



# Yakima Police Department

Report for Incident 14Y013722

CPS

**Nature:** SEX CRIME

**Address:** 723 S 8TH ST; ADAMS  
ELEMENTARY SCHOOL  
YAKIMA WA 98901

**Location:** Y3

**Offense Codes:** SOFF

**Received By:** Gonzalez J

**How Received:** O

**Agency:** YKPD

**Responding Officers:** Padilla C

**Responsible Officer:** Padilla C

**Disposition:** INF 05/09/14

**When Reported:** 11:16:50 04/11/14

**Occurred Between:** 07:30:00 02/14/14 and 13:50:00 03/27/14

**Assigned To:** Durbin M

**Detail:**

**Date Assigned:** 05/09/14

**Status:** INF

**Status Date:** 05/09/14

**Due Date:** \*\*/\*\*/\*\*

**Complainant:**

**Last:**

**First:**

**Mid:**

**DOB:** \*\*/\*\*/\*\*

**Dr Lic:**

**Address:**

**Race:**

**Sex:**

**Phone:**

**City:**

**Offense Codes**

**Reported:**

**Observed:**

**Additional Offense:** SOFF Sex Offense, Forcible Fondling

**Circumstances**

IBR IBR VALIDATED

**Responding Officers:**

Padilla C

**Unit :**

YSR3

**Responsible Officer:** Padilla C

**Agency:** YKPD

**Received By:** Gonzalez J

**Last Radio Log:** 11:17:07 04/11/14 CMPLT

**How Received:** O Officer Report

**Clearance:** RTF Report to Follow

**When Reported:** 11:16:50 04/11/14

**Disposition:** INF Date: 05/09/14

**Judicial Status:**

**Occurred between:** 07:30:00 02/14/14

**Misc Entry:**

**and:** 13:50:00 03/27/14

**Modus Operandi:**

**Description :**

**Method :**

10/06/14

**Involvements**

<b>Date</b>	<b>Type</b>	<b>Description</b>	
05/06/14	Name	JOHN, SYDNEY C	CONTACTED
05/06/14	Name	JENKINS, SHIRLEY	CONTACTED
04/30/14	Name	[REDACTED]	SUSPECT
04/23/14	Name	SANTOY, OMAR CONCEPCION	Adams Counselor
04/23/14	Name	IZUTSU, SCOTT EDWARD	CONTACTED
04/21/14	Name	BYERS, NANCY H	REPORTING PARTY
04/21/14	Name	[REDACTED]	VICTIM
04/11/14	Cad Call	11:16:50 04/11/14 INFORMATION	Initiating Call

**Narrative**

Yakima Police Department - Incident Narrative Report

Incident #: 14Y0013722

Synopsis: POSS SEXUAL ASLT BY SPECIAL NEEDS CHILD AGAINST ANOTHER SPECIAL NEEDS STUDENT WHILE RIDING THE SPECIAL NEEDS BUS.

**Narrative:**

On Friday, 04-11-14 at 0845 hrs, I was contacted via telephone by Nancy Byers, Yakima School district employee, reference a CPS referral. Nancy stated she was contacted by Adams Elementary Assistant Principal Syd John on 03-27-14 reference an incident on the special needs bus that transports students from Adams Elementary. Nancy stated she believed that a report was filed with CPS on that date, but was told 04-10-14 that a report was not made with CPS.

5 Nancy identified two special needs (non-verbal) students, [REDACTED] (5th grade) and [REDACTED] (2nd grade), as the students involved. Nancy described [REDACTED] as physically being a 5th grade student, but mentally functioning at a 6 year old level. According to Nancy she reviewed several weeks of video, as far back as 02-14-14, and located some very disturbing images. I advised Nancy that I would contact the staff at Adams Elementary to get more info.

Prior to disconnecting with Nancy, she inquired if it was legal for her to allow the parents to review the video or if she was able to tell them no because she reported it to the police and now it was considered to be under investigation. I advised Nancy to contact her legal department to clarify. I requested a copy of the video for the report, which Nancy said she would prepare.

I traveled to Adams Elementary to speak with counselor Omar Santoy and Assistant Principal Syd John. I inquired about the incident on the bus. I advised them Nancy was not happy that a CPS report had not been filed. They advised there was a miscommunication because they were under the impression that she was going to file the report when they informed her of the situation.

John advised that [REDACTED] was emergency expelled and would not be riding the bus. They provided the children's information which identified the male as [REDACTED] and [REDACTED]. John advised they were contacted on Thursday, 03-27-14, by [REDACTED]'s grandmother who was concerned about several scratches [REDACTED] had on her face when she arrived home from school.

5 John recalled [REDACTED] was not injured or scratched prior to loading onto the bus. While speaking with John, he was able to locate the video on their secured YSD shared file. He asked if I would like to review the video, which I advised I did.

As the video played, John identified who [REDACTED] and [REDACTED] were on the bus. I observed a male and female student sitting in the front row of the bus just to the right of the bus driver. As the students rode the bus I noticed [REDACTED] was sitting near the window and [REDACTED] was sitting right next to her. All the other seats were occupied by only one student and there was one empty seat, but [REDACTED] was sitting next to [REDACTED].

As the bus traveled, I could hear a female speaking with the bus driver but the female was not visible. [REDACTED] would gently touch [REDACTED]'s face and then put his arm around her. As he sat next to her he continued to adjust how [REDACTED] was

sitting. [REDACTED] would sit motionless while [REDACTED] adjusted how she was configured, like a doll. At one point [REDACTED] put [REDACTED]'s face in his lap, reached over, and appeared to put his hand down her pants onto her buttocks. While having his hand down her pants it appeared he had a smile on his face.

John advised that the children in the self contained room learn to communicate through sign language. At one point another girl on the bus, according to John, was telling [REDACTED] to stop. I was not familiar with the different forms of sign language and did not realize what they were doing.

I was unable to view the video in its entirety, but John advised the bus ride took approximately a 20-35 minutes. Prior to stopping the video I observed [REDACTED] put a jacket of [REDACTED]'s head. [REDACTED] then put his head under the jacket and was under it for several seconds. When he pulled his head out he began to wipe his mouth, as though he had been kissing or drooling.

Towards the end of the video, while [REDACTED] was still covered by the jacket, [REDACTED] began using her hand to rub his leg. He continued to rub his leg without being noticed or addressed with [REDACTED]'s hand for several minutes when we stopped watching.

Late that day I was re-contacted by Nancy to advise that she was told not to release the video to me and I would need to contact Shirley Jenkins or Scott Izutsu. I called Shirley, who requested I contact Scott. I called and left a message for Scott to call me. After several day of not hearing from Scott, I called Scott again. Scott stated he was advised not to release the video, but offered to set up an appointment for me to view the video.

On Monday, 05-05-14, at approximately 0830 hrs I spoke with Santoy and John, who advised [REDACTED] was enrolled and attending Lewis and Clark as a 6th grader for the remainder of the year.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing report, written in the County of Yakima, City of Yakima is true and correct, and I am entering my authorized user ID and password to authenticate it.

Coban: Yes:      No: X

Date, Time: Tue May 06 14:15:36 PDT 2014

Reporting Officer: C. PADILLA 6687

Approving Supervisor:

Date, Time:

**Name Involvements:**

CONTACTED :196487

Last: IZUTSU  
DOB: 03/17/62  
Race: W Sex: M  
Height: 5'07"  
Hair: BLK

First: SCOTT  
Dr Lic: [REDACTED]  
Phone: (509)573-7040  
Weight: 140

Mid: EDWARD  
Address: 7814 W PLATH AVE  
City: YAKIMA, WA 98908  
Eyes: BRO

Adams14521

**Counselor :**

Last: SANTOY  
DOB: 09/29/81

First: OMAR  
Dr Lic: [REDACTED]  
Phone: (509)305-1017  
Weight: 170

Mid: CONCEPCION  
Address: 1911 S 44TH AVE  
City: YAKIMA, WA 98903  
Eyes: BRO

Race: L Sex: M  
Height: 5'08"  
Hair: BRO

**SUSPECT :**

Last: [REDACTED]  
DOB: [REDACTED]  
Race: [REDACTED] Sex: [REDACTED]  
Height: [REDACTED]  
Hair: [REDACTED]

First: [REDACTED]  
Dr Lic: [REDACTED]  
Phone: [REDACTED]  
Weight: [REDACTED]

Mid: [REDACTED]  
Address: [REDACTED]  
City: [REDACTED]  
Eyes: [REDACTED]

REPORTING134463

**PARTY :**

Last: BYERS  
DOB: 09/19/53

Race: W Sex: F  
Height: 5'06"  
Hair: RED

First: NANCY  
Dr Lic: [REDACTED]  
Phone: (509)573-5065  
Weight: 250

Mid: H  
Address: 2906 BARGE ST  
City: YAKIMA, WA 98902  
Eyes: HAZ

CONTACTED :142810

Last: JENKINS  
DOB: 10/10/51  
Race: L Sex: F  
Height: 5'07"  
Hair: BLN

First: SHIRLEY  
Dr Lic: [REDACTED]  
Phone: (509)969-6699  
CELL  
Weight: 180

Mid:  
Address: 3505 COMMONWEALTH RD  
City: YAKIMA, WA 98901  
Eyes: HAZ

VICTIM : 196195

Last: [REDACTED]  
DOB: 09/02/05  
Race: L Sex: F  
Height: 3'05"  
Hair: BLK

First: [REDACTED]  
Dr Lic: [REDACTED]  
Phone: [REDACTED]  
Weight: 70

Mid: [REDACTED]  
Address: [REDACTED]  
City: Union Gap, WA 98903  
Eyes:

CONTACTED :78281

Last: JOHN  
DOB: 06/27/68  
Race: W Sex: M  
Height: ' "  
Hair:

First: SYDNEY  
Dr Lic:  
Phone: (509)314-9515  
Weight: 0

Mid: C  
Address: 723 S 8TH ST  
City: YAKIMA, WA 98901  
Eyes: