

STATE OF INDIANA)
) SS:
COUNTY OF GRANT)

DM2899
IN THE GRANT SUPERIOR COURT II
CAUSE NUMBER: 27DO2-9408-CF-45

STATE OF INDIANA
VS

AFFIDAVIT FOR PROBABLE CAUSE
SEXUAL MISCONDUCT
WITH A MINOR

FILED

AUG 19 1994

ROBERT D. GEORGE

CLASS D FELONY

Karen Bostic Weaver
CLERK G.S.C. 2

The undersigned, being first duly sworn upon his oath, deposes and says upon information and belief that Robert D. George has committed the offense of Sexual Misconduct with a Minor, a Class D Felony, and in support thereof says as follows:

1. That this affiant is an Investigator with the Institutional Child Protection Service, a Division of the Indiana Family and Social Services Administration, and was acting in said capacity at all times following.

2. That Robert D. George was a member of the staff, and was an inpatient resident, of the New Horizons Academy, 1000 South County Road 350 East, Marion, Indiana, 46953, on July 3, 1994.

3. That on said date at approximately 11:45 p.m., an incident occurred between and Robert D. George, in the Herrick House, a facility of New Horizons where was living.

4. That at said place, and at said time, the staff members and residents, including Robert D. George and were playing a game called, "Ghosts in the

Graveyard", which is better known as "hide-and-seek."

5. That [redacted] went to the upstairs of the Herrick House and entered the "overflow" bedroom and found a closet to hide in. When she got in the closet, she found Robert D George also hiding in the closet. Robert told [redacted] to come closer to him in order not to be seen if someone looked into the closet. [redacted] moved to the other end of the closet and knelt beside him.

6. That Robert started to rub the side of [redacted] face with his finger and told her that he thought she was beautiful. He then turned her head toward him and "French-Kissed" her. [redacted] pulled away. He then asked her if she liked this game. [redacted] told him that she should find another place to hide. He then "French-Kissed" her again and fondled her breasts on the outside of her clothes. She started to get up and he took a hold of her shoulder and told her not to talk to anyone.

7. That [redacted] came out of the room and saw Charity Dawn Eyerly and reported the incident to her. Dawn then told the story to Selena Ross, who had a higher seniority rank in the home. She, in turn, brought the incident to the attention of the New Horizons Administrators.

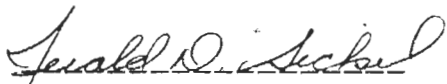
8. That New Horizons immediately called the Abuse Hotline to report the incident to the State Authorities, who commenced an investigation on July 5, 1994.

9. That upon immediate interview of Robert D. George, by Robert J. Horvath, staff member of New Horizons Academy, Robert denied the allegation, and then gave a differing account of the incident during a July 5th interview, conducted by this Investigator.

10. That during a July 18th interview with Robert, conducted by this Investigator,

he admitted that he kissed and fondled the breast of

WHEREFORE, affiant moves the Court to find probable cause for the arrest of
ROBERT D. GEORGE on one count of SEXUAL MISCONDUCT WITH A MINOR, a
violation of I.C. 35-42-4-9(b), a CLASS D FELONY.

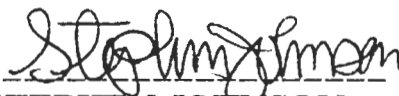


JERALD D. SICKEL
Investigator
Institutional Child Protection
Family & Social Services Admin.

Subscribed and sworn to before me this 19th day of August, 1994.

My commission expires:

December 31, 1994



STEPHEN JOHNSON
PROSECUTING ATTORNEY
GRANT COUNTY, INDIANA

R24 09/10/81

DM2899

ROBERT D. GEORGE 01/29/63 315-48-1373
GRANT COUNTY JAIL
Marion, IN

4807

38138

CAUSE NUMBER 27DO2-9408-CF-45

ARREST WARRANT

TO:

THE SHERIFF OF GRANT COUNTY
OR
ANY LAW ENFORCEMENT OFFICER

FILED

AUG 19 1994

Karen Bostic Weaver
CLERK G.S.C.

YOU ARE HEREBY COMMANDED TO ARREST ROBERT D. GEORGE If he/she is found in your Bailiwick, so that you have his/her body before the Judge of the Grant Superior Court II, instanter, then and there to answer the State of Indiana on a charge of SEXUAL MISCONDUCT WITH A MINOR, CLASS D FELONY and abide the order of the Court thereon and return this writ.

Bond: \$ 2,500.00 , cash, surety, property.

Witness, the Clerk and Seal of said Court, at Marion, Indiana, this 19th day of August, 1994.

Karen Bostic Weaver

KAREN BOSTIC WEAVER
CLERK GRANT SUPERIOR COURT II

RETURN

I HAVE SERVED AS COMMANDED BY ARRESTING ROBERT D. GEORGE THIS 19 DAY OF August, 1994.

[Signature]

OFFICER

STATE OF INDIANA
COUNTY OF GRANT
IN THE GRANT SUPERIOR COURT NO. 2
1994 TERM

FILED

SEP 29 1994

Karen Bostic Weaver
CLERK G.S.C. 2

STATE OF INDIANA

vs.

CAUSE NO. 27D02-9408-CF-45

ROBERT D. GEORGE

ORDER OF SENTENCE

Comes now State of Indiana by Stephen Johnson. Comes now the defendant on recognizance bond together with his attorney. Cause submitted for sentencing. Presentence Investigation Report submitted. The Court having heretofore conditionally accepted the defendant's Plea of Guilty to the crime of Sexual Misconduct With A Minor, a class D felony, now accepts same. The Court now sentences the defendant as follows:

A. That he be committed to the Indiana Department of Corrections for a term of imprisonment of one and one-half (1½) years.

B. That the State of Indiana has no objections to the sentence being served at the Grant County Jail, subject to the will of the Grant County Sheriff.

C. That one and one-half (1½) years be added to such term of imprisonment for aggravating circumstances, to-wit: the nature of the crime and the extent of the offense to other children at New Horizons Children's Home.

D. That the defendant be granted 1 day, Credit Time, defendant was in jail pending sentencing upon such sentence.

E. That two (2) years of such sentence herein be suspended and the defendant be placed on probation for a period of two (2) years, under written rules of probation.

F. That the defendant shall pay for counseling sessions of the victim that are directly related to this offense.

G. That the defendant pay probation user's fees in the initial sum of \$100.00 and the sum of \$15.00 per month during the term of probation.

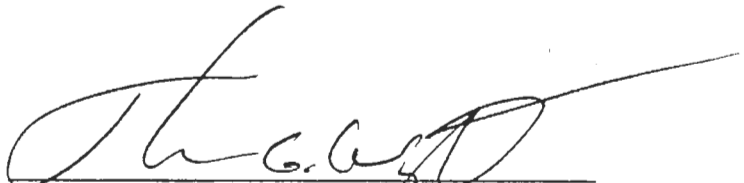
H. That the defendant pay court cost in the sum of \$113.00, payable during the term of probation.

I. The defendant shall participate in the Sex Offenders Program.

J. The defendant may enroll in Work Release Program.

K. The bond and/or surety posted herein is hereby ordered released and discharged.

ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 29TH DAY OF SEPTEMBER, 1994.



THOMAS G. WRIGHT, Judge
Grant Superior Court No. 2