

MICHAEL D. ESPLIN (1009)
ESPLIN | WEIGHT
Attorneys for Defendant
290 West Center Street
P.O. Box "L"
Provo, UT 84603-0200
Telephone: 801-373-4912
Facsimile: 801-371-6964

IN THE FOURTH JUDICIAL DISTRICT COURT IN AND FOR
UTAH COUNTY, STATE OF UTAH – AMERICAN FORK DEPARTMENT

STATE OF UTAH,	:	MOTION TO DISMISS AND
	:	MEMORANUM IN SUPPORT
Plaintiff,	:	
	:	
vs.	:	
	:	Case No. 121101477
DAVID LEE HAMBLIN,	:	
	:	Judge Christine Johnson
Defendant.	:	

COMES NOW defendant, by and through his attorney, and hereby moves this court for an order dismissing this case for the reason that the statute of limitations for bringing the offenses set forth in the Information in this matter, had expired prior to the filing the Information. This motion is supported by the following memorandum of points and authorities.

FACTS

The Information in this matter was filed on December 13, 2012. The Information alleges defendant committed the offenses on the dates set forth below:

Count 1-§76-5-403.1, Sodomy Upon a Child, alleged to have occurred on or between 8/1/1991 and 6/1/1992;

Count 2-§76-5-403.1, Attempted Sodomy Upon a Child, alleged to have occurred on or between 8/1/1991 and 6/1/1992;

Count 3-§76-5-404.1(2), Sexual Abuse of a Child, alleged to have occurred on or between 8/1/1991 and 6/1/1992;

Count 4-§76-5-404.1(2), Aggravated Sexual Abuse of a Child, alleged to have occurred on or about October, 1995;

Count 5-§76-5-402.1, Rape of a Child, alleged to have occurred on or about October, 1995;

Count 6-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 10/1/95 and 6/1/1996;

Count 7-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 8-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 9-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 10-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 11-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 12-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/11/1998 and 6/1/1999;

Count 13-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 14-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 15-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 16-§76-5-402.1, Rape of a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999;

Count 17-§76-5-403.1, Sodomy Upon a Child, alleged to have occurred on or between 8/1/1998 and 6/1/1999; and

Count 18-§76-5-403.1, Sodomy Upon a Child, alleged to have occurred on or about 8/1/1998 and 6/1/1999.

Defendant brought an action for divorce against Rosalie Hamblin which was filed on March 15, 1999. Immediately following the filing, the parties were involved in a dispute involving the custody of the three minor children, Eliza, age 16, Katie, age 13, and Miriam, age 5. The custody issues were not resolved until a trial was held and an order signed on October, 2003.

On June 1, 1999, Provo City Police received a report of “emotional, sexual, physical and drug abuse allegations against defendant from Rosalie Hamblin. Officer Bud Walker referred Mrs. Hamblin to DCFS to have the three minor children interviewed concerning the allegations. On 6/9/1999, Eliza and Katie Hamblin were interviewed Debby Young, a CPS worker. No sexual abuse was disclosed. On 6/19/99, Miriam Hamblin was also interviewed by Debby Young. Miriam did not disclose any sexual abuse. (See Exhibit A)

On July 3, 1999, Provo City Officer Michael Bastian responded to the Hamblin home at the request of DCFS worker Nancy Zelenak after she had received a call from Rachel Hamblin. Defendant was scheduled to have visitation on that day. The officer interviewed each of the Hamblin girls. Rachel indicated there had been no physical abuse. Eliza reported that she had never witnessed any physical or sexual abuse from her father.

Katie Hamblin did not reveal any physical or sexual abuse, nor did Miriam. (Attachment B)

On April 23, 2000, the adult daughter, Rachel, contacted Provo Police Department claiming she had been sexually abused by the defendant. Officer Fordham responded and was informed that Rachel claimed that she had been having “flash backs or some type suppressed memories” of sexual abuse by the defendant when she was between 4 and 7 years of age which involved sexual molestation and oral sex. (Attachment C)

On April 25, 2000, Provo City officer D. Grothe, interviewed Rachel Hamblin who claimed that after having therapy with Hugh Allred, she recalled incidents of oral sex between her and her father, and incidents of sodomy between her father and all of her sisters. Grothe set up CJC interviews with the three younger daughters. (Attachment D)

On May 1, 2000, Provo Police discussed the sexual allegations reported above with Ann Hindrickson, a case worker with DCFS who had been involved in a DCFS investigation, about the new allegations. Ms. Hindrickson indicated that the case had been fully investigated and been closed in February of 2000. She opined that the allegations sounded like the old allegations being brought again. She also indicated that the mother had attempted to get victim reparations from the state. The reporting officer Grothe, also discussed the case with his supervisor, Captain Keith Teuscher who indicated

that the case should not be reopened since it had just been investigated. (Attachment E)

On June 6/2/2000, Provo City officer Reed Vanwagoner received an additional report of child sexual abuse from Rosalie Hamblin alleging defendant had sexually abused his daughters. The allegations were made by Rachel Hamblin and Eliza Hamblin. Rachel recounted now being able to remember instances of oral sex, vaginal sex and sodomy perpetrated upon her by defendant. Rachel reported that Katie Hamblin had been brought into a room and that she and her sister Eliza were ordered to watch while defendant “put his penis into her.” Eliza Hamblin was also interviewed. She claimed several acts of sodomy, oral sex, anal sex, vaginal sex and other sexual acts were perpetrated upon her by defendant. She claimed that defendant would make all of the girls watch while he would rape one of them. (Attachment F)

The claims of sexual abuse that had been reported to law enforcement after being investigated were referred to the Utah County Attorney’s Office and after reviewing the allegations, declined to prosecute the defendant.

ARGUMENT

The Statute of Limitations prevents the prosecution of the offenses alleged in the Information.

The Information, as set forth above, alleges various sexual offences against the defendant between August 1, 1991 and June 1, 1999. The statute of limitations for all of

the offenses with the exception of Count 4, Aggravated Sexual Abuse of a Child¹, under Utah Code Ann. §76-1-303.5, is within four years after the offense has been reported to a law enforcement agency. See *State v. Lusk*, 37 P.3d 1103 (Utah 2001). As set forth above, there were several reports of sexual abuse of the complainant in this matter including reports in 1999 and 2000. The report by complainant's adult sister, Rachel, in April of 2000, alleged that she had been the subject of sexual abuse by the defendant including oral, anal, vaginal abuse. She reported that complainant was also the subject of the sexual abuse. Both Provo City officers as well as DCFS investigated the allegations of abuse. Complainant, then 13 -14 years of age was interviewed by DCFS and law enforcement officers on several occasions. Although given many opportunities to disclose any claims of sexual abuse to DCFS and officers, complainant never disclosed any sexual abuse during any of those interviews. DCFS and Provo City both closed their investigations and refused to further investigate upon the grounds that the matter had been fully investigated by both agencies.

CONCLUSION

Pursuant to the provisions of the statute, the claims of sexual abuse were reported to law enforcement in 1999 and 2000. Prosecution against the defendant would have to have

¹ The statute of limitations for Count 5 was 4 years after commission of the offense until the legislature amended §76-1-303.5 was amended in 1996 to change the aggravated sexual abuse of a child to the 4 years after report period.

been commenced by August of 2004. This prosecution was not commenced until December of 2012, fully outside the statute of limitations. Therefore this matter should be dismissed.

DATED: February 14, 2013

ESPLIN | WEIGHT

A handwritten signature in black ink, appearing to read "Michael D. Esplin", written over a horizontal line.

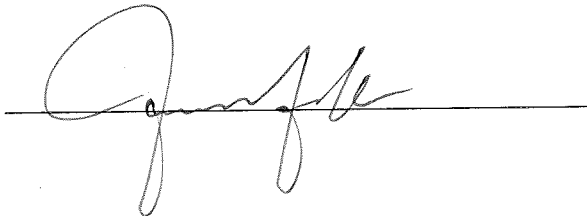
MICHAEL D. ESPLIN
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document, specifically identified hereafter, was served by the method indicated below to the following individuals on the date affixed below:

Document	MOTION TO DISMISS
----------	-------------------

Name/Title or Interest in Case/Address	Method
Jeffrey R. Buhman Utah County Attorney David Sturgill Deputy Utah County Attorney 100 East Center Street, Suite 2100 Provo, UT 84606	U.S. mail, postage prepaid Facsimile: 801-851-8051



Date: 2-14-13

EXHIBIT “A”

Provo City Police Department
Crime Report

Report Date: 06-10-99

Report #Id : 863817.A093

DR# 9906053
IN# 863817

CODE	OFFENSE DESCRIPTION
1152	Forcible sexual abuse of a chil
3811	Child Abuse

Weapon, Force or Means used-
OTHER
Apparent Motive-
OTHER
Location of Occurrence-
3736 LITTLE ROCK DR

	Date	Time
OCC. ON:	06-01-98	00:00
OR BTWN:	06-09-99	
REPORTED:	06-10-99	

Source: 0 Office

Connecting reports-

Investigative divisions, units, persons notified DATE: 10-1-72 BY WHOM: [signature]

Case Clearance/Disposition: 5 Inactive

ADDITIONAL PEOPLE INVOLVED

CODES: S=Suspect, V=Victim, W=Witness, C=Complainant, F=Father, M=Mother

S1	Name: HAMBLIN, DAVID Addr: 280 E 2200 N CSZ: PROVO, UT 84604 AKA:	DOB: 09-18-54 Sex: M Race: W HP: 801 374-9444 Testify:	Age: 43 Eth. N WP:
V1	Name: HAMBLIN, ELIZA Addr: 3736 LITTLEROCK DR CSZ: PROVO, UT 84604 AKA:	DOB: 03-21-83 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 15 Eth. N WP:
V2	Name: HAMBLIN, MIRIAM Addr: 3736 LITTLEROCK DR CSZ: PROVO, UT 84604 AKA:	DOB: 04-11-94 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 4 Eth. N WP:
C1	Name: HAMBLIN, ROSALIE Addr: 3736 LITTLEROCK DR CSZ: PROVO, UT 84604 AKA:	DOB: 05-02-53 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 45 Eth. N WP:

The Details are as follows:

I received a slick sheet from DCFS regarding allegations of emotional, sexual, physical, and drug abuse. A CJC interview was scheduled with V1/Eliza and V2/Miriam Hamblin on 06-10-99. CPS worker Debby Young interviewed V2/Miriam (Mimi) Hamblin.

The allegations as referred to DCFS were that the father of V1/Eliza and V2/Miriam Hamblin (S1/David Hamblin) was emotionally abusing his daughters and providing them with Paote. C1/Rosalie believes that 1/David Hamblin has extremist religious views and stated that he has provided Paote to both herself and V1/Eliza and V2/Miriam on previous occasions. This occurred in Sanpete County area. This occurred approximately a year ago (July 1998). No police report was filed at that time. C1/Rosalie Hamblin also stated that

Supervisor	PH	Reporting Officer(s)	PH	Assmt.	Rep. Off. Signature
------------	----	----------------------	----	--------	---------------------

Assigned to: PH Asgmt. WALKER, BUD
Date/Time Reproduced

Div/Clk To Whom

Submit to C/A _____ Active _____ Other _____ Immediate F/U _____ Pending _____ Inactive _____



Provo City Police Department
Crime Report

Report Date: 06-10-99

Report #Id : 863817.A093

DR# 9906053
IN# 863817

Continued...

S1/David Hamblin has committed domestic violence by hitting her and continues to this day to provide "therapy and hypnosis" to V1/Eliza and V2/Miriam. S1/David Hamblin is a trained psychologist/psychiatrist and knows how to provide hypnosis. He also views himself as a leader in the Indian culture who is to lead them "into the last days".

V2/Miriam (Mimi) Hamblin disclosed no details to CPS worker Debby Young that would suggest inappropriate sexual contact. She told Debby Young that she learned what semen is from a museum video/presentation that she observed. V2/Miriam was not ready to disclose any "bad things" that occurred to her because she said, "People who talk about bad things are bad". Despite CPS worker Debby Young's efforts, V2/Miriam would not disclose anything regarding the Paote/drugs, emotional, physical, or sexual abuse. Debby Young retained the video tape of this interview.

An interview was also conducted with V1/Eliza Hamblin. V1/Eliza was also unwilling to disclose any sexual abuse which may/might have occurred to either her or her little sister. Although she has admitted to her mother being given Paote by her dad in the Sanpete County area, she does not claim that this is currently occurring.

In later conversation with C1/Rosalie Hamblin, she disclosed several incidents of abuse/domestic violence which occurred in the Sanpete County area as well as in Provo. The one Provo incident is where S1/David Hamblin "threatened" to kick her out of the home by use of physical force. A police report was taken but no action has occurred since this in a criminal setting. The other incidents regarding abuse and violence occurred in the Sanpete County area and were not reported to police. C1/Rosalie Hamblin was advised to contact police immediately upon discovery of Paote in S1/David Hamblin's home or person, and to have her daughters to the same. At this time, there is not sufficient evidence to demonstrate that sexual abuse is occurring, or that physical or drug abuse is occurring between the victims in this case and S1/David Hamblin. I was requested by C1/Rosalie Hamblin to not contact him so that she could make an attempt at providing RO with physical evidence (Paote) before he got suspicious. Dispo. 5. /pb



Provo City Police Department
Crime Report

Report Date: 06-14-99

Report #Id : 865372.A167

DR# 9906344
IN# 865372

CODE OFFENSE DESCRIPTION
3505 Hallucinogen

Weapon, Force or Means used-
DRUGS, TIME-DAY
Apparent Motive-
DRUG RELATED, PERS SAT
Location of Occurrence-
280 E 2200 N

OCC. ON: Date 06-13-99 Time 10:17
OR BTWN:
REPORTED: 06-14-99

Source: P Phone

Connecting reports-
PR#990895

Investigative divisions, units, persons notified-

Case Clearance/Disposition: 4 Active

ADDITIONAL PEOPLE INVOLVED

CODES: S-Suspect, V-Victim, W-Witness, C-Complainant, F-Father, M-Mother

S1	Name: HAMBLIN, DAVID L Addr: 280 E 2200 N CSZ: PROVO UTAH 84604 AKA:	DOB: 09-18-54 Sex: M Race: W HP: 801 377-8787 Testify:	Age: 44 Eth. N WP:
C1	Name: HAMBLIN, ROSELLE Addr: 3736 N LITTLEROCK DR CSZ: PROVO UTAH 84604 AKA:	DOB: 05-02-53 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 46 Eth. N WP:
W1	Name: HAMBLIN, ELIZA Addr: 3736 N LITTLEROCK DR CSZ: PROVO UTAH 84604 AKA:	DOB: 03-21-83 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 16 Eth. N WP:
W2	Name: HAMBLIN, RACHEL Addr: 3736 N LITTLEROCK DR CSZ: PROVO UTAH 84604 AKA:	DOB: 09-15-80 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 18 Eth. N WP:
O1	Name: HINTZE, DAVE Addr: 1115 N MAIN ST CSZ: SPRINGVILLE UTAH 84663-5678 AKA:	DOB: Sex: Race: HP: Testify:	Age: Eth. WP: 801 489-5678

PROPERTY DETAIL

Owner	Quan	Stat.	Code	Manufacturer	Model	Color/Desc	Serial#	IBR Value
S1	1	6	1996 Other Hal	PEYOTE	BUTTON	SMALL BRO PEYOTE BUTTO		10 10.00
Total Stolen Property Value:								.00

The Details are as follows:

INITIAL CALL:

Supervisor	P#	Reporting Officer(s)	P# Assnt.	Rep. Off. Signature
		TURNER, KEVIN WHITTINGHAM, CARY	P167 PATROL P142 YOUTH	
Assigned to: P# Assnt.		Date/Time Reproduced	Div/Clk	To Whom

Submit to C/A

Active

Other

Immediate P/D

Pending

Inactive

A

STATE OF UTAH
DIVISION OF CHILD AND FAMILY SERVICES
CHILD ABUSE NEGLECT REPORT

Case Number: 871996 Priority: 3

Referral Start D/T: 03Jun99 16:10:00 CPS Caseworker: Young, Debby

Disposition D/T: 04Jun99 15:00:17 Intake Worker: Bona, Corie

Must See By D/T 09Jun99 23:59:00 Region: Western

Child First Seen D/T: 09Jun99 11:30:00 Office: Provo Family Services

Investigation End Dt: 30Jun99 13:31:52 Case Result: Substantiated

Due D/T 04Jul99 15:00:17 Court Finding: _____

Family Address

Street Address : 3736 Little Rock Dr			Phone: () -
City: PROVO	State: UT	Zip: 84604	County:

Person Section

Name : Last, First MI	Client ID	DOB	AGE	Role	Relation to Primary	Gender	In Home
Hamblin, Rachel			18	Uncertain	Sister	Female	Yes
Hamblin, Miriam	070487192		5	Victim	Sister	Female	Yes
Hamblin, Katie	080487191		13	Victim	Sister	Female	Yes
Hamblin, Roselle A	060488158		46	Ref & Person Section	Mother	Female	Yes
Hamblin, David	040487192		45	Perpetrator	Father	Male	No
Bradford, Sara E*	060626143	21Mar1983	16	Victim	Primary	Female	Yes

Allegation Section

Allegation	Alleged Victim	Alleged Perpetrator	Access to Child	Site of Abuse	Allegation Disposition
Emotional Maltreatment - General	Hamblin, Miriam	Hamblin, David	Yes	Other	Substantiated

other children reported that the father made Miriam take peyote. Miriam has witnessed her father get angry and destroy property.

Sexual Abuse	Hamblin, Miriam	Hamblin, David	Yes	Non-Custodial Pare	Unsubstantiated
--------------	-----------------	----------------	-----	--------------------	-----------------

no disclosure from the child

STATE OF UTAH
DIVISION OF CHILD AND FAMILY SERVICES
CHILD ABUSE NEGLECT REPORT

Allegation Section

Allegation	Alleged Victim	Alleged Perpetrator	Access to Child	Site of Abuse	Allegation Disposition
Domestic Violence related child abuse not enough evidence to indicate a pattern.	Hamblin, Miriam	Hamblin, David	Yes	Child's Home	Unsubstantiated

Emotional Maltreatment - General	Hamblin, Katie	Hamblin, David	Yes	Other	Substantiated
child reported not feeling safe around her father. she said he is always doing therapy/trying to hypnotize her. child witnessed her father participate in Indian ceremonies and use peyote. Child was present when father was arrested for having drugs and illegal animal parts in his car.					

Domestic Violence related child abuse	Hamblin, Katie	Hamblin, David	Yes	Child's Home	Unsubstantiated
not enough evidence to indicate a pattern.					

Emotional Maltreatment - General	Bradford, Sara E	Hamblin, David	Yes	Other	Substantiated
victim reported her father made her take peyote. victim reported her father gets angry in front of the children and destroys property.					

STATE OF UTAH
DIVISION OF CHILD AND FAMILY SERVICES
CHILD ABUSE NEGLECT REPORT

Allegation Section

Allegation	Alleged Victim	Alleged Perpetrator	Access to Child	Site of Abuse	Allegation Disposition
Domestic Violence related child abuse not enough evidence to indicate a pattern.	Bradford, Sara E	Hamblin, David	Yes	Child's Home	Unsubstantiated

School / Daycare Information

Child's Name: Bradford, Sara E	School/DayCare Name:	Phone:
School/Day Care Address:	City:	State:
		Zip:

Narrative Section

Ref (MO) called to report concerns of possible emotional abuse involving her children, Rachel (age 18), Eliza (age 16), and Miriam Hamblin (age 5). Ref reports David Hamblin (FA) took she and the children to a "Bless the Land" ceremony last July in Sanpete County. During the ceremony, FA had given the children peyote. Ref said a medicine man was there who told FA to give the peyote to everyone at the ceremony. Ref said FA gave the peyote to the children against her will. Ref said the children reported they were having visual hallucinations and were sick 24 hours after taking the drug. Ref said FA told the children it was not peyote and it was fine to take.

Ref said FA has filed for a divorce because ref does not agree with FA's way of life. Ref would like to have supervised visits when the children visit FA. Ref said FA has a mental illness is delusional. Ref said the children are in counseling with Patty Hollenbeck-Dial.

Marge received a call from Patty during the same time ref called intake. Patty reported that FA has a mental illness and is delusional. He may be bi-polar with psychosis or schizophrenic. Patty said FA is exhibiting symptoms of having multiple personalities. FA believes he is above the law and that he has received a "special calling." He believes he is the middle man between the prophet and the Native Americans. FA believes the world will be coming to an end in the year 2004. FA also believes he will be the spokesperson for the Native Americans. Patty feels FA has gone over the deep end. FA is not a Native American.

When FA had Miriam take the peyote, she said, "I saw bright lights to Heaven and back." Also, when Miriam returns from Fa's home after a visit, Miriam talks gibberish. Patty also reported that FA sleeps in the same bed with Miriam. Miriam reports that FA has touched her private parts. It is unknown when this occurred. Miriam has told Patty that she has male parts. Ref thinks FA is telling her these things and teaching her other bizarre things. Patty reported that as soon as she has MO sign a release of information, she will send an outline of her concerns with FA.

Another concern Patty reports is FA is a psychologist. She stated to Marge, "if you knew what FA was telling his clients, it would blow your mind." FA has also threatened to kill MO.

MO did not report to intake worker about the alleged SA, therefore, the CPS worker needs to discuss this with MO before interviewing Miriam. Rachel will not be listed as a victim on this referral since she is 18 years old. The police would need to interview her because she is 18 years old.

NO DCFS history found on the family.

If any of the allegations are substantiated against FA, the Division of Occupational and Professional Licensing will need to be notified because he is a licensed psychologist. The number is 530-6630.

Time/Place to See Child(ren):

Time/Place to See Parent(s):

Referent Source of Information:

Condition of Home:

Actions Taken by On-Call/CPS:

Precautions:

Special Conditions:

STATE OF UTAH
DIVISION OF CHILD AND FAMILY SERVICES
CHILD ABUSE NEGLECT REPORT

Perpetrator Address (if different than family address)

Street Address: 280 E 2200 N		Phone: (801) 374-9444
City: PROVO	State: UT	Zip: 84601

Referent Information

Name: Hamblin, Roselle A	Relation to Primary: Mother	Business/Agency:
Street Address: 3736 LITTLE ROCK DRIVE		Phone: (801) 802-7256
City: PROVO	State: UT	Zip:

Name: Hollenbeck-Dial, Patty	Relation to Primary: Therapist	Business/Agency:
Street Address: 3707 N Provo Canyon Rd		Phone: (801) 225-3111
City: PROVO	State: UT	Zip: 84604

Person Section - Misc. Detail

For Supported Cases Only

Name: Last,First MI	DOB	Military	Exam Type	Exam Date	Severity	Disposition of Child
Hamblin, Rachel	15Sep1980	Unknown				
Hamblin, Miriam	11Apr1994	Unknown				
Hamblin, Katie	14Apr1986	Unknown				
Hamblin, Roselle A	02May1953	Unknown				
Hamblin, David	18Sep1954	Unknown				
Bradford, Sara E*	21Mar1983	Unknown				

Case Closure Statement

sub EM for all victims. Reported that the father made the children use peyote. The father involves the children in Indian rituals, using peyote and animal parts (no one in the family is Native American). Reports that the father does therapy on the children and splits personalities. Reports that the father had a client move in the home who threatened suicide in front of the children. The father made the children watch this.

Not enough evidence to substantiate DV or SA.

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

07JUN99 09:21 5 Minutes Finalized Collateral Staffing/Screening Review Young, Debby

Policies: Reviewed prior CPS records

Received case. Law enforcement notified at time of intake. No priors. (Young, Debby 28Jun99)

07JUN99 14:53 1 Minutes Finalized Collateral Telephone Contact Young, Debby

Policies:

Detective Bud Walker from Provo PD called and left a message to call him regarding this case.

(Young, Debby 30Jun99)

07JUN99 15:05 10 Minutes Finalized Collateral Telephone Contact Young, Debby

Policies:

Called Bud. He said that as far as the police are concerned, they cannot do anything regarding the alleged EM because it happened so long ago. He said the only way they could do anything would be if it was reported immediately and traces of the drugs could still be found in the girls. He would like the CJC scheduled on Wednesday or Thursday this week. He is concerned that this information was not reported sooner and speculates that this may be a custody battle. (Young, Debby 30Jun99)

08JUN99 13:25 1 Minutes Finalized Client Telephone Contact Young, Debby

Policies:

Called the mother and left a message for her to call me. (Young, Debby 30Jun99)

08JUN99 15:20 10 Minutes Finalized Client Telephone Contact Young, Debby

Policies:

The mother called me after hours. She said the father is coming to get the girls in 10 minutes and she would like me to stop the visitation. She said the girls would not be gone over night. I told her that I do not have any evidence at this time to stop visitations, and that Mimi would not be alone with the father because the older children would be there. I spoke with the mother about getting a guardian ad litem for the children. I gave her the number to the GAL's office. I gave her the number for the after hours phone person and told the mother if she needed immediate assistance from a worker, that it would have to be the on-call worker. I told the mother I would call her in the morning. (Young, Debby 30Jun99)

09JUN99 10:30 10 Minutes Finalized Client Telephone Contact Young, Debby

Policies:

Called the mother. She would like the CJC scheduled tomorrow morning. I questioned the mother about the information in the referral. She said that Mimi likes to snuggle and that's why she slept in the same bed with the father. The mother said she woke up one morning and was reading with Mimi. She said Mimi was relaxed and talking. The mother said she coughed. She said Mimi told her, "I know why you coughed. You have semen in your throat and that's why you're choking." The mother said she asked Mimi what semen was and Mimi told her that semen comes out of your pillow. (This information was not in the referral).

The mother said the father is paranoid about the kids being sexually abused. The mother said when they moved in with her parents, Mimi asked the grandparents, "What is sex?" The mother said all of the kids have been subject to the father's anger. The mother said there have been domestic violence incidents that the children witnessed. I asked the mother if any of them had been reported and she said no.

We agreed to schedule the CJC for tomorrow at 10:00. (Young, Debby 30Jun99)

09JUN99 10:40 3 Minutes Finalized Collateral Telephone Contact Young, Debby

Policies:

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

09JUN99 10:40 3 Minutes Finalized Collateral Telephone Contact

Young, Debby

Called the CJC and scheduled the interview for Mimi tomorrow at 10:00. Called Bud and told him the CJC date and time. (Young, Debby 30Jun99)

09JUN99 11:30 60 Minutes Finalized Client Home Visit

Young, Debby

Policies: Child victim first seen., Support person offered, Unscheduled home visit, Victim interviewed Unannounced visit to the Hamblin residence. Kristy Maughan (CPS investigator) was with me. Kristy and I spoke with the mother. The home was very clean. I did not see anything that would be hazardous to children. The mother said that for the last 5 years, the father has been "off base" due to possible mental illness. She said the father has done hypnosis on Rachel, telling her that she has been ritualistically abused. She said the father is unstable and delusional. She said 5 years ago he began studying satanic abuse. She said the father diagnoses 90% of his patients as being victims of ritual abuse.

The mother said the father told the children that the grandparents ritualistically abuse them. The mother said the father had one client that moved in with the family. The mother said the father would be up until 3:00 a.m. working with the client. The mother said the father does therapy on the kids and uses hypnosis. The mother said the father is violent and has destroyed property in front of the kids.

The mother said one year ago they met people doing Native American ceremonies. The mother said the father said the ceremonies were like group therapy. The mother said she went to a ceremony with the oldest daughter (Rachel). She said Rachel was given peyote(?) and it paralyzed Rachel for 5 hours. The mother said James Moody was the medicine man. The mother said James is not Native American and is not authorized by the Native American church. The mother said James made up his own church and holds ceremonies biweekly. She said this is how James earns a living. The mother said James is not licensed to give peyote to white people. She said many Native Americans are angry with James because he is giving the drug to white people.

The mother said there was another medicine man that was "blessing" the land by their home in Spring City (the family has homes in Spring City and Provo). The mother said the medicine man pulled out "strong" peyote and told the father to give the peyote to everyone. The mother said she tried to stop the father from giving the peyote to the girls. The mother said the father put peyote into Mimi's mouth. The mother said Mimi reported hallucinating. The mother said the father gave large spoonfuls of the drug to Rachel and Eliza. She said they were sick and were in bed for the next 24 hours. The mother said the father told the girls he was giving them an herb.

The mother said Eliza refused to go to the ceremonies, but Rachel usually went because she is "under the father's thumb". The mother said the father was arrested on January 24, 1999 in Spring City for having illegal feathers and deer parts. She said Katie was with him when he was arrested. The mother said after the arrest, she got rid of all the peyote in the house. The mother said he still has deer parts in his house in Provo. She said the father talks about it with the kids. She said the father dries the deer blood and eats the eyes.

The mother spoke about the father being violent. I asked how he was violent with the children. She said he uses indoctrination and mind control. She said the first hearing for the divorce was last Wednesday. I asked the mother if she had contacted the GAL office. She said no. The mother said

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

09JUN99 11:30 60 Minutes Finalized

Client Home Visit

Young, Debby

she has a hard time believing that the father would sexually abuse the children. The mother said she would like the kids to have supervised visits with the father. I told her that the GAL's office needed to be involved with that. I told her that DCFS could not court order supervised visits.

Kristy interviewed Rachel, the 18 year old daughter. Rachel disclosed that about two years ago her father had begun going to Native American ceremonies and using peyote. She said she had a really bad feeling about it, and didn't want to participate in it, but her dad talked her into it and told her it would be good for her. She said she's always been her dad's favorite and tried to please him. He told her at the ceremony that the more peyote she took, the deeper her insight and the better her experience would be. She said she took a lot of peyote: 5-6 buttons, 3 cups of peyote tea, and a glass of sludge, which is peyote mixed with water. She said she was paralyzed and couldn't move her body for 5 hours. The people there with her said it was anger, and that as soon as she released the anger she'd be able to move again. This was during a woman's ceremony, but her dad would walk around and come in with his friend, John Moody, and they would pass out more peyote. She said everyone in the group encouraged her to take more and more peyote. If you couldn't follow what they were doing, they'd say, "well, you better take more peyote."

She said her dad made her go to 4 ceremonies. Every time she hallucinated and got sick. She was scared and didn't want to go, but she went because she believed her dad and he kept saying it would get better and better. She said her dad has done therapy with her since she was 6 or 7 years old. His philosophies have changed over the years. He used to tell her she was a person made of 3 hearts: a happy, angry and depressed heart. He would put out three chairs and make her sit on each one and say what each part of her was feeling. She said this never helped her, it just made her more confused.

She said he also used hypnosis on her a lot, and the therapy sessions increased over the years. He told her she was made up of millions of parts with their own sets of problems. She said it was so confusing and made her feel worse because if there were millions of parts, there was no way of solving anything. She said her dad worked with a lady who had a multiple personality disorder and claimed to have been ritually abused. Her dad told them that her core was a little boy named C.J. and that they all had to be aware of her different personalities and which part was out at the time, or they were hurt her, and she was very fragile.

She said her dad started being with C.J. all the time, and with the family less and less. Her dad made her sit in on his sessions with C.J. 3-4 times a week. They would last all night long, and she would watch her dad lay on the floor with the woman and hold her while she fell asleep in his arms, with her head on his shoulder. She also watched him cast out evil spirits, and he wrote down satanic oaths that were all about torture. He said he wanted her to be there during therapy so that "C.J." would feel safe and have a friend there. She said that the bishop also sat in on the sessions about 70-80% of the time. She said she never had a chance to see her dad except during these sessions, so she would sit in on it to see her dad. She would get really tired, and go to bed about half way through the session.

She said C.J. was always with her dad and then she moved in with them for about 9 months. Her dad started missing church and important events to be with C.J. Every time they had something important,

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

09JUN99 11:30 60 Minutes Finalized

Client Home Visit

Young, Debby

C.J. would act out and have a breakdown. Her dad started doing therapy on them saying he'd been ritually abused and that his parents had ritually abused him, and his wife's mom had ritually abused their mom and that they had been ritually abused also. He also started diagnosing 80% of his patients as being ritually abused. She said her dad is always casting out evil spirits, especially with Mimi, the youngest. He is always giving blessings to heal parts of them.

She said it is very confusing to her little sister, Mimi. Sometimes she says she's a little boy, sometimes she says she has little babies crying inside of her. She said he can bless her quickly, and in front of people. He just picks her up, puts her on his lap, and whispers in her ear. She also said that her dad was very angry when C.J. had to leave, and although he promised his bishop he wouldn't see C.J. anymore, he did it secretly. She said her dad is a charmer, and very manipulative. He can be very funny and controlling. She said Mimi started talking about sexual stuff that had happened when she was staying with her dad. She mentioned semen, penis, and him touching her. She said her dad can be very violent. She said, when he gets mad, you just run. She said little things would tick him off, and he would throw chairs through the window, slam his fist on the dashboard and crack it. He threatened her mom that he was going to hurt her and said, "I'm gonna break your neck!" in front of all the kids.

About six months ago, in front of Mimi, he got mad at her mom and grabbed a cake and smashed it into her mom's face and all down the front of her. Then he grabbed butter and other food and threw it on her and bruised her mom's nose. She said he spanked them really hard with his hand, and he would throw things around the room and break things. She said he was always poaching, and killing deer so he could use their body parts in his rituals. He built an altar in one of their out buildings with power objects all around it. She said he was named "co-chief" which was his dream. He was made it with Joe Bennion.

Rachel said that after she's with her dad she gets really depressed and confused. She feels sick around him and she's really worried about her sisters, especially about having Mimi with him alone. She said none of her sisters or she want to be with her dad, but they don't want Mimi to be with him alone. She thinks her dad's mom is schizophrenic and would like her dad to be tested and given medication. She doesn't think he would take it because he's so proud, but she wants to try. Rachel also said she would like having an in-home worker to work with her family and help them get a protective order and other services. The mother said the father sends his clients to the peyote ceremonies.

I interviewed Katie. She declined a support person. Katie and I were the only people in the room. Katie demonstrated she knew the difference between truth and lie. She agreed to tell the truth. We spoke about safety. Katie said that when her parents were together, she would stay alone with the dad on weekends. Katie said this was in Provo. She said during the week she lived in Spring City and attended school there. I asked her how she got along with her dad. She said her dad is either silent or tries to give her weird blessings. I asked her what she meant by that and she said it was a "weird Indian thing".

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

09JUN99 11:30 60 Minutes Finalized

Client Home Visit

Young, Debby

Katie said she would try to make conversation with her dad. She said she once told her dad that a girl at school was being mean. She said her dad gave her a blessing for that. She said her dad will give the kids blessings for colds, or anything else. She said her dad uses feathers when he does this. Katie said her father told her that he wanted the girls to marry Indian guys from the ceremonies. Katie said she trusted her dad when he said this because her is her dad.

Katie said she never felt safe around her dad and was always worried about herself when she was with him.

Katie said she always tries to please her dad. She said her dad always tries to overly flatter her. She said her father learned this from James Moody.

Katie spoke about her dad being angry. She said her dad mostly gets mad at her mom if "any little thing goes wrong". Katie said incident took place when she was upstairs. She said her mom, dad and Mimi were in the kitchen. She said her dad smeared butter on her mom's face and threw cake at her. Katie said Mimi saw it happen. Katie said she saw her mother afterward. Katie said, "He's so mean to my mom." Katie said that when her dad smeared and threw the cake, he was really mad and hit his hand on the table, causing the table to dent. Katie said she heard her dad yelling when this happened.

Katie said that her father is constantly giving Mimi blessings. She said if they are in public, then her father will whisper the blessings to Mimi.

Katie said that she was fighting with her mom and her dad was really angry and ran up the stairs. Katie said by this time she was alone in her bedroom. She said her father came in and threw her bed across the room. Katie said this scared her. Katie said that another time she was sitting in a closet for privacy. She said she wrapped a doll's necklace around the door handles. She said her father broke the necklace when he was trying to get into the closet.

Katie said that Rachel and Mimi witnessed their father throw and organ bench through a window, breaking the window. Katie said that she has blocked out a lot of things her dad has done.

Katie said her parents separated this year. Katie said before the separation, her father was always with his clients instead of his family. Katie said that her father gave peyote to her sisters. Katie said her father is always saying good things about peyote. Katie said her mom used peyote, because she thought it would bring her closer to her husband. She said her mom did this during the time she was trying to work things out with the father, to prevent divorce.

Katie said when her parents separated, her father started acting really weird. I asked what she meant by that and she said she would say, "Dad." She said he would respond to his name being called ten minutes later. Katie said she is upset because her father forgot her last birthday.

I asked Katie what she would like to see happen with her family. She said she wants her father to stop going to the ceremonies and to start paying more attention to the kids. Katie said she wants her dad to stop hypnotizing them. She said her dad attended one seminar on hypnosis, and then he began hypnotizing people. Katie said her father has hypnotized her many times. She said her dad

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

09JUN99 11:30 60 Minutes Finalized

Client Home Visit

Young, Debby

will tell her to close her eyes and roll her eyes back and go to a place with Jesus or on the trampoline. She said her father would then to her to "feel your children parts running out to hug Jesus". I asked Katie when the last time was that she was hypnotized by her father. She said the last day she was at his house and he was going to have an Indian ceremony and he was chanting and yelling. Katie said her bedroom is right next to the office in the house where this took place.

Katie said later that night she went to sleep over at a friend's house. She said she went back to her father's house to get her stuff. She said the entire house smelled like smoke and tobacco. She said this was at the house in Provo. She said her mom was in Spring City during this time. Katie said when she went back to the house, James Moody was on a bench outside of the office, while her dad was in a session with a client. Katie said she said hi to James and to another man named Joe Bennion (or Tim something). She said they were talking and laughing very loudly. Katie said she could not get past them. Katie said her father then came out and James said, "Isn't she beautiful?". She said James was trying to be very flattering. She said the guys were talking and laughing about running away with her tonight. Katie said her dad did not care they were saying this and laughed along with them.

Katie said that her father always talks about his clients and that sometimes he would tell the kids the names of the clients, such as Holly. Katie said her father is always talking about the last days. She said her father tells weird stories about Indians joining with the white people, but the Indians will be the leaders, because they are better. Katie said her father told her that he will be with the Indians.

Katie said that her father has talked to her about splitting people's personalities. Katie said that the father had one of his clients, C.J., move into their home. Katie said her father would sleep on the floor next to C.J. Katie said that C.J. is really a woman, but her main personality is that of a boy. Katie said she has witnessed her father changing C.J.'s personalities around. She said her father got out a personality named Tara. Katie said her father told her and her sisters that they needed to be comfortable with him switching personalities. Katie said her father stopped going to church due to constant suicidal episodes with C.J.

Katie said that C.J. left their home and that her father stopped seeing her.

Katie said her father tells her that her mother is over reacting about everything. Katie said that her mom wants the kids to have their own opinions about things. She said her mom doesn't focus on the good or bad things about her dad. Katie said her mother doesn't want her to judge her father.

Katie said she doesn't want Mimi to be alone with her father. I asked her why and she said, "Every time Mimi comes back from visiting out father, she is angry and confused. She also thinks it's fun to have blessings." Katie said, "My father is always treating us like clients."

Katie said she was in the car with her father when he was arrested. She said her father had put deer parts (the heart and everything) into his car. Katie said her father said it helps him "see" if people are bad or good. Katie said her father was very angry when he was arrested and said he was going to get a divorce. Katie said before the arrest, the police were a couple of blocks away,

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

09JUN99 11:30 60 Minutes Finalized

Client Home Visit

Young, Debby

watching the house to see if her father would put anything illegal in his car. Katie said her father blames her mother for the arrest and for starting everything. Katie said her father told her that both of her grandmother's and her mom are ritual abusers. Katie said her father told her that she had been ritualistically abused.

Katie said she was very embarrassed when her father was arrested. She said she knew one of the officers from the D.A.R.E. program. She said the police checked her bags as well. Katie said the father was placed in jail, but James bailed him out. She said the car belonged to one of her father's millionaire clients. She said the car was impounded.

Katie said she is unsure how often her father participates in the Indian ceremonies. She said her father tells her that he's going camping, but he's really going to the ceremonies.

Katie said she believes her father is very vain because he thinks he has a nice voice and that every woman loves him. (Young, Debby 30Jun99)

10JUN99 10:00 90 Minutes Finalized

Client Other Visit

Young, Debby

Policies: Support person offered, Victim interviewed

Miriam Richards (CPS investigator) and I met the mother, Mimi, Eliza, and Detective Walker at the CJC. Miriam, the detective and I spoke with the mother before the interviews. Judee Gillees from the CJC was present. The mother gave us copies of her journal entry regarding the semen.

I interviewed Mimi while Miriam interviewed Eliza. I operated the audio and video equipment. The detective has the video tapes. The audio tapes are being transcribed at the CJC. A copy of the transcriptions will be placed in this case file. Mimi declined a support person. Mimi and I were the only people in the room. Mimi agreed to tell the truth. Mimi did not disclose anything regarding sexual abuse. Mimi spoke about her father being mad and smearing cake on her mother. At the end of the interview, detective Walker and I agreed that I would ask Mimi if she knew what semen was. I asked her what semen was and she said she didn't know. Mimi did not disclose anything about peyote and hallucinating.

Miriam interviewed Eliza. Eliza declined a support person. Miriam and Eliza were the only people in the room. Eliza agreed to tell the truth. Eliza said her father had invited a client named Angela to come live in their home. She said Angela was called "CJ". Eliza said CJ would become suicidal. Eliza said they would have to sit and watch her go through these episodes. Eliza said it was "awful". Eliza said that her father goes to Indian ceremonies and uses peyote. Eliza said she was at a Bless the Land ceremony her father required her to attend. She said her father made her take peyote. Eliza said she did not want to take it, so her father told her it was an herb. Eliza said she was bawling after she took it and reported that it was a horrible experience. She said it made her eyes blood shot and her pupils became dilated. She said it gave her a bad headache and she slept until noon the next day. Eliza said it made her perspective shot and she would run into things. She said this happened in July of 1998 in Spring City.

Eliza said that her dad will get road rage and would drive really fast, steering the car with only his leg. She said her father would swear at people and flip them off. She said one time her father hit the dashboard in the Toyota, causing the dashboard to shatter.

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

10JUN99 10:00 90 Minutes Finalized

Client Other Visit

Young, Debby

Eliza said that her father has also hit her mom, leaving bruises on her mom's face. Eliza said she was upstairs and her parents were in the kitchen and her dad smeared butter and chocolate cake on her mom and was yelling. Eliza said Mimi watched that happen. Eliza said she has seen her dad hitting and grabbing her mom a couple of times.

The detective, Miriam, and I spoke with the mother after the interviews. The detective spoke with the mother about his concern with this report being delayed. He said there is no evidence now and that criminally speaking, he cannot do anything. The mother said she has not contacted the GAL's office yet. The detective told the mother that if Mimi is acting weird when she returns from visits, to immediately get her blood tested. The mother said she doesn't think the father is giving the kids peyote now. The mother said her main concern is the mental manipulation. The detective told her that hypnosis is not against the law. The mother said she is not sure what to do. We spoke about in-home services. The mother said she would like to have in-home services.

Detective Walker requested that I do not contact the father or mail him the NAA letter, as law enforcement is going to further investigate the peyote allegations. The mother was instructed by detective Walker to call the police immediately, should the children see any drugs in the home. The mother said she does not believe the father is making the children use peyote anymore.

(Young, Debby 30Jun99)

29JUN99 14:34 15 Minutes Finalized

Collateral Staffing/Screening Review

Young, Debby

Policies:

Staffed case with Kerri Ketterer (a CPS lead worker) and Megan Annes (CPS investigator). They said that there was probably not enough evidence to substantiate for domestic violence (a pattern is needed to substantiate and there are no police reports). They both strongly agreed to substantiate EM for all of the children under the age of 18. They both agreed that there is not enough evidence to substantiate SA with Mimi, but they said it will be good for her to continue therapy and if anything is disclosed, we can open a new investigation. (Young, Debby 30Jun99)

30JUN99 13:32 30 Minutes Finalized

Recording

Young, Debby

Policies: CPS Case Completion

CPS Case Completion action item completed. (Young, Debby 06Oct03)

30JUN99 14:00 15 Minutes Finalized

Client Other Visit

Young, Debby

Policies: Notify referent of case closure (document method)

Mailed letters to the referents, notifying them of case closure.

The father/alleged perpetrator was not interviewed/contacted at the request of law enforcement. The NAA letter will be placed in this case file until instruction is received from law enforcement to mail it. (Young, Debby 30Jun99)

30JUN99 14:32 5 Minutes Finalized

Recording

Goodell, Scott

Policies:

Activity Record

Activities For Case

Case Name: Bradford, Sara E

Case ID: 871996

30JUN99 14:32 5 Minutes Finalized Recording

Goodell, Scott

Values removed from detail tab --Petition Filed: N, No court findings (Goodell, Scott 18Jan03)

Grand Total Duration: 4 hour(s) 15 minutes

EXHIBIT “B”



Provo City Police Department
Crime Report

Report Date: 07-03-99

Report #Id : 871169.A138

DR# 9907209
IN# 871169

CODE OFFENSE DESCRIPTION
5805 Keep the peace

Weapon, Force or Means used-
TIME-NIGHT
Apparent Motive-
OTHER
Location of Occurrence-
280 E 2200 N

OCC. ON: Date 07-03-99 Time 22:55
OR BTWN:
REPORTED: 07-03-99

FOR OFFICIAL PURPOSES ONLY

COPY OF REPORT RELEASED TO Dave

AGENCY CID

DATE 1-70-12 BY WHOM mv

Source: P Phone

Connecting reports-

Investigative divisions, units, persons notified

Case Clearance/Disposition: 5 Inactive

ADDITIONAL PEOPLE INVOLVED

CODES: S=Suspect, V=Victim, W=Witness, C=Complainant, F=Father, M=Mother

W1	Name: ZELENAK, NANCY Addr: DCFS CSZ: PROVO UT 84601 AKA:	DOB: Sex: F Race: U HP: 801 376-8261 Testify:	Age: Eth: U WP:
O1	Name: HAMBLIN, DAVID Addr: 280 E 2200 N CSZ: PROVO UT 84604 AKA:	DOB: 09-18-54 Sex: M Race: W HP: Testify:	Age: 44 Eth: N WP:
O2	Name: HAMBLIN, ROSALIE Addr: 3736 N LITTLEROCK DR CSZ: PROVO UT 84604 AKA:	DOB: 05-02-53 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 46 Eth: N WP:
O3	Name: HAMBLIN, RACHAEL Addr: 3736 N LITTLEROCK DR CSZ: PROVO UT 84604 AKA:	DOB: 09-15-80 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 18 Eth: N WP:
O4	Name: HAMBLIN, ELIZA Addr: 3736 N LITTLEROCK DR CSZ: PROVO UT 84604 AKA:	DOB: 03-21-83 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 16 Eth: N WP:
O5	Name: HAMBLIN, KATIE Addr: 3736 N LITTLEROCK DR CSZ: PROVO UT 84604 AKA:	DOB: 04-14-86 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 13 Eth: N WP:
O6	Name: HAMBLIN, MIMI Addr: 3736 N LITTLEROCK DR CSZ: PROVO UT 84604 AKA:	DOB: 03-11-94 Sex: F Race: W HP: 801 221-1783 Testify:	Age: 5 Eth: N WP:

Supervisor	PH	Reporting Officer(s)	PH	Asst.	Rep. Off. Signature
		BASTIAN, MICHAEL R. P122		P133 TRAFFIC UNIT P122	
Assigned to: PH Asst.		Date/Time Reproduced			Div/Clk To Whom
Submit to C/A	Active	Other	Immediate F/U	Pending	Inactive



Provo City Police Department
Crime Report

Report Date: 07-03-99

Report #Id : 871169.A138

DR# 9907209
IN# 871169

Continued..

The Details are as follows:

WELFARE CHECK:

On 07-03-99 at 2255 hrs. I received a call to respond to 280 E. 2200 N. to check the welfare of the children at that address. Dispatch advised that the reporting party was the Division of Family Services and that W1/Nancy Zelenak had received a telephone call from O3/Rachael Hamblin who is a juvenile adult who called from her father's residence.

I arrived at the location and spoke to the father, O1/David Hamblin, who had visitation this day and his four daughters, O3/Rachel Hamblin who is 18, O4/Eliza Hamblin who is 16, O5/Katie Hamblin who is 13 and O6/Mimi Hamblin who is five years old.

I explained to O1/David Hamblin that I was only there to check the welfare of his daughters and would like to speak to them alone and he was very cooperative. All of the girls were in a den area apparently watching a video. O1/David Hamblin shut the door behind me and allowed me to speak to them in private.

I asked the girls to explain to me why they called DCFS and O3/Rachael Hamblin who is 18 explained that she and her two youngest sisters, O4/Eliza Hamblin and O5/Katie Hamblin were afraid for their little five year old sister O6/Mimi Hamblin, because their father was trying to be alone with her. I asked them why they were concerned with their father being alone with the five year old daughter and they stated that there had been some suspicious things happen in the past and they did not feel that she as safe with their father. They explained that the visitation was over at 2300 hrs. this evening and they wanted to leave to their mother's.

At that time I allowed the four girls to leave the residence to go to my patrol car as they stated they did not feel safe in the home, but I advised them that I would need to speak to them further and individually concerning the incident.

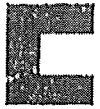
I then spoke to O1/David Hamblin and explained to him that the girls had told me they did not feel safe at the residence and that I was going to interview them further concerning this. He stated that he felt that his estranged wife, O2/Rosalie Hamblin whom he has been separated from for approximately one year was manipulating them and using them so that he would be cheated out of his visitation time. I explained to him that if that was true I would try to get to the bottom of this.

I responded to my police car where the girls had gone to and interviewed them individually.

O3/RACHAEL HAMBLIN INTERVIEW:

I spoke to O3/Rachel Hamblin first. She explained that her father, O1/David Hamblin was a psychologist and just prior to her parents separation her father had become involved in some strange therapies such as Indian rituals and special herbs. She stated that her father had given her and her five year old sister Peyote which had caused her to overdose at which time she was taken to the emergency room of the hospital. She stated that she was afraid of the ritualistic therapies that her father attempted to use on her and that her father had done some strange practices and had strange friends that scared her.

I asked her if there had been any abuse physical or sexual. She stated that there was no physical abuse, but that the five year old O6/Mimi Hamblin had said some suspicious things that led her to believe that there may have been sexual abuse by her father. I asked her to elaborate and she stated that O6/Mimi Hamblin had made comments about semen on a pillow and that she had learned what semen was from a visitation with her father when the mother, O2/Rosalie Hamblin and O3/Rachael Hamblin were on a visit to New York City. O1/Rachael Hamblin stated that there was no physical abuse. She was worried because she had observed her father give the five year old Peyote as well as had taken it himself.



Provo City Police Department
Crime Report

Report Date: 07-03-99

Report #Id : 871169.A138

DR# 9907209
IN# 871169

Continued...

O3/Rachael Hamblin expounded that she thought it suspicious that her father was going out of his way to attempt to be alone with O6/Mimi Hamblin and she was afraid that he was going to do something strange with her.

O4/ELIZA HAMBLIN INTERVIEW:

I the spoke to O4/Eliza Hamblin alone. She is 16 and she stated that she had never witnessed any physical or sexual abuse from her father. She felt afraid for her sister O6/Mimi Hamblin and felt that her father was capable of doing something to her.

O5/KATIE HAMBLIN INTERVIEW:

I then spoke to O5/Katie Hamblin, the 13 year old who stated that she simply did not feel safe with her father due to his strange therapies and was afraid for her sister.

O6/MIMI HAMBLIN INTERVIEW:

I spoke briefly to the five year old and asked her if there was anything she wanted to tell me and she stated that she thought that everything was fine and did not understand why I was there.

DISPOSITION:

Since the daughters stated that the visitation was over at 2300 hrs. and it was close to that time, I had Dispatch ask the mother to respond at the daughters' request and O2/Rosalie Hamblin did pick up her daughters.

There was nothing said by the girls that lead me to believe that a crime had been committed this day. Possibly a crime had been committed a year prior concerning the Peyote drug, but the girls appeared to be very articulate and mature and due to their statements that they did not feel safe with their father at that time I did allow them to leave with their mother.

Please refer this report to DCFS, Attention: W1/Nancy Zelenak.

No further action. Dispo. 5 /jb

EXHIBIT “C”



Provo City Police Department
Crime Report

Report Date: 04-23-00

Report #Id : 942750.A132

DR# 2003919
IN# 942750

CODE OFFENSE DESCRIPTION
1151 Sexual Abuse of a Child

Weapon, Force or Means used-
OTHER
Apparent Motive-
PERS SAT
Location of Occurrence-
280 E 2200 N

OCC. ON: Date 01-01-88 Time 00:00
OR BTWN:
REPORTED: 04-23-00

Source: O Office

Connecting reports-

Investigative divisions, units, persons notified-

Case Clearance/Disposition: 5 Inactive

ADDITIONAL PEOPLE INVOLVED

CODES: S=Suspect, V=Victim, W=Witness, C=Complainant, F=Father, M=Mother

S1	Name: HAMBLIN, DAVID L Addr: 280 E 2200 N CSZ: PROVO UT 84604 AKA:	DOB: 09-18-54 Sex: M Race: W HP: 801 377-8187	Age: 45 Eth. N WP:
		Testify:	
V1	Name: HAMBLIN, RACHEL Addr: 3736 N LITTLE ROCK DR CSZ: PROVO UT 84604 AKA:	DOB: 09-15-80 Sex: F Race: W HP: 801 802-7256	Age: 7 Eth. N WP:
		Testify:	
C1	Name: HAMBLIN, ROSE Addr: 3736 N LITTLE ROCK DR CSZ: PROVO UT 84604 AKA:	DOB: 05-02-53 Sex: F Race: W HP: 801 802-7256	Age: 46 Eth. N WP:
		Testify:	

The Details are as follows:

On Sunday, 04-23-00, at approx. 1557 hours I was dispatched to the front counter of the PD on a child abuse report. Upon my arrival I met with C1/Rose Hamblin and her daughter, V1/Rachel Hamblin, who were wanting to file a report on criminal activity committed by S1/David Hamblin (C1/Rose Hamblin's husband).

V1/Rachel Hamblin stated that over the past several months she has been having "flashbacks" or some type of suppressed memories of her father, S1/David Hamblin, sexually molesting her and/or having oral sex with her when she was approx. 4-7 years old. She stated that she was reporting these things because she feared that they might be occurring to her younger sister who is age six.

Evidently, there is an extensive history involving this family and offenses, alleged or otherwise, committed by various members of the family (more particularly S1/David Hamblin). C1/Rose Hamblin indicated that charges had already been investigated for various things at various times, including

Supervisor PH Reporting Officer(s) PH Assmt. Rep Off. Signature

Assigned to: PH Assmt. P132 Date/Time Reproduced

Div/Cik To Whom

Submit to C/A Active Other Immediate P/T Pending Inactive



Provo City Police Department
Crime Report

Report Date: 04-23-00

Report #Id : 942750.A132

DR# 2003919
IN# 942750

Continued...

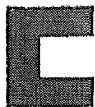
inappropriate conduct between S1/David Hamblin and the younger daughter approx. a year ago. Apparently, DCFS was involved in this investigation.

Concerning V1/Rachel Hamblin's allegations/recollections, she indicated that these occurred when they lived in New York. I explained that due to the fact that these incidents occurred out of state, our agency would have no jurisdiction. I indicated further that the statute of limitations may prohibit any type of prosecution in the case in that the absence of physical evidence would certainly tender a criminal prosecution.

I did run the situation by Sgt. Kuchar who advised me to tell the Hamblin's to come back during the day to speak with our on-call detective concerning these incidents to determine what, if anything, should be investigated here in Provo and what could be done about offenses that occurred in previous years out of state. I passed this recommendation on to the Hamblin's.

As of this report, there was no particular evidence of the accusations of criminal conduct on the part of S1/David Hamblin regarding the younger sibling. This report is made for information purposes only. Dispo. 5 /jab

EXHIBIT “D”



Provo City Police Department
Crime Report

Report Date: 04-25-00

Report #Id : 942945.A122

DR# 2003958
IN# 942945

CODE OFFENSE DESCRIPTION
1152 Forcible sexual abuse of a child

Weapon, Force or Means used-
OTHER
Apparent Motive-
OTHER
Location of Occurrence-
280 E 2200 N

OCC. ON: Date 04-24-00 Time 00:00
OR BTWN:
REPORTED: 04-25-00

FORGOTTEN, [unclear]
COPY OF REPORT RELIED TO Dave

Source: O Office

AGENCY CID

DATE 1-20-12 BY WHOM AV

Connecting reports-
9906053, 9906344

Investigative divisions, units, persons notified-

Case Clearance/Disposition: 4 Active

ADDITIONAL PEOPLE INVOLVED

CODES: S=Suspect, V=Victim, W=Witness, C=Complainant, F=Father, M=Mother

S1	Name: HAMBLIN, DAVID LEE Addr: 280 E 2200 N CSZ: PROVO, UT 84604 AKA:	DOB: 09-18-54 Sex: M Race: W HP: 801 374-9444 Testify:	Age: 45 Eth: N WP:
V1	Name: HAMBLIN, RACHEL Addr: 3820 LITTLEROCK DR CSZ: PROVO, UT 84606 AKA:	DOB: 09-15-80 Sex: F Race: W HP: 801 802-7256 Testify:	Age: 19 Eth: N WP:
O1	Name: HAMBLIN, ROSE Addr: 3820 LITTLEROCK DR CSZ: PROVO, UT 84606 AKA:	DOB: 05-02-53 Sex: F Race: W HP: 801 802-7256 Testify:	Age: 46 Eth: N WP:

The Details are as follows:

On 4-25-00 at approximately 1330 hours while on office call in the Detective Division, I met with V1/Rachel Hamblin and her mother, O1/Rose Hamblin in the office concerning some sexual abuse involving her father, S1/David Hamblin. I then took V1/Rachel into the interview rooms where I spoke with her privately and found the following.

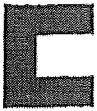
V1/Rachel stated that she and her three other sisters have lived with their father, S1/David, up until the last year when the courts gave temporary custody of the siblings to the mother, O1/Rose, due to a separation and pending divorce. V1/Rachel stated that growing up, her father, S1/David, was very abusive both mentally and physically. She also stated that she felt somehow that she was a victim of some kind of sexual abuse but was unable to recall certain events. V1/Rachel stated that recently, approximately four months ago, she began to see a therapist by the name of Hugh Allred. V1/Rachel stated that because of the therapy, she has begun to have more frequent nightmares in which she believes that she recalls some information pertaining to some incidents of sexual abuse. V1/Rachel then began to tell

Supervisor PR Reporting Officer/ID PR Assign Rep. Off. Signature

Assigned to: PR Assign. P122 Date/Time Reproduced P122

Div/CLK To Whom

Submit to C/A Active With a Representative F/D Pending Inactive



Provo City Police Department
Crime Report

Report Date: 04-25-00

Report #Id : 942945.A122

DR# 2003958
IN# 942945

Continued...

me that she had recollections of an incident or incidents which occurred in New York state when the family lived there, when V1/Rachel was approximately four to six years of age. V1/Rachel stated that she recalls being on the bed with her father, wherein she was forced to have oral sex as well as have oral sex done to her by her father, S1/Hamblin. I then V1/Rachel if she recalled any incidents which happened in Provo at the address of 2200 North 280 East where the family used to reside together and is still the residence of S1/Hamblin.

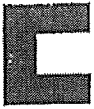
V1/Rachel stated that she recalls approximately four years ago when she was 15, she stated that her father used to play a game that he called fishy which involved putting his finger in the anus of herself as well as her sisters. She believes that possibly in the summertime approximately four years ago she remembers sitting on the floor with her siblings and her dad close by. V1/Rachel stated that she doesn't remember where O1/Hamblin was, however, V1/Rachel stated that she remembers bending over at which time S1/Hamblin supposedly inserted his finger into her anus for approximately five to seven seconds. While doing this he "wiggled" his finger. V1/Rachel stated that she remembered telling him not to do it again. She also stated that she felt extremely uncomfortable and violated.

I then asked V1/Rachel to give me a background on her father. V1/Rachel stated that her father is doctor of psychology and that in recent years he has become interested in Indian ritualistic behavior involving different parts of eagles and the hallucinogenic drug Peyote, where he would perform certain blessings and other rituals using the Peyote and the eagle feathers. V1/Rachel states that she believes that her father "hypnotized" her and her sisters so they wouldn't remember the abuse that they were victims of. She stated on numerous occasions, she and her sisters, as well as the mother, were threatened with harm if they divulged any activities in the family home. V1/Rachel stated that while growing up she felt that she was her dad's patient, due to the fact that he would perform therapy and counseling on her for problems she felt she didn't even have. That combined with the physical and mental abuse, caused her to believe that what her father was saying and doing to her was Ok and was really happening in kind of a brain washing sense.

As far the actual recollection of the sexual abuse, V1/Rachel could not remember anything else about dates or times or other information about the abuse, however, she stated that she believes that her sisters are also being victimized or have been victimized prior to being given to the custody of their mother in the separation.

I was then informed by V1/Rachel as well as the O1/Rose Hamblin that apparently Detective Walker investigated a case back in 1999 involving sexual abuse with the father and some of the daughters. Apparently this case was unfounded. I was able to find this report. The case number is 9906053. After speaking with V1/Rachel I then spoke with O1/Rose concerning the allegations. O1/Rose stated that she was not aware of any potential sexual abuse until the past year when apparently her younger daughter made a comment relating to a man's bodily fluids. This caused her some concern and this is when she initiated an investigation involving Detective Walker. O1/Rose stated that in her opinion S1/Hamblin is involved in some very strange things that involves Satanism and ritualistic abuse and the use of drugs. She also stated that she is scared of S1/Hamblin and her four girls are also scared. V1/Rachel told me personally that she did not want this to get back to her dad because she was afraid of what he might do.

After speaking with O1/Rose I concluded my initial contact with the two parties. I then had V1/Rachel fill out a statement pertaining to the memories which she stated had become more clear to her recently involving the incidents of sexual abuse. She then filled out a statement pertaining to what she remembered about an incident in Provo as well as an incident in New York State. This will be included with the report. It should be mentioned that currently the girls are not in the company of S1/Hamblin. They have been court ordered to visitation only if they agree to see S1/Hamblin. They are currently residing with their mother and are not in immediate contact with S1/Hamblin. It is also believed that due to the fact that these allegations are several years old, there is most likely no physical evidence to be collected and this case will be based on corroborating testimony if



Provo City Police Department
Crime Report

Report Date: 04-25-00

Report #Id : 942945.A122

DR# 2003958
IN# 942945

Continued...

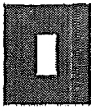
found.

Before parting with V1/Rachel and O1/Rose, I spoke with O1/Rose about interviewing the other minor children. O1/Rose stated she believes that this would be possible. I then advised her that I would contact the CJC for an appointment where I could then interview her six year old younger daughter and also a 13 and 17 year old pertaining to possible incidents that have occurred with them. It should also be noted that the six year old was interviewed in Bud Walker's investigation and did not disclose any sexual misconduct by her father. O1/Rose's explanation to this was she believes S1/Hamblin, due to his profession, was able to manipulate the minds of the daughters in an effort to keep the information hidden. In any event another interview will be done with the six year old as well as the other girls to develop any possible facts which may lead to eventual charges.

After ending my contact with the two parties, I then pulled up the incident screen where I found that Officer Turner had infact taken a report at the home of S1/Hamblin back in mid 1999 pertaining to the obsession of Peyote and also different wild life body parts including eagle feathers. I talked with Officer Turner pertaining to this incident. He stated that S1/Hamblin openly admitted to practicing a kind of Indian ritualistic medicine in which Peyote was involved. This would substantiate the claims by O1/Rose and V1/Rachel pertaining to their statements concerning their father's religious practices which they find disturbing and quite bizarre.

This concludes this preliminary report. Further reports will be made after interviews have taken place. After contact with the other sisters, I will then add their personal information to this report. Dispo 4 dg

EXHIBIT “E”



Provo City Police Department
Officer/Follow-up

Report Date: 05-01-00

Report #Id : 942945.B122

DR# 2003958
IN# 942945

Subject: FORCIBLE SEXUAL ABUSE OF CHILD
Division Reporting: CID Disposition: Active
Date and Time Occ: 04-24-00 00:00 Loc. of Occurrence: 280 E 2200 N
Case Clear./Disp.: 4 Active

Officer's Name

OFFICER INVOLVEMENT
P# Assmt.

P122

ADDITIONAL PEOPLE INVOLVED

CODES: S=Suspect, V=Victim, W=Witness, C=Complainant, F=Father, M=Mother

02	Name: HINDRICKSON, ANN	DOB:	Age:
	Addr: DCFS	Sex: F Race:	Eth.
	CSZ: PROVO, UT	HP:	WP: 801 374-7238
	AKA:	Testify:	

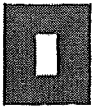
The Details are as follows:

On 4-27-00 I spoke with 02/Ann who is a case worker for DCFS concerning the Hamblin family. 02/Ann stated that she just concluded a full investigation and closed it in February of 2000. I then told 02/Ann of the new allegations which I had received in the office from the family, mainly concerning the older daughter, Rachel. 02/Ann then stated in her opinion the situation with V1/Rachel as well as the younger sisters has been completely looked into during a recent prior investigation which included detectives from Provo City. She stated that the new allegations sound like the old allegations being brought in again. 02/Ann stated that DCFS would not be opening another case on the family based on the information I gave them. Her main concern at this point was not rehashing the incident with the children, but instead making sure they were getting the counseling they need. 02/Ann also told me that in the recent past, the mother of V1/Rachel has been attempting to get victim's reparations monies from the state and was attempting to have DCFS open a case on her adult daughter concerning some old allegations when she was a juvenile. 02/Ann stated that DCFS refused to investigate incidents where the victim is an adult. Apparently the mother was somewhat upset with DCFS and 02/Ann.

It should be noted that on 4-27-00, I also spoke with my supervisor Captain Teuscher concerning the case and the information I had received on the past investigation. It was in his opinion that the case should not be reopened due to the fact that it was just investigated. I will be contacting the family again to inform them of the decision. Please refer a copy of this report to Vicky Proctor for her information and possible contact with the family concerning the situation. dispo 4 dg

FOR OFFICIAL USE ONLY

COPY OF REPORT IS TO BE SENT TO Dore
AGENCY CID
DATE 1-20-11 BY WHOM NV



Provo City Police Department
Officer/Follow-up

Report Date: 06-15-00

Report #Id : 942945.AC191 DR# 2003958
IN# 942945

Subject: FORCIBLE SEXUAL ABUSE OF CHILD
Division Reporting: PSIB Disposition: Active
Date and Time Occ: 04-24-00 00:00 Loc. of Occurrence: 280 E 2200 N
Case Clear./Disp.: 4 Active

Officer's Name	OFFICER INVOLVEMENT
	P# Assmt.
	C191
	P122

The Details are as follows:

On 05-01-00, I spoke with DCFS, 02/Ann. She stated that she is concerned that the children are kept in a constant state of crisis by having to go over the incidents all of the time. We discussed counseling options for the children. CDFS is currently aiding them with this.

She will contact me if other concerns arise or if I can be of additional assistance.

No further information at this time. Dispo 4 /jb

FOR OFFICIAL USE ONLY
COPY OF REPORT SENT TO Dice
AGENCY CID
DATE 6-20-02 BY WHOM MV

Report Date: 06-15-00

Reporting Officer (n)

PH Assmt.

Rep. Off. Signature

C191
P122

C191
P122

EXHIBIT “F”



Provo City Police Department
Crime Report

Report Date: 07-12-00

Report #Id : 958669.A145

DR# 2006175
IN# 958669

CODE	OFFENSE DESCRIPTION
1122	Rape of a Child
1140	Forcible Sodomy
1152	Forcible sexual abuse of a child

Weapon, Force or Means used-
OTHER
Apparent Motive-
SEX
Location of Occurrence-
280 E 2200 N

OCC. ON: 01-01-85
OR BTWN: 07-01-99
REPORTED: 07-12-00

Time
00:00

FOR CRIMINAL JUSTICE PURPOSES ONLY

COPY OF REPORT FILED TO Dave

AGENCY CID

DATE 1-20-12 W

Connecting reports-
9906053, 2003958

Investigative divisions, units, persons notified-

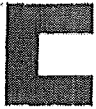
Case Clearance/Disposition: 4 Active

ADDITIONAL PEOPLE INVOLVED

CODES: S=Suspect, V=Victim, W=Witness, C=Complainant, F=Father, M=Mother

S1	Name: HAMBLIN, DAVID LEE Addr: 280 E 2200 N CSZ: PROVO, UT 84604 AKA:	DOB: 09-18-54 Sex: M Race: W HP: 801 374-9444	Age: 30 Eth: N WP:	Testify:
C1	Name: HAMBLIN, ROSELLE Addr: 3736 N LITTLEROCK DR CSZ: PROVO, UT 84604 AKA:	DOB: 05-02-53 Sex: F Race: W HP: 801 802-7256	Age: 31 Eth: N WP:	Testify:
V1	Name: HAMBLIN, ELIZA Addr: 3736 N LITTLEROCK DR CSZ: PROVO, UT 84604 AKA:	DOB: 03-21-83 Sex: F Race: U HP: 801 802-7256	Age: 1 Eth: U WP:	Testify:
V2	Name: HAMBLIN, RACHEL Addr: CSZ: AKA:	DOB: 09-15-80 Sex: F Race: U HP:	Age: 4 Eth: U WP:	Testify:
V3	Name: HAMBLIN, KATIE Addr: CSZ: AKA:	DOB: Sex: F Race: W HP:	Age: 00 Eth: U WP:	Testify:
V4	Name: HAMBLIN, MARIAM Addr: CSZ: AKA:	DOB: Sex: F Race: U HP:	Age: 00 Eth: U WP:	Testify:
O1	Name: ALLRED, HUGH Addr: CSZ: AKA: THERAPIST	DOB: Sex: HP:	Age: Eth: WP:	Testify:

Supervisor	PH	Reporting Officer(s)	PH	Asmt.	Rep. Off. Signature
Assigned to: PH Asmt.		VANWAGONER, REED A. Date/Time Reproduced		P145 DETECTIVE	Div/Clk To Whom
Submit to C/A	Active	Other	Immediate F/U	Pending	Inactive



Provo City Police Department
Crime Report

Report Date: 07-12-00

Report #Id : 958669.A145

DR# 2006175
IN# 958669

Continued...

PROPERTY DETAIL

Owner	Quan	Stat.	Code	Manufacturer	Model	Color/Desc	Serial#	IBR Value
	4	E	9999 Other	CJC		VIDEO AND AUDIO TAPES		77
								Total Probation Property Value: 308

The Details are as follows:

On 06/02/00, I received a child abuse/neglect report reporting that S1/Hamblin had sexually abused his daughters, V1/Eliza Hamblin age 17, and V2/Hamblin age 19. I spoke to C1/Hamblin about the allegation, she is the mother to the victims. She informed me that the girls had disclosed that they were being sexually assaulted since they were 3-4 year old. She stated that S1/Hamblin is a psychologist and uses hypnosis for therapy. She believes that he used hypnosis to prevent the daughters from remembering the incidents earlier. Both victims are seeing a therapist, O1/Allred, at this time. Working with O1/Allred, they have been able to remember incidents more clearly.

I spoke with V1/Hamblin and V2/Hamblin and asked them about remembering the sexual abuse. They both said that the memories started prior to seeing O1/Allred. He has only helped them deal with the situation.

On 06/28/00, I conducted CJC interviews with V1/Hamblin and V2/Hamblin.

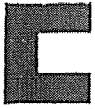
SUMMARY OF INTERVIEW WITH V1/HAMBLIN:

V1/Hamblin agreed to tell me the truth during the interview. V1/Hamblin told me that she remembered when she was about 6 years old and her father, S1/Hamblin, came into her room. V1/Hamblin pretended to be asleep. She said that she did not want him to do it. Her father slapped the side of her head against her ear. He made threats to kill or to do the same to her sisters if she made noise. He kept slapping her face. S1/Hamblin told her to kiss his penis. She told him that she did not want to. He told her that she would have to pay the consequences if she did not, which would have been a spanking or some other type of punishment. S1/Hamblin put his penis into V1/Hamblin's mouth. He ejaculated on her face. She remembers getting stuff all over her face. S1/Hamblin then left the room, V1/Hamblin went into her sisters room and slept with her the rest of the night. This incident occurred at 280 E. 2200 N. in Provo, Utah. This was their residence.

Another incident that she remembers is when she was approximately 10 years old. She stated that he came into the bedroom and shut the door tight. S1/Hamblin told her to be quiet and if she woke up Katie he would have to do it to her to and she would hate her forever. S1/Hamblin made her take off her clothes and stand in front of him. He put her on the bed and got on her. He put his penis into her vagina. He ejaculated on her. S1/Hamblin threatened her to be quiet. He told her that if she said anything that her mom wouldn't believe her or love her anymore. This incident occurred in the same house.

Another incident was when she was 4 or 5 years old. It was when they lived in New York. Her and V2/Hamblin shared a bedroom. They slept on a bunk bed. V1/Hamblin slept on the bottom bunk and V2/Hamblin had the top. S1/Hamblin came into the room and turned the light on. He got on her and held her shoulders down. He told her not to make a sound, if she did he would have to do it to Rachell. He wouldn't let her cry, he would slap her or jam his penis into her harder if she made any noise. When he finished, he pushed her off the side into the wall. S1/Hamblin then pulled V2/Hamblin down and raped her. He put his penis into her vagina. He made V1/Hamblin watch as he did it to V2/Hamblin. V1/Hamblin remembers hearing her mom come into the house and S1/Hamblin went out. She heard S1/Hamblin and her mother arguing.

About the same time period V1/Hamblin remembers S1/Hamblin putting both her and V2/Hamblin on the bed. They were both naked. S1/Hamblin brought



Provo City Police Department
Crime Report

Report Date: 07-12-00

Report #Id : 958669.A145

DR# 2006175
IN# 958669

Continued...

V3/Hamblin in and put his penis into her. V1/Hamblin and V2/Hamblin had to sit there and watch.

On V1/Hamblin's 16th birthday she got a rottweiler dog. The dog did not like S1/Hamblin. It would always growl at him. She stated that one night the dog was in her room, the dog started growling real horrible. V1/Hamblin thought that it was a prowler. She then heard her dad yelling to get the dog downstairs. He would not allow the dog in her room after that. V1/Hamblin believes that S1/Hamblin was trying to come into her room that night.

S1/Hamblin always tried to do therapy on V1/Hamblin. He would use hypnosis. He would tell her that she was ritually abused by one of her dad's friends or something like that. He told her that he had to fix her. He would give her a blessing casting out evil parts. On one occasion S1/Hamblin gave V1/Hamblin Payote. They had gone to an Indian ceremony for the blessing of the land. He offered her something that looked like cornmeal in a bag. She asked him if it was Payote. He said that it was not, that it was herbs. She was sick in bed for two days after taking the stuff that S1/Hamblin gave her. This occurred in a canyon near Spring City Utah.

I asked V1/Hamblin if these were dreams or memories. She stated that they were not dreams that they were memories that she could remember like it was yesterday. She told me that she had bad memories where her ear and neck would hurt where S1/Hamblin had slapped her. O1/Allred told her that those were body memories.

V1/Hamblin said that she did not tell anyone because of the threats that S1/Hamblin had made to kill her sisters or divorce her mother. The memories were bothering her so she finally told a good friend. She then told her sister V2/Hamblin and then her mother. Her mother arranged for therapy with O1/Allred.

SUMMARY OF INTERVIEW WITH V2/HAMBLIN:

V2/Hamblin agreed to tell me the truth. I asked V2/Hamblin why she was there. She told me that her and V1/Hamblin had memories about her dad, S1/Hamblin, and the things that he did while they were growing up. She wants the courts to know because of concerns for her six year old sister, V4/Hamblin. V4/Hamblin has been talking about sexual abuse that occurred with her. I asked V2/Hamblin to tell me about her memories. V2/Hamblin said that she has memories from the time that she was four until she left the house at 17.

She said that S1/Hamblin would come into her room and make her do things. He would put his finger into her and rape her. The earliest incident was when she was 4 or 5. S1/Hamblin came into the room after everyone was asleep. He took off her blanket and undressed her. He started touching between her legs. V2/Hamblin started to cry. He put his hands over her mouth so that she could not make any noise. He put his penis into her mouth and then into her vagina. She remembers that it really hurt. He ejaculated on her. There was whitish milky stuff on her leg and on the sheet. V2/Hamblin said that she was crying. S1/Hamblin told her that if she told anyone that he would kill her mom or her baby sister Eliza, who was 1 1/2 to 2 years old. V2/Hamblin stated that S1/Hamblin had guns and knives in a closet. He collected weapons and she feared that he would use them. These types of incidents occurred every other day or at least twice a week. It was an ongoing thing. There was anal sex involved in the earliest that she could remember.

In New York she remembers going to bed and S1/Hamblin coming in and undressing her. She stated that she was so scared that she could not move and that she couldn't stop him. He laid on the bed and pushed her over. He then put his penis into her bottom. She remembers heavy breathing and then he ejaculated. His penis was wet when he took it out. This occurred regularly both in New York and in Provo.

Another incident that V2/Hamblin reported was when she was approximately 8 years old living in Provo. She stated that her and V1/Hamblin had their bedroom in the basement. S1/Hamblin came down in the middle of the night.

**Provo City Police Department
Crime Report**

Report Date: 07-12-00

Report #Id : 958669.A145

DR# 2006175
IN# 958669

Continued..

She said that it happened a lot. She saw him in the doorway and just froze up. S1/Hamblin came in and pulled her underwear down and started raping her. V2/Hamblin started struggling. S1/Hamblin forced her down and held her hand. He took his underwear off. He then put his penis into her vagina. S1/Hamblin was wearing his garments, or his church underwear. This incident occurred at 280 E. 2200 N. in Provo. She believes it was during the school season.

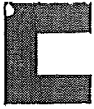
V2/Hamblin stated that they moved to Spring City Utah when she was approximately 12 years old. When she was 13 years old, in Spring City, S1/Hamblin came into her room and made her take her clothes off. S1/Hamblin made her touch his penis with her hand and her mouth. He ejaculated in her mouth.

The most frequent sexual abuse was oral and anal sex. The incidents in Spring City Utah were at 90 E. 100 S., their residence. This was also during the school year. While living in Spring City, they would come to Provo approximately once a week. They would spend the night at S1/Hamblin's office.

The last time something occurred was when she was 17 years old. She had come to S1/Hamblin's office in Provo to stay overnight. S1/Hamblin's office was their old home. The kitchen had been renovated and turned into bedrooms. Her room was next to her parents. V2/Hamblin stated a lot happened when she was 17. Most of it was oral and anal. There was no normal sexual intercourse when she was 17. This was the spring after her senior year in high school. It was just prior to her going to Belgium to stay with her aunt. V2/Hamblin was in her room sleeping. S1/Hamblin came in and took off her blanket and underwear. He then made her touch his penis and put it in her mouth. He ejaculated in her mouth. S1/Hamblin put his fingers in her bottom during the oral sex. V2/Hamblin stated that he put his fingers in her bottom a lot while doing other sexual things. V2/Hamblin said that she resisted when she was younger but that S1/Hamblin would become very angry. All she could do was close her eyes and think that it wasn't really happening. Every time he sexually abused her he was really angry. S1/Hamblin would become violent when he was angry. One time when he was angry he threw an organ bench through a window. Another time he hit the dash board with his fist and busted it. Because of this anger, she learned not to say anything. If she said or did anything he would hurt her. S1/Hamblin would put his finger into her vagina and grip real hard. He would make a fist around her vaginal area gripping her really hard. V2/Hamblin stated that it would hurt really bad. He would do this to make her be quiet.

V2/Hamblin remembers while growing up that S1/Hamblin would play a game that he called fishy. He would put his finger into their bottom and wiggle it. It was supposed to be funny but the victims hated it. They would run away from him. He usually did not do it in the presence of their mother. The mother did witness it a couple of times and told S1/Hamblin not to do it. V2/Hamblin stated that the last time it happened she was 15 or 16. She had just gotten out of the shower and had a long t-shirt on. She was sitting in the living room talking with her sisters. V2/Hamblin leaned forward reaching for something. S1/Hamblin put his finger into her bottom and laughed.

Another thing that occurred in New York was S1/Hamblin would make all of the girls watch while he would rape one of them. He brought V3/Hamblin in and made her watch. V2/Hamblin remembers watching S1/Hamblin rape V1/Hamblin. The girls slept on bunk beds. S1/Hamblin would make V2/Hamblin sit in on therapy with some of his patients. One patient was "CJ". There was at least twice when S1/Hamblin had anal sex with V2/Hamblin in front of "CJ". S1/Hamblin had written down some satanic rituals that he had received from "CJ". He would read the oaths while molesting V2/Hamblin. This occurred when V2/Hamblin was 15 years old. The therapy would start off with the purpose of having sex with V2/Hamblin. He would get the papers out and start reading the satanic oath. S1/Hamblin would try to hypnotize V2/Hamblin. She would be lying on the floor. He would then undress her in front of "CJ". V2/Hamblin said that she couldn't move, she felt paralyzed. She would be shaking. He would start touching her as he was reading. The more he said the more he would do. It would end up with him having anal



Provo City Police Department
Crime Report

Report Date: 07-12-00

Report #Id : 958669.A145

DR# 2006175
IN# 958669

Continued ...

intercourse with her. The sessions with "CJ" would go all afternoon into the night. In some of the sessions "CJ's" bishop and stake president were present. Nothing occurred sexually when they were there. The sessions were video taped by the bishop.

V2/Hamblin stated that she did not tell anyone because of the threats that S1/Hamblin had made. She did not think that her mother would believe her. I asked V2/Hamblin how these things came out. She told me that she had visited New York and started remembering things. She did not know what to do with the memories. Approximately 2 months ago she started thinking about it a lot. V2/Hamblin stated that she dealt with it by putting the memories in an imaginary box, she couldn't deal with it everyday. This way it wasn't right in front of her everyday. She said that eventually she could not keep the lid shut tight and it started to open. When this happened she felt like she was going crazy. She couldn't handle all of the emotions and remembering all of the terrible things. It got to the point where she couldn't sleep at night or in a bed. She laid in the corner with a blanket, being terrified at night. She would only sleep during the day. C1/Hamblin noticed the problem and decided to get her therapy. V2/Hamblin did not tell her about the incidents with her father. She felt too ashamed to tell her. Therapy was arranged with O1/Allred.

After the interviews I met with C1/Hamblin and asked about interviewing V3/Hamblin and V4/Hamblin. She would speak to them about talking to me. She was not going to mention the purpose of them talking with me. C1/Hamblin will contact me to set up the interview.

ADDITIONAL INFORMATION:

In 1999 Provo Police Department received a report of sexual abuse by S1/Hamblin on V1/Hamblin and V4/Hamblin. At that time the victims did not disclose any sexual abuse and the case was closed. V3/Hamblin and V1/Hamblin were not interviewed at that time (see case #9906053). In April of 2000, Provo Police Department received the initial report of V2/Hamblin. Det. Grothe interviewed V2/Hamblin. She reported sexual abuse from S1/Hamblin at that time (see case #2003958).

Case still under investigation. End of report. Dispo. 4./kh

Provo City Police Department
Officer/Follow-up

Report Date: 08-02-00

Report #Id : 958669.AC191 DR# 2006175
IN# 958669

Subject: SEXUAL ABUSE
Division Reporting: PSIB
Date and Time Occ: 01-01-85 00:00
Case Clear./Disp.: 4 Active

Disposition: Active
Loc. of Occurrence: 280 E 2200 N

Officer's Name OFFICER INVOLVEMENT
P# Assmt.

VANWAGONER, REED A. C191
P145 DETECTIVE

ADDITIONAL PEOPLE INVOLVED

CODES: S=Suspect, V=Victim, W=Witness, C=Complainant, F=Father, M=Mother

C1 Name: HAMBLIN, ROSELLE DOB: 05-02-53 Age: 31
Addr: 3736 N LITTLE ROCK DR Sex: F Race: W Eth: N
CSZ: PROVO, UT 84604 HP: 801 802-7256 WP:
AKA: Testify:

The Details are as follows:

On 07-31-2000 at 1236 hrs. I spoke with C1/Roselle Hamblin. She said that she is interested in finding out about different counseling options for two of her children. We discussed protective orders, safety plans, and the CJC groups.

I will mail out the information per her request. I also staffed this case with Det. VanWagoner.

No further information at this time. Dispo. 4 /jb

COPY OF REPORT SENT TO Dave

AGENCY CID

DATE 1-20-12 BY WNOM

Report Date: 08-02-00

Reporting Officer(s)

PH Assmt.

Rep. Off. Signature

C191
VANWAGONER, REED A.

C191
P145 DETECTIVE