

DAVEY (NEW ORLEANS, LA)

Davey from New Orleans, LA was arrested in November 2009 for downloading pornographic images of minors. The images were downloaded from a free file share web site, "Limewire". Law enforcement had been monitoring his activity for two months prior to the arrest. At the time he was 26 years old and lived with his parents. In 1989 "Davey" was diagnosed as having mental retardation. He attended special schools/courses throughout his life, six different schools total. He did graduate high school though he was taking special courses and not the normal curriculum of most students. After graduation he took an online class at a local community college but did not complete the course.

Davey cannot drive. He had never left his home to go for a walk alone and probably could not find his way back home if he did. His adult days were spent doing chores around the house, especially looking after the family pets. He is a gentle person and loves animals. He would get upset if his father killed a bug. He has never been known to lose his temper or lash out at someone or even defend himself if verbally attacked. He could not live on his own. He does not know how to make change of any currency amount. He is extremely gullible and easily led.

He was allowed to serve five years' probation under house arrest. He wore an anklet for four years and was on a curfew. A probation officer visited the home regularly throughout this time and performed inspections of his bedroom, as well as other parts of the house to ensure he was abiding his probation agreement. He also had to register as a sex offender for 15 years.

In December 2014 a cadre of law enforcement officers, some in tactical gear with automatic weapons, descended upon the home and arrested Davey for downloading pornographic images of minors to his PlayStation. The arrest was considered a violation of his probation.

During his mental evaluation by a psychiatrist hired by the defense it was determined he had a full scale IQ of 63. His intellectual ability is in the extremely low range. He scored higher than only 1% of individuals in his age group. Davey correctly answered the number of days in a week but did not know how many weeks were in a year or how many days in a year. He was able to add $3 + 3$ but could not multiply 3×3 . He was able to spell the word "world" forwards, but not backwards. He was able to recall 3 out of 3 objects immediately but not after a five minute delay. He was not able to write a simple sentence. His insight and judgment were deemed 'poor'. It was determined he did not appear to fully appreciate his intellectual, academic, adaptive, social, and other limitations.

He was not able to spontaneously verbalize any possible defenses for his offense. He was generally unable to accurately articulate a correct response even when examples were provided for him. He did not present as being capable of testifying in his own defense. His Adaptive Behavior Assessment System (ABAS-II) score (General Adaptive Composite) registered 64. This suggests that Davey's overall level of adaptive behavior is in the extremely low range and lower than 99% of adults of the same age. He is well behind in the adaptive skills of living and needs assistance to maintain basic behaviors for living.

DAVEY (NEW ORLEANS, LA)

Davey struck a plea deal with US Attorney and was sentenced by a judge to serve a term of 10 years without parole. He is required to serve 85% of that term. He is presently in the fourth year of his term and is a model prisoner. However he is easily pressured to submit to requests by fellow prisoners, such as buying snacks for them from his commissary fund. He will be on the sex offender registry for the rest of his life.