. And the information that's
13 above, what does the indicate?

14 A. Yes. It was received by the
15 Division of Family Services, the program area
16 for our division was intake hotline. The open
17 date was 11/20/2009, closure date 11/20/2009.
18 The report line staffer that took this call was
19 Jeffrey Michael Pelly. And the closure reason
20 was screened out.

21 Q. And what does screened out mean?

22 A. Screened out, it means it did not
23 meet the criteria for acceptance by our division
24 or an investigatory response.

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Q. Now, this -- these columns, what do they indicate on the first page?

A. The first page essentially summarizes all the documents, the case open, the family abuse report, the actual hotline report is the second row up. Third, the hotline family abuse disposition is the investigative supervisor's disposition, and then last but not least is the case closure. To your right the system records when it was created and when it was completed.

Q. And the completed is the closure date?

A. The completed is in the completed column.

Q. Okay. And what is page 2, briefly?

A. Page 2 just takes the route about case closure, that event in and of itself and describes it in this page format, contains the open date of 11-20-2009, the close date of 11-20-2009, the division responsible, DFS, the program intake hotline, the county, New Castle, and the closure reasons, screened out.

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1 Q. Okay. Turning to page 3. Now,
2 this is information in the top that indicates
3 what?

4 A. This is the event, the hotline
5 family abuse report. This is the detail of the
6 report line call taker's work --

7 Q. Okay.

8 A. -- during the call. And indicates
9 the status, sorry.

10 Q. Go ahead. I'm sorry. What were
11 you saying?

12 A. You're in a different --

13 Q. Okay. We'll go to the bottom part
14 now.

15 A. Okay.

16 Q. Okay. What are we looking at
17 here, this basics and report type?

18 A. Yes, there's a 11-20-2009, 8:48
19 a.m., the date the system, the report line call
20 was taken, the next is the incident date,
21 11-20-2009.

22 Q. Okay. As we work our way down,
23 says county?

24 A. The county in which it was

received, the case last name, case first name.

1 Q. Who is listed there?

2 A. Christine Belford.

3 Q. Okay. The method of report, what
4 does that mean?

5 A. Hotline, means this was called in.

6 Q. Report source?

7 A. Other relative of child.

8 Q. Okay. What does that mean?

9 A. There's a drop down value to
10 determine who the actual caller was.

11 Q. Okay.

12 A. Indicate the reporting source.

13 Q. Alleged perpetrator relationship,
14 what does that mean?

15 A. That means the connection. The
16 alleged perpetrator in this situation was
17 reportedly living with the child.

18 Q. And this says mother living with
19 child, correct?

20 A. Yes.

21 Q. And then reporter information,
22 which is listed below, what is that, could you
23 tell the jurors?
24

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1 A. As I described earlier, when we
2 have the call taker on the line we're trying to
3 gather as much information, and making a
4 determination is the reporter appropriate, is
5 there a willingness to stay involved, is
6 follow-up requested. So the call taker is
7 asking if the caller is willing to remain
8 involved.

9 Q. And why is willingness to stay
10 involved or follow up requested, why would that
11 be important?

12 A. That's important to us, so that if
13 any new information were to come to our
14 attention we would have a mechanism to connect
15 with the reporting source.

16 Q. And how a reporter came to know,
17 this column right here?

18 A. That indicates reporter is
19 paternal. I believe that's a typo, paternal
20 grandfather, Tom Matusiewicz.

21 Q. Now, turning to page 4, what is
22 the top portion of page 4?

23 A. That is a narrative description
24 that our report line call takers are recording.

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Case 1:13-cr-00083-GAM

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Q. Okay. What does this indicate?

A. Caller is the grandfather who is reporting the incident on behalf of his son, Dave, who is incarcerated. The caller states that dad and paternal grandmother Lenore are incarcerated for taking the children out of the country. The caller states that the reason that the children were taken from the mother is due to the fact that in 2006 the oldest child Laura was 4. She was telling family members that mom would play a game with the children called lick the lollipop.

Q. What does it say in the second paragraph?

A. The caller could not provide many details, but that the child would say that mom would play this game with them and that Laura was always speaking about friends' G spots. The caller states that the middle child, Leigh, is autistic and is not verbal. The caller states that the concern is regarding that the children are placed back in the mother's care. This is the same environment in which dad was arrested for taking them out of the country for.

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1 Q. Now, in the intervention notes and
2 directions, what does it indicate?

3 A. It indicates that dad is detained
4 in Woodstown, New Jersey prison. The
5 grandmother, Lenore, is in Bailor, caller sis
6 not know mom's address, but alternate history
7 inquiry reveals address as 1342 Sycamore Avenue,
8 Wilmington, Delaware 19805.

9 Q. Now, this section that's got
10 involved people, okay, can you tell the jurors
11 what this section represents?

12 A. Yes, during the time of the call
13 we're trying to gather as much information about
14 children and the caretakers, so this is a
15 summary of the involved people that were
16 detailed as a part of this report line call.

17 Q. Who is the first person listed?

18 A. Tom Matusiewicz.

19 Q. And he's assigned I see the number
20 1?

21 A. Correct.

22 Q. What's significant about that
23 number?

24 A. That column, address ID, connects

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to a table below it that indicates where. So
address 1, there's an address indicated in the
table below, address ID 2 denotes the connection
to those parties and the address 2 in the second
column.

Q. And that's what we're seeing
in the second column right here?

A. Yes, correct.

Q. So this is the address for the
caller, which is Tom Matusiewicz in this case,
or the reporter, I should say; is that right?

A. One is for 1, the address noted
for 1, and 2 is the address found at the time of
the call for the folks that are indicated as 2's
in the address ID column.

Q. Now, for 2, it's Laura
Matusiewicz, correct?

A. Correct.

Q. Leigh Matusiewicz, correct?

A. Correct.

Q. Karen Matusiewicz, correct?

A. Yes.

Q. And Tom Matusiewicz, back to
column 1, the group relation, what's that?

1 A. That's indicating the
2 relationships of the parties, the involved
3 persons.

4 Q. And what does it say for Tom
5 Matusiewicz?

6 A. Grandparent not in home.

7 Q. Why is not in home significant in
8 this reporting situation?

9 A. We do consider at the report line
10 how recently have they been involved with the
11 child that they are reporting? I mean, did this
12 information become known through firsthand,
13 secondhand, the closest connection we can get to
14 the child. So that's important, this person is
15 not in the home. May not be able to speak to
16 the current conditions of the child.

17 Q. Okay. And then I see it indicates
18 natural child for the three girls names that I
19 just listed, correct?

20 A. Yes.

21 Q. And then Christine Belford is the
22 final name listed here; is that right?

23 A. Correct.

24 Q. And it indicates in role,

perpetrator, does it not?

1 A. Yes.

2 Q. And what does it say for group
3 relation?

4 A. Mother in home.

5 Q. Okay. And so 642, page 5 and page
6 6 aren't filled out; is that correct?

7 A. Yes.

8 Q. Okay. And why is that?

9 A. We've had some information system
10 changes and as we do that, some of the fields
11 that are blank mean they were not in play at the
12 time of the 2009 to 2011 call.

13 Q. Same with page 7, correct?

14 A. Historical fields are no longer
15 connected, but they are referenced here.

16 Q. All right. Now, page 8, this is
17 the disposition section; is that correct?

18 A. Yes. This is the report line
19 supervisor's work.

20 Q. Who is the supervisor listed in
21 this call?

22 A. Jean Gardner.

23 Q. And again, it's got the relevant
24

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1 dates on the right side; is that right?

2 A. Yes.

3 Q. What is the disposition notes
4 section, Ms. Miles?

5 A. This is the section that the
6 supervisor details their work.

7 Q. How does the -- how does the
8 supervisor interact with the call line operator
9 to produce the disposition notes that we're
10 seeing here? Just walk us through that.

11 A. They are reviewing the actual
12 report that was taken by the report line worker
13 and details their findings here.

14 Q. What are the findings here? Could
15 you please read them?

16 A. Caller is calling for father who
17 is incarcerated for taking the children out of
18 the country illegally. The reporter has no
19 knowledge of the disclosures made by the
20 children. He may want to speak to them about
21 this game and see what other information he can
22 get from them. DFS needs specific allegations
23 when it comes to investigating such concerns,
24 disclosures by children about exactly what had

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1 occurred. Caller is encouraged to try to get
2 the children into some type of counseling so if
3 anything has occurred with them they can
4 disclose this to a professional. No role at
5 this time for DFS.

6 Q. And that's the basis for what we
7 see as the report disposition, correct?

8 A. Correct.

9 Q. And that indicates what?

10 A. That the report was screened out
11 and does not meet maltreatment definition.

12 Q. Okay. So that's the -- based on
13 your review, that's the first call and report
14 that came in as it related to Christine Belford;
15 is that right, with respect to Laura, Leigh and
16 Karen Matusiewicz?

17 A. That is correct.

18 Q. That was on November 20th, 2009; ~~✖~~ ✖
19 correct?

20 A. Correct.

21 Q. And this is a matter of days
22 later, on December 1st, 2009; is that correct?

23 A. Yes.

24 Q. And I'm looking at now Government

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1 Exhibit 32. I'm going to go to page three. All
2 right. Let's talk about the nature of this
3 report. Okay. Again, this comes in on December
4 1st, 2009; correct?

5 A. Correct.

6 Q. And what's the case name, what's
7 listed?

8 A. Christine Belford.

9 Q. What's the method of report?

10 A. This was a written notice.

11 Q. What is the report source?

12 A. Other relative of child.

13 Q. And again, who is the alleged
14 perpetrator?

15 A. Mother living with child.

16 Q. What does how reporter came to
17 know section indicate?

18 A. Written letter received at intake
19 from parental grandmother, Lenore Matusiewicz,
20 who is currently at Baylors Womens Correctional
21 Facility.

22 Q. Now, basically what's going on the
23 hotline operators are getting a letter from
24 Lenore Matusiewicz who is in jail; is that

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right?

A. That's correct.

Q. I'm turning to page four, which is the summary; is that correct?

A. Yes.

Q. This is again the summary of the operator that's receiving this letter; correct?

A. Yes.

Q. Would you please read what the summary indicates?

A. A written letter was received at intake from the grandmother who is claiming that the mother is abusive and neglectful towards her children as well as possible sexual abuse. The letter indicates that throughout the years dating back to 2004. The main concern raised is that throughout the years, mom would make statements regarding the children and certain actions of how she would get back at dad (David Matusiewicz) and take the children away.

Grandmom and dad have claimed that one of the children has disclosed sexual abuse by mom, but does not provide details and only states that they would play the lollipop game.

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1 It is also reported that at one point mom was on
2 a heavy dose of various antidepressants and had
3 taken herself off of them. Throughout the
4 entire letter, which consisted of twenty-two
5 pages, there was some concerning information
6 that stemmed from with when the children were
7 younger, but nothing recent.

8 One of the children is autistic,
9 but there are no other special needs stated in
10 regards to any special needs. The primary
11 concern is in regards to the possible
12 allegations of sexual abuse, but no details were
13 provided as to when or who did this.

14 Q. And what did the intervention
15 notes and directions indicate?

16 A. There was no address listed for
17 mom. Writer obtained address of 847 Broadfield
18 Drive in Newark from alternate history inquiry.

19 Q. Now, I'm pushing ahead to page
20 eight, which is the disposition of this. Again,
21 the worker, or I should say the supervisor that
22 handled this again was Jean Gardner; is that
23 correct?

24 A. That is correct.

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Q. And the disposition notes indicate what?

A. A letter was received with concerns over the children. The caller discussed very old information regarding things that occurred back in 2004. The concern regarding the lollipop game is a concern, but DFS needs a disclosure from someone with more information in order to begin an investigation. No role for DFS at this time based on information provided.

Q. And, again, this was not -- this report was screened out for the reason does not meet maltreatment definition; correct?

A. Yes.

Q. And let me back out. I'm sorry. Again, a second letter was received with respect to this 12/1/2009 claim; is that correct?

A. Yes.

Q. And, again, the worker was Jeffrey Pelly, who was the initial operator on this particular report; is that right?

A. Yes.

Q. Okay. Could you please read what

1 this summary includes?

2 A. 12/1/2009, 4:00 p.m., a secondary
3 letter followed the initial one mailed by
4 Lenore. It states that though her letters seem
5 rambling and not making any sense, this is
6 attributed to her falling and hitting her head
7 while incarcerated. She has been seen at
8 Christiana Hospital due to headaches, dizziness,
9 ringing in the ears and hearing loss. The
10 doctors rendered her with a diagnosis of
11 posttraumatic stress disorder.

12 Q. All right. Moving on from the two
13 letters that were sent by Lenore Matusiewicz
14 from jail, I'm going to turn to Government
15 Exhibit 633, and this is for a report that came
16 in on December 9th, 2009; correct?

17 A. Correct.

18 Q. Eight days after the last two
19 letters that we just discussed; correct?

20 A. Yes.

21 Q. All right. Turning to page five,
22 which again is the summary of the report type,
23 we talked about the date, again, the last name
24 and first name is listed as what?

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A. Christinia Belford.

Q. The method of report?

A. Was a written notice.

Q. Report source?

A. Parents/legal guardian.

Q. Alleged perpetrator relationship?

A. Mother living with child.

Q. Now, here I notice that the substance abuse type is filled in with drug; is that right?

A. Yes. At every call we screen for substance abuse and domestic violation.

Q. And how reporter came to know?

A. Letter was received at the intake unit from father, David Matusiewicz.

Q. And again, this is the summary of the letter that came in; is that correct?

A. Correct.

Q. And what does it indicate?

A. The father provided a written letter stating that the three children are not in a safe environment in mom's care. The letter states that mom has been taking prescription medications due to depression. Since this time,

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1 the father reports that the mother's behavior
2 has changed to the point that she made threats
3 to him and reportedly sexually abused one of the
4 children.

5 According to the letter mom would
6 play the lollipop game with the children. The
7 letter never describes the game in detail, but
8 it just states that the children had often
9 referred to the G spot in conversations. This
10 is all of the information that the letter
11 provided.

12 Q. And again, if we look down at the
13 involved people section, number one is David
14 Matusiewicz; is that correct?

15 A. Yes.

16 Q. And the group relation equals
17 father, says father not in home; correct?

18 A. Yes.

19 Q. And then the address is the Salem
20 Correctional Facility; correct?

21 A. Yes.

22 Q. And this is the disposition note
23 for this particular report; is that right, page
24 three?

1 A. Yes.

2 Q. Again, the supervisor who is now
3 seeing this claim is still Jean Gardner; is that
4 right?

5 A. Correct.

6 Q. So at this point, Jean Gardner has
7 supervised a phone call that's come in from Tom
8 Matusiewicz on November 20th; correct?

9 A. Uh-huh.

10 Q. Two letters that have come in from
11 Lenore Matusiewicz from the Baylor jail
12 facility; correct?

13 A. Correct.

14 Q. And this third letter from David
15 Matusiewicz; correct?

16 A. Yes.

17 Q. And the disposition note, what
18 does it indicate?

19 A. Father is not providing enough
20 details. He is incarcerated at this time.
21 Children have not made any new disclosures. No
22 role for DFS based on information provided at
23 this time.

24 Q. And once again, it indicates the

1 report has been screened out, does not meet
2 maltreatment definition; correct?

3 A. Yes.

4 Q. I'm turning now to Government
5 Exhibit 634. This is for a claim that comes in
6 two days later; correct?

7 A. Yes.

8 Q. December 11th.

9 Before I look at the basic report
10 type, again, this is Jeffrey Michael Pelly who
11 is receiving the call as the operator; is that
12 right?

13 A. Correct.

14 Q. It talked about the date, the
15 case, last name, first name, again, it says
16 Christinia Belford; is that right?

17 A. Correct.

18 Q. And it indicates the report source
19 as other relative of child; correct?

20 A. Connect.

21 Q. The method of report is the
22 hotline; correct?

23 A. Yes.

24 Q. And that means a call?

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A. A call.

Q. The alleged perpetrator relationship is mother living with child; is that right?

A. Yes.

Q. And the reporter information is all three boxes here are checked; is that right?

A. Yes.

Q. Finally it indicates that at the bottom how reporter came to know, reporter is aunt of children; right?

A. Yes.

Q. Again, this is the summary that's been noted in the report by the intake operator; is that right?

A. Correct.

Q. Could you please read the summary for the report on the 11th of December?

A. Caller states that she has concerns regarding her nieces. The caller states that in 2006, her knees, Laura, was at her home. The child began saying G spot. When the caller asked her where she learned this she said her mommy taught her. The caller states

1 that there was another incident in which the
2 caller's husband went to change their daughter.
3 He had check to, obviously see, see if the baby
4 was wet and Laura began to flip out. When the
5 caller calmed the child down she stated that her
6 mommy makes her do things that she does not
7 like. She does it because it makes mommy happy
8 and makes her feel good. The child then stated
9 that it was a secret and that she could not tell
10 because her mom would go to jail. This is all
11 the information that the caller could provide.
12 The caller states that she has not seen the
13 child in a while and has filed for visitation
14 with her as of yesterday.

15 Q. Now, in this particular report,
16 again, Christine Belford is listed at the bottom
17 of the involved people; is that correct?

18 A. Yes.

19 Q. And she has the marker address ID
20 2; is that right?

21 A. Correct.

22 Q. And then I see in number 2,
23 there's an address this time for 15 Donegal
24 Court, Newark; is that right?

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A. That is correct. That's what is listed on the report.

Q. Once again, who is the supervisor now that's reviewing this fourth report that's come in?

A. Jean Gardner.

Q. What does the disposition note from Ms. Gardner indicate?

A. The caller is reporting information that allegedly occurred three years ago. She has no other information and allegedly has not had any contact with the children since then. Discussion was held with NCCPD Jeff Shriner. Jeff said CAC interviews were set up for all three children but the only one verbal enough to talk was Laura. She was interviewed and made no disclosures at the CAC interview. No role for DFS based on information provided in this report.

Q. Turning to Government Exhibit 635, this is a claim that's made six days later on December 17th, 2009; is that correct?

A. Correct.

Q. This time the operator is Jeffrey

March 2009
The CAC interview was in March 2009 regarding the kidnapping.

1 Newlin Wootten; is that correct?

2 A. Correct.

3 Q. December 17th, 2009?

4 A. Yes.

5 Q. The case last name and first name
6 is Christine Belford; is that correct?

7 A. Yes.

8 Q. The report source is parent legal
9 guardian; is that right?

10 A. Yes.

11 Q. The method of report is written
12 notice; is that correct?

13 A. Yes.

14 Q. And again alleged perpetrator is
15 mother living with child; is that right?

16 A. Yes.

17 Q. And this section, how reporter
18 came to know, writer notice from F-A, comma, who
19 is incarcerated in New Jersey?

20 A. Yes.

21 Q. Now, this was a letter that was
22 received or the letter came in from David
23 Matusiewicz; is that correct?

24 A. Yes.

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