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(Confessions and discrepancy questions are highlighted in yellow; info re: Haldol and psychosis are highlighted in green)

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## **SEPTEMBER 2022**

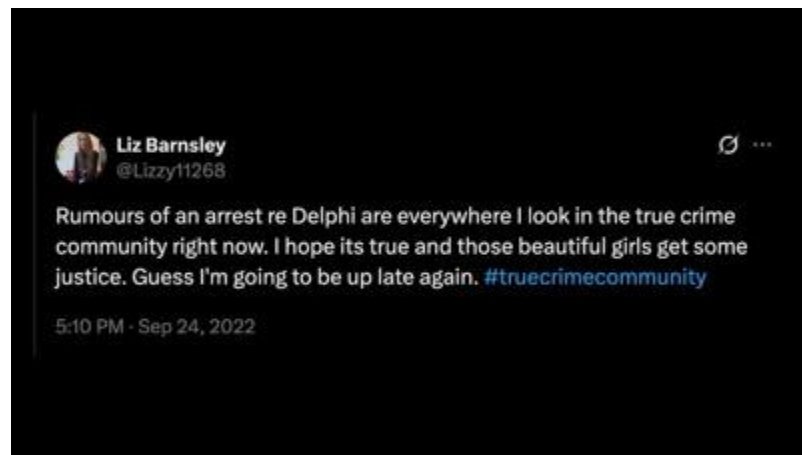
### **September 21, 2022**

Kathy Shank finds RA's cleared tip, looks up Dulin's narrative report, and then takes it to Liggett all 'this is sus don't ya think??'

Dan Dulin submits an [internal report re: audio of his 2017 interview with RA](#) on September 21, 2022.

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### **September 24, 2022**



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### **September 25, 2022**

[Fox59: Delphi Murders latest: State police say 'nothing imminent'](#)

- Doug Carter responds to reports online that an arrest was made after previously unreported information was found, calls it “nonsense” and ISP Lafayette releases a statement calling it “false” smdh.
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**OCTOBER 2022**

**October 13, 2022**

**[Richard Allen October 13, 2022 interview #1](#)**

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**[Kathy Allen October 13, 2022 interview #1](#)**

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Liggett files an **[Affidavit for Search Warrant](#)** on October 13, 2022.

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Judge Diener issues a **[Search Warrant Order](#)** on October 13, 2022.

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Liggett files a **[Search Warrant Return](#)** on October 13, 2022.

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**October 14, 2022**

RA's gun is sent to the ISP Laboratory in Indianapolis to firearms examiner Melissa Oberg “to be matched” on October 14, 2022.

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**October 19, 2022**

Master Trooper Jay Harper receives Melissa Oberg's **[Certificates of Analysis](#)** from ISP Laboratory Division on October 19, 2022.

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**October 26, 2022**

[Richard Allen October 26, 2022 interrogation #2](#)

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[Richard Allen buccal swab on Oct 26, 2022](#)

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Holeman drives RA from the Lafayette Police Post to Delphi and books him into Carroll County Jail on October 26, 2022.



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[Fox59: Sheriff's deputy claims demotion over Delphi murders investigation](#)

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**October 27, 2022**

Dicholas McLeland files a [Verified Request To Prohibit Public Access To A Court Record](#), [Probable Cause Affidavit](#) and [Charges](#) on October 27, 2022.

[Kathy Allen hires Brett Gibson](#) on October 27, 2022.

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[Gibson emails Carroll County Sheriff's Office](#) on October 27, 2022.

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[Gibson calls Carroll County Sheriff's Office](#) on October 27, 2022.

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Dicholas McLeland calls [Gibson to arrange a meeting with RA](#) on October 27, 2022.

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[Gibson meets with Richard Allen](#) at the Carroll County Jail on October 27, 2022.

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[Gibson calls Kathy Allen](#) on October 27, 2022 to let her know RA will be charged the next day at the Initial Hearing.

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## **October 28, 2022**

Judge Diener issues an [Order finding probable cause and setting bond](#) on October 28, 2022.

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[Record of Initial Hearing](#) Held October 28, 2022.

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Judge Diener issues a [Pre-Omnibus Order](#) on October 28, 2022.

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Judge Diener issues an [Order Sealing Court Records Pending Public Hearing](#) on October 28, 2022.

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Judge Diener issues an [Order on Initial Hearing.on](#) October 28, 2022.

“State of Indiana appears by Nicholas C. McLeland, Prosecuting Attorney. Defendant appears in person, in custody of the Sheriff of Carroll County, Indiana. Defendant is advised of his right to counsel

and of his constitutional and statutory rights, the charges against him, and the possible penalties. Defendant advises the Court he intends to hire private counsel. Defendant is advised that he must retain counsel within twenty days as there are deadlines associated with the omnibus hearing, which may be waived if not timely pled. Pleas of not guilty are entered.”

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- The deadline to hire private counsel would have been November 17, 2022.
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Law enforcement holds a big [“Arrest Made for the Murders of Abigail Williams and Liberty German”](#) press conference on October 31, 2022.

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### **After October 28, before November 1, 2022**

Richard Allen writes a [letter to the Court](#) from White County Jail.

“At my initial hearing on Oct 28, 2022, I asked to find representation for myself. However, at the time I had no clue how expensive it would be just to talk to someone. However, at the time I had no clue how expensive it would be just to talk to someone. I also did not realize what my wife and I’s immediate financial situation was going to be. We have both been forced to immediately abandon employment, myself due to incarceration and my wife for her personal safety. She has had to abandon our house for her own safety. What little reserve there is will fail to even maintain the original residence. Again, I throw myself at the mercy of the court. Please provide me with whatever assistance you may. Thank you for your time in this most urgent matter.”

The envelope is postmarked in Indianapolis but a mail stop is placed on the letter.

- (Who told RA how much it was going to cost to talk to someone?)
- (What day did they tell him how much it was going to cost?)

- (What day did he write and send his letter to the court asking for appointed counsel?)
  - (What day was the mail stop placed on his letter?)
  - (What reason was the mail stop placed?)
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**NOVEMBER 2022**

**November 1, 2022**



**RA's letter that he wrote while housed at White Co. Jail is postmarked in Indianapolis on November 1, 2022.**

**[Holeman Report re: Richard Allen October 26, 2022 interrogation](#)**

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**November 2, 2022**

Judge Diener issues an **[Order Acknowledging Public Hearing](#)** on November 2, 2022.

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**[Request by the Sheriff of Carroll County Indiana to Transfer Inmate to the Custody of the Indiana Department of Corrections](#)** on November 2, 2022.

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**CBS4: Carroll County Sheriff Tobe Leazenby describes arrest of Delphi suspect as “a sense of relief”**

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**November 3, 2022**

Judge Diener issues a **Safekeeping Order** on November 3, 2022.

Judge Diener issues a **Order of Recusal and Certification to the Indiana Supreme Court for Selection of a Special Judge Outside of Carroll County** on November 3, 2022.

**Order from SCOIN Appointing Special Judge** on November 3, 2022.

**Gibson emails McLeland** to inform his office that he won't be representing RA on November 3, 2022.

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<b><u>Intake at RDC on Nov 3, 2024</u></b>	
<b>Indiana State Form 55913</b>	
<b>Status</b>	Safekeeper
<b>Doctor</b>	Dr. Primeau
<b>Location</b>	Reception Diagnostic Center
<b>Intake Evaluation</b>	15-20 minutes initial assessment, not a formal structured interview.
<b>Patient History</b>	
<b>Personal</b>	Married, has a daughter.

<b>Employment</b>	Worked at CVS, usually held managerial positions, made good financial decisions, owned his house, had two cars.
<b>Religious Affiliation</b>	"Not religious"
<b>Medical</b>	
<b>Height</b>	5 feet 5 inches
<b>Weight</b>	173.8 pounds
<b>Preexisting Conditions</b>	<ul style="list-style-type: none"> <li>• Cardiac event in 2010 (or 2011?)</li> <li>• RA said he had been an alcoholic twice since 2011.</li> </ul>
<b>Mental</b>	
	<ul style="list-style-type: none"> <li>• RA reported Major Depressive Disorder (MDD) but "by his standards" it was not a serious condition. Dr. Wala disagreed with his assessment. (RA's, Martin's, or Primeau's assessment?)</li> <li>• History of Generalized Anxiety Disorder (GAD)</li> <li>• More severe anxiety when separated from family.</li> <li>• Routine outpatient treatment.</li> <li>• RA made no indication of sexual abuse.</li> </ul>
<b>Medication</b>	<ul style="list-style-type: none"> <li>• On psychotropic medications (Prozac) since age 25.</li> <li>• Hospitalized for depression in 2019.</li> </ul>
<b>Administrative Observations</b>	RA was fragile upon admission, may be at risk of suicidal ideation.
<b>Symptom Acuteness</b>	Code D
<b>Suicide Watch</b>	



<b>Baseline</b>	Depressed and anxious
<b>Transport Supervision</b>	Constant watch, 24/7
<b>Reason for Placement</b>	High-profile nature, safety concerns
<b>Surveillance</b>	<ul style="list-style-type: none"> <li>• Once Mr. Allen was arrested, Detective Harshman from the Indiana State Police began monitoring RA's communications.</li> </ul>
<b>Suicide Companions</b>	<ul style="list-style-type: none"> <li>• When RA was initially placed in the Restrictive Housing Unit, he had a suicide companion.</li> <li>• Wala said she had some problems or frustrations with the inmate companions. "I think some of them were spreading information to their families."</li> </ul>
<b>Plan</b>	<ul style="list-style-type: none"> <li>• Wala spoke with her supervisors, Dr. Keris and Dr. Verdon, prior to RA's arrival about what the plan would be for him.</li> <li>• Wala failed to tell them she was following RA's case with a preexisting lunatic interest in it.</li> </ul>
<b>Placement Conditions</b>	<p>RA's designation as "suicidal" subjected him to harsh circumstances:</p> <ul style="list-style-type: none"> <li>• RA's bed consisted of a metal plate with a thin mattress, all of which was just a few inches from the concrete floor.</li> </ul> <p>RA was issued an anti-suicide smock which covered his body no better than that of the garment of a caveman.</p> <ul style="list-style-type: none"> <li>• RA's food was served to him through a cuff portal and his dining habits involved him sitting on his bed or on the floor, as his cell was not equipped with a table or a chair that would otherwise serve even as a rudimentary dining arrangement.</li> </ul>

	<ul style="list-style-type: none"> <li>• RA's cell also contained a steel toilet and a sink; both in direct line-of-sight of the inmates and guards assigned to his surveillance. The toilet bowl was located approximately 24 inches from his bed.</li> <li>• RA was not only under constant surveillance, but the lights remained on in his cell for many days and nights. Due to his "suicide watch" designation, he was afforded less or no recreation time and less of an opportunity for showers.</li> <li>• RA's suicide designation was the cause for the removal of additional privileges, to the extent the word "privilege" even applies, which in turn further fostered an environment that led to the deterioration of his mental and physical health.</li> </ul>
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#### LE surveillance and coordination with GTL in Nov 2022

<b>Assigned by Holeman</b>	<ul style="list-style-type: none"> <li>• Holeman said he assigned detectives to monitor RA's phone calls.</li> <li>• At some point early on, Detective Vido was involved in that, but mostly the documentation and investigation of it is gonna be through Brian Harshman.</li> <li>• At some point, Investigator Mullin from the Prosecutor's Office was doing some interviews up at the – up at Westville, as well.</li> </ul>
<b>Coordination with WCF re: GTL</b>	<ul style="list-style-type: none"> <li>• LE reached out to the prison officials to get the information to communicate with GTL.</li> </ul>

	<p>Q All right. And so, basically, you were using GTL as your conduit for, essentially, surveilling his communications to the outside?</p> <p>A We were monitoring his phone calls, yes.</p>
<b>Monitor Frequency</b>	<p>Q Okay. Did you listen to – have somebody on your staff or you listen to these calls like on a weekly basis or is this almost like in real time? Help me with how that works.</p> <p>A Weekly. Maybe a little more frequent than that, but –</p> <p>Q Then, my view of this is, is that you’ve got some officer with a pair of headphones on, sitting in an office somewhere, like, “Okay, now I gotta go through a week’s worth of phone calls,” and you sit down and you kind of knock them off in bulk. Is that an unreasonable view or an incorrect view of what’s – inaccurate view of what’s happening?</p> <p>A No, I would agree with – that’s a pretty accurate statement, probably maybe a little less or more, give or take.</p>
<b>December 2022 thru March 2023</b>	Holeman listened to “a few” calls himself.

**[DOC Video M2U00987 on Nov 3, 2022](#)**

<b>Placement</b>	RA was placed in a single cell, located in A-pod that is one of approx 60 individual segregation cells, all containing felons convicted of crimes
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	such as burglary, robbery, child molestation and murder.
<b>Cell</b>	<ul style="list-style-type: none"> <li>• RA's cell contained a steel toilet and a sink—both in direct line-of-sight of the inmates and guards assigned to surveil him.</li> <li>• The toilet was located approx 24 inches from his bed.</li> <li>• RA was issued an anti-suicide smock which covered his body no better than that of the garment of a caveman.</li> <li>• In this space, there was not enough room to jog or run, only an exercise bike and pull-up bar.</li> </ul>
<b>Suicide Watch</b>	
<b>Suicide Companions</b>	<ul style="list-style-type: none"> <li>• Inmate snitches were stationed at RA's cell door and required the to keep logs of all of RA's actions, statements, and behaviors.</li> <li>• This appears to have occurred during all hours of the day and night.</li> <li>• The inmate snitches were also communicating with him from time-to-time.</li> <li>• The inmate snitches had the ability to communicate with RA by yelling and chastising him every time he was removed from his cell for purposes of recreation, showering, or other administrative reasons.</li> <li>• RA was called a "baby killer" and he was the target of other similar accusations from day 1.</li> <li>• The inmate snitches appear to have gone above and beyond this duty by communicating with RA about his case and even supposedly</li> </ul>

	praying with him as he struggled to withstand the rigors of his incarceration.
<b>Guards</b>	<ul style="list-style-type: none"> <li>• RA was under constant surveillance and the lights remained on in his cell for many days and nights. Due to his "suicide watch" designation, he was afforded less or no recreation time and less of an opportunity for showers.</li> <li>• At least two guards assigned to his pod and/or his movements around the facility also held themselves out to be affiliated with the Pagan Norse God known as "Odin."</li> <li>• The Guards proudly displayed their Odinistic beliefs on their own prison uniforms, despite the fact that such a display was in direct violation of their uniform policy.</li> </ul>
<b>Movement videos</b>	<ul style="list-style-type: none"> <li>• Prison officials assigned a guard to record RA's movements around the prison with a camcorder, including meeting with his lawyers.</li> <li>• Whenever RA was removed from the confines of his 12 x 8 steel and concrete box, he was shackled with ankle cuffs, a belly chain, box cuffs on his hands, and guided around by guards with a leash.</li> </ul>

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**November 4, 2022**

[Wala visit on Nov 4, 2022](#)

**Individualized Action Plan**

<b>Time</b>	6:28 pm
<b>Location</b>	Unknown
<b>Suicide Watch</b>	
<b>Monitoring</b>	Change from constant to close, every 15 minutes.
<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• “He reported doing okay, but expressed frustration with the companion, another incarcerated individual, asking him questions.”</li> <li>• RA reported being on suicide.</li> <li>• He denied having any suicidal ideations.</li> <li>• RA reported struggling with worries about what others thought of him.</li> </ul>
<b>Additional Clinical Observations</b>	
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• RA complained about having to spend time adjusting to his safety kimono.</li> <li>• High risk for suicide, working on the depression and anxiety, gain insight into symptoms, and implement healthy coping strategies.</li> </ul>
<b>Goals</b>	<ul style="list-style-type: none"> <li>• Ensuring safety.</li> <li>• Target the depression and anxiety so they don’t interfere with his daily functioning.</li> </ul>

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**November 6, 2022**

[Fox59: Clock ticking on Delphi suspect's constitutional rights](#)

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**November 7, 2022**

### Wala visit on Nov 7, 2022

#### **Patient Complaints**

- RA said he was hearing things that he was not used to hearing (i.e., noises and the things that the other inmates are saying to him at the facility).
- RA was already stressed about what would happen to him when he got out of prison and how he would live the rest of his life because of these allegations.

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**November 8, 2022**

### Journal & Courier: Official: Richard Allen arrest records should not have been sealed

- Formal Complaint re: **Ron Wilkins vs. Indiana State Police** is filed with the Indiana Public Access Counselor on November 8, 2022.

### Martin's 1st of 18 visits

#### **Preliminary**

On Sunday, 11/6/2022, Martin reviewed what had been written by Dr. Primeau at the RDC, so when he saw RA on November 8th, he asked RA a few more questions to add to that database and do a mental status exam.

#### **Clinical Observations**

- RA was stable.
- RA did not seem to be depressed.
- RA did not seem to show any signs or symptoms of anxiety.

<b>Medication</b>	<ul style="list-style-type: none"> <li>• RA came in on Prozac, an antidepressant, because he had a history of depression and anxiety.</li> <li>• RA was stable on Prozac so there was no need to make any changes.</li> <li>• Martin had RA sign a consent form and continued him on the same medication.</li> </ul>
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#### Wala visit on Nov 8, 2022

<b>Assessment</b>	<p>SMI patients are typically placed in solitary confinement for 30 days, per Indiana Department of Correction (IDOC) codes.</p> <ul style="list-style-type: none"> <li>• Exceptions to this 30-day policy are made for individuals deemed an “extreme danger to others.”</li> <li>• Wala’s assessment was that RA did not fall under this "extreme danger" exception.</li> </ul>
<b>Behavioral health suicide observation records</b>	<p>RA signed a consent for treatment and limits for confidentiality after Dr. Primeau at RDC went over it with him at his initial intake on November 3, 2022.</p>

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#### **November 9, 2022**

RA’s handwritten letter begging the Court for counsel is finally filed with the Court on November 9, 2022.

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Wala visit on Nov 9, 2022

<b>Patient Complaint</b>	<ul style="list-style-type: none"><li>• RA said he was concerned about what other inmates thought about him and were saying about him.</li><li>• RA told Wala he thought it was part of a psychological game meant to "break him down."</li></ul>
<b>Supplemental</b>	Custody staff confirmed incarcerated individuals taunting RA, shouting, "Baby killer, we're going to kill you."

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**November 10, 2022**

Wala visits on Nov 10, 2022

<b>Patient Complaint</b>	<ul style="list-style-type: none"><li>• "So it talks about he – there were times where he would refuse to come out to see me and said he felt he was a burden and that he was told by other staff he had the option to refuse, and so I encouraged him to continue to come out for his visits. He mentioned being confused about who he should be communicating with, as he still has not been assigned a public defender. I told him not to speak about his case with anyone except his attorney. I made it clear it was appropriate to accept help coping with mental health symptoms he is experiencing as a result of his circumstances."</li></ul>
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	<ul style="list-style-type: none"> <li>• RA thought that this was a psychological game meant to tear him down.</li> </ul>
<b>Objective</b>	<ul style="list-style-type: none"> <li>• Wala talked with RA about disclosing facts about his case.</li> <li>• “This writer recommends he not speak about his case to anyone except his attorney, but made it clear it was appropriate to accept help with coping with the mental health symptoms he is experiencing as a result of his circumstances.”</li> </ul>
<b>Additional Observations</b>	RA made the best of things and he would exercise in his room, read, walk around his room for exercise, take care of his ADLs (bathing, brushing your teeth, keeping yourself clean, eating, etc).

 **Inmate calls family to gossip about RA.mp3**

 **Inmate snitch phone call with fam/friend**

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## November 14, 2022

Judge Gull issues an [Order](#) on November 14, 2022.

Court finds Defendant is unable to hire counsel and is entitled to Court-appointed counsel and investigation. Court appoints Attorney Bradley Rozzi and Attorney Andrew Baldwin as contract Public Defenders. Counsel instructed to enter their written appearance and be available for hearing November 22, 2022, at 9:00 a.m.

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Bradley Rozzi files his [Appearance](#) as Lead Counsel on November 14, 2022.

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Andrew Baldwin files his [Appearance](#) as Co-Counsel on November 14, 2022.

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<a href="#">Phone call from RA to KA on Nov 14, 2022</a>	
<b>Device</b>	GTL tablet
An inmate at the Indiana Department of Corrections Westville Correctional Facility	
<b>Kathy</b>	Hey. Are you there?
<b>Rick</b>	Hey. Yeah.
<b>Kathy</b>	Hey. Okay
<b>Rick</b>	I'm sorry hun I'm trying to keep this together.
<b>Kathy</b>	I know hun.
<b>Rick</b>	I don't I don't want to upset you anymore. All I want to do is be able to help you. Okay?
<b>Kathy</b>	Yeah yeah.
<b>Rick</b>	So I'm not saying anything but if it gets to a point that it's too much you just need to call the investigators and tell them to come and get me and bring me to you and I'll tell them whatever they want me to tell them cuz whatever it is they want me to say I'll just say it.
<b>Kathy</b>	No no no.
<b>Rick</b>	I wanna be able to make this [inaudible] with you and for everybody else I'm [inaudible] because of this. I love you too much
<b>Kathy</b>	I know I know.

<b>Rick</b>	And every time I talk to you I feel like it's going to be the last time I get to talk to you.
<b>Kathy</b>	I know I wish I could hug you.
<b>Rick</b>	I can't explain what's been going on. I don't want I don't want you to worry about me.
<b>Kathy</b>	Yeah.
<b>Rick</b>	I'm a man and I'll take care of myself but I'm worried about you and that's all I do is worry about you.
<b>Kathy</b>	I know.
<b>Rick</b>	So and you let everybody else know how fucking much I love you.
<b>Kathy</b>	You need to hang in there honey okay.
<b>Rick</b>	Huh?
<b>Kathy</b>	You need to just hang in there cuz they're going to get you an attorney soon okay?
<b>Rick</b>	Will you just let everybody know how much I love—
<b>Kathy</b>	Of course I will they already know hun.
<b>Rick</b>	No they don't.
<b>Kathy</b>	Yes they do.
<b>Rick</b>	Nobody loves me anymore.
<b>Kathy</b>	Stop. That's not true.
<b>Rick</b>	I know. I know I'm [inaudible]. I'm sorry.
<b>Kathy</b>	It's okay.
<b>Rick</b>	I'm sorry I'm sorry.

<b>Kathy</b>	It's okay.
<b>Rick</b>	I know what you told me. I know what you told me and I believe you.
<b>Kathy</b>	Yes.
<b>Rick</b>	I just knowing I'm never going to see you again or at least it feels that way. I'm just saying if it gets too hard just just tell them to come and get me—
<b>Kathy</b>	No.
<b>Rick</b>	—and bring and and bring me to see you and I'll tell them whatever they want me to say.
<b>Kathy</b>	No. No.
<b>Rick</b>	Okay. I don't need you to try and be strong for me okay. If you need to be weak, you need to be held, you take care of yourself okay.
<b>Kathy</b>	I'm trying.
<b>Rick</b>	I know but you need to get the help you need. I can't hug you. I can't tell you anything that's gonna make it all better. So please make sure if you need Mom or Britt or anybody that you're going to them. Don't wait.
<b>Kathy</b>	Okay.
<b>Rick</b>	Did you go back to work?
<b>Kathy</b>	No.
<b>Rick</b>	Okay.
<b>Kathy</b>	They don't want me there.
<b>Rick</b>	They don't?
<b>Kathy</b>	They're afraid for me.

<b>Rick</b>	Oh ok.
<b>Kathy</b>	It's okay. [inaudible].
<b>Rick</b>	Okay.
<b>Kathy</b>	[inaudible]
<b>Rick</b>	I understand.
<b>Kathy</b>	Yeah.
<b>Rick</b>	I'm sorry baby.
[You have 1 minute remaining]	
<b>Rick</b>	[inaudible]
<b>Kathy</b>	[inaudible]
<b>Rick</b>	–just one more thing I fucked up for ya. I just love you so much babe.
<b>Kathy</b>	I love you too honey.
<b>Rick</b>	Okay I'm not–
<b>Kathy</b>	–[inaudible].
<b>Rick</b>	I'm not going to keep calling.
<b>Kathy</b>	No it's okay.
<b>Rick</b>	I wish I could s– I wish I could see you babe.
<b>Kathy</b>	[inaudible]
<b>Rick</b>	You don't know what I'd give to see you just one more time.
<b>Kathy</b>	[inaudible]
<b>Rick</b>	Cuz I don't know that–
<b>Kathy</b>	[inaudible]

<b>Rick</b>	–you just know that if anything happens I'll see you in the next lifetime. I pray I swear I will okay?
<b>Kathy</b>	Okay.
<b>Rick</b>	Okay. You take care of the family for me I love you all.
<b>Kathy</b>	I love you too sweetheart.
<b>Rick</b>	Okay bye-bye. it's good to hear your voice.
<b>Kathy</b>	I love you too.
<b>Rick</b>	Okay. It's going to cut us off here.
<b>Kathy</b>	Okay I love you okay?
<b>Rick</b>	I love you.
<b>Kathy</b>	I love you honey.
<b>Rick</b>	I love you. Hold on–

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## November 16, 2022

Judge Gull issues a **Transport Order** on November 16, 2022.

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## November 18, 2022

<u><a href="#">Intake no medical services on Nov 18, 2022</a></u>	
<b>Doctor</b>	Wala
<b>Current Psychiatric Diagnosis</b>	<ul style="list-style-type: none"> <li>• Major Depressive Disorder</li> <li>• Generalized Anxiety Disorder</li> </ul>

<b>Assessment</b>	RA has described symptoms consistent with these disorders
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## November 21, 2022

Baldwin files a [Petition To Let Bail](#) on November 21, 2022.

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[Attorneys for Media Intervenors Limited Appearance](#) on November 21, 2022.

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[Media Intervenors' Pre-Hearing Brief Seeking Public Access to Probable Cause Affidavit and Charging Information](#) on November 21, 2022.

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<a href="#">Wala visit on Nov 21, 2022</a>	
<b>Patient Complaint</b>	<p>4:12 pm – RA communicated to Wala that he felt as if he was being treated as if he were already guilty.</p> <ul style="list-style-type: none"> <li>• RA communicated to Wala that he didn't do this and that he told the investigators that.</li> <li>• RA communicated to you Wala he would never be okay with being in prison for something he didn't do.</li> <li>• RA said he was being treated as if he had already been found guilty.</li> <li>• RA told Wala he did not commit the crime and would never admit to something he didn't do.</li> <li>• RA said he was glad the evidence didn't point to him.</li> </ul>



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**November 22, 2022**

Judge Gull issues a **Transport Order** on November 22, 2022.

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**Record of Proceedings Held on November 22, 2022.**

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McLeland files a **Motion For Prohibiting the Parties, Counsel, Law Enforcement Officials, Court Personnel, Coroner, and Family Members From Disseminating Information or Releasing Any Extra-Judicial Statements By Means of Public Communication** with affidavits from **Steve Mullin** and **Jerry Holeman** asking Gull to please not unseal the PCA.

Fig.solves posts a video disclosing details about RA's gun and/or bullet mentioned in the PCA, which remains unknown the public as Judge Gull took it as her work product at the hearing to keep it confidential. At this point, the document is only available to Judge Gull and her staff at some point during the next week.

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**Fox59: Richard Allen's defense attorney speaks on the Delphi murders case.**

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<u><b>Wala visit on Nov 22, 2022</b></u>	
<b>Patient Complaints</b>	<ul style="list-style-type: none"><li>• RA told Wala that his trip back to Delphi was strange and scary.</li><li>• RA said he was transported in a box cage.</li><li>• RA communicated to Wala that it was good to know that the evidence essentially didn't point to him.</li></ul>

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**November 23, 2022**

[Media Intervenors' Motion For Leave To Intervene and Media Intervenors' Post-Hearing Brief Seeking Public Access To Probable Cause Affidavit And Charging Information](#) on November 23, 2022.

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Dicholas McLeland and Shane Evans file their [Appearances](#) on on November 23, 2022.

• FYI: Rozzi's brother arrested Shane's uncle for being a violent sexual predator.

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**November 25, 2022.**

<a href="#"><u>Wala visit on Nov 25, 2022</u></a>	
<b>Patient Complaint</b>	<ul style="list-style-type: none"><li>• RA expressed concern about his suicide watch companions.</li><li>• "He consistently presents as extremely selfless when it comes to his wife and doing his best to ensure all of her needs are met."</li></ul>

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**November 28, 2022**

Baldwin files a [Motion For Change Of Venue From The County](#) on November 28, 2022.

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Judge Gull issues an [Order](#) on November 28, 2022.

The Court, having had this matter under advisement following a hearing conducted on November 22, 2022, and having considered the evidence submitted and the arguments of counsel, now denies the State's Verified Request to Prohibit Public Access to a Court Record, in part. The Court finds that the State has failed to prove by clear and convincing evidence that the Affidavit of Probable Cause and the Charging Informations should be excluded from public access. The Court finds that the public interest is not served by prohibiting access, and that the protection and safety of witnesses can be ensured by redacting their names from the Affidavit, and that the defendant's personal information can be removed from the Charging Informations. The Court notes that the Prosecuting Attorney submitted Charging Informations and a Probable Cause Affidavit at the November 22, 2022, hearing that was redacted, eliminating the witnesses' names and identifying personal information of the defendant. Those documents will be released to the public and made part of the record of this cause. The original Charging Informations and Affidavit of Probable Cause shall remain as sealed and confidential Court records as they are not redacted. The Court further finds that the Media Intervenors' Motion for Leave to Intervene is moot, and therefore, denied. Court Orders that the redacted Charging Informations and Affidavit for Probable Cause, submitted by the State at the hearing conducted on November 22, 2022, be filed with the Clerk of the Court with this Order, and further that the Clerk shall not release (without prior Court approval) the original, sealed unredacted Informations and Affidavit.

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**November 29, 2022**

<a href="#"><u>Martin's 2nd of 18 visits on Nov 29, 2022</u></a>
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<b>Assessment</b>	<ul style="list-style-type: none"> <li>• Everything seemed to be fine. RA didn't have – didn't seem to have any problems.</li> <li>• RA self-reported using alcohol socially.</li> </ul>
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**November 30, 2022**

[ISP Response to Formal Complaint No. 22-FC-157](#) on November 30, 2022.

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**DECEMBER 2022**

**RA's communication frequency with mental health:** Daily for 1 month (upon arrival).

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**December 1, 2022**

[Defense Press Release](#) on December 1, 2022.

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[Holeman leaks 'clerical error' story to Murder Sheet](#) on December 1, 2022.

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Judge Gull issues a **Transport Order** on December 1, 2022.

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Judge Gull issues an [Order](#) on December 1, 2022.

Court orders the State's Motion for Order Prohibiting the Parties, Counsel, Law Enforcement Officials, Court Personnel, Coroner, and Family Members from Disseminating Information or Releasing any

Extra-Judicial Statements by Means of Public Communication and the Defendant's Verified Motion for Change of Venue from the County set for hearing January 13, 2023, at 10:00 a.m. in the Carroll Circuit Court. Court to notify.

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## **December 2, 2022**

Judge Gull issues an [Order](#) on December 2, 2022.

On the Court's motion, in response to defendant's undated "Press Release", the Court issues an order granting the State's Motion for Order Prohibiting the Parties, Counsel, Law Enforcement Officials, Court Personnel, Coroner, and Family Members from Disseminating Information or Releasing Any Extra-Judicial Statements by Means of Public Communication in whole, pending hearing which the Court has just recently scheduled for January 13, 2023, at 10:00 a.m. in the Carroll Circuit Court. Counsel for the State of Indiana and the Defendant, as well as their professional staff and other personnel, Law Enforcement Officials, Court Personnel, Coroner, and all family members are prohibited from commenting on this case to the public and to the media, directly or indirectly, by themselves or through any intermediary, in any form, including any social media platforms. Counsel are reminded that they are required to conform to the Indiana Rules of Court, Rules of Professional Conduct, specifically Rule 3.6 Trial Publicity in its entirety, and Rule 3.8 Special Responsibilities of a Prosecutor in its entirety. Violations of this Order are punishable as Contempt of Court and subject the violator to a fine and/or incarceration.

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## **December 3, 2022**

### **Wala Daily Visit:**

- December 3rd would be day 30 since placing RA on suicide watch. Only two Wala visits were discussed for the month of December tho.

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### **December 6, 2022**

<a href="#"><u>Wala visit on Dec 6, 2022</u></a>	
<b>Patient Complaints</b>	3:57 pm – RA told Wala he was an innocent man, but he felt like he had already been convicted.

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### **December 7, 2022**

#### [Discovery Notice turned over on December 7, 2022](#)

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### **December 8, 2022**

Baldwin and Rozzi file a [Motion for Leave to Proceed Ex Parte on Defendant's Motion for Public Funding for Cost of Representation Including Expert Fees and Expenses](#) on December 8, 2022.

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### **December 12, 2022**

Judge Gull issues an [Order](#) on December 12, 2022.

Comes now Defendant, by counsel, upon Motion of Defendant for leave to proceed Ex Parte with regard to any applications for public funding for cost of representation including expert fees and expenses, and the Court having examined same, and being duly advised in the premises, now finds the same should be GRANTED with regard to all requests for funds for such assistance necessary to prepare the defense of this case. Counsel for Defendant shall be allowed to file written motions for such assistance without serving a copy on the Prosecutor. All such motions shall bear the following legend, preceding and separated from the style of the motion: EX PARTE PLEADING - TO BE PLACED UNDER SEAL and the Clerk shall ensure that these filings are not accessible by the Prosecutor. All hearings to consider such Motions shall be conducted in the Courtroom, which shall be closed to the public and the Prosecutor. The Court Reporter will take down the proceeding, but any transcript shall be made available only to defense counsel and the Court until further order of the Court. The original transcript shall be placed under seal in a separate envelope, marked with the date. The Clerk shall not permit any person, other than the Court and counsel for Defendant, to examine such motions, orders, and transcripts regarding such applications for funds. These motions shall be segregated from the remainder of the file in the case. The Clerk, the Sheriff and any deputies from his office, the Court Reporter, and the Carroll County Public Defender Agency and any agents are hereby restrained under penalty of contempt from disclosing to anyone the nature of any motion or order relating thereto, any testimony or colloquy adduced at any hearing on such motions, the text of any transcript, or any other information disclosed in such proceedings. Furthermore, all county personnel who are necessary for the processing of paperwork associated with the ex parte requests for funds and disbursement of those funds are hereby ordered under penalty of contempt that should

they become aware of any violation of this Order they are to immediately notify this Court of such violation.

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**December 22, 2022**

**Baldwin *\*accidentally\** emails BW on December 22, 2022.**

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<b><u>Defense WCF visit “around Christmas time 2022”</u></b>	
<b>Present</b>	Baldwin, Rozzi, Max Baker, Matt Hoffman
<b>Suicide Watch</b>	<ul style="list-style-type: none"><li>• Close observation</li><li>• Inmate snitches</li></ul>
<b>GTL tablet</b>	Yes
<b>Allowed</b>	Defense was allowed to possess their cellphones and computers to assist with their attorney-client dealings.
<b>Guards</b>	Sgt. Robinson
<b>Odin Patches</b>	Yes
<b>Transport</b>	Sgt. Robinson was involved in transporting Mr. Allen to most, if not all, of RA’s attorney’s visit.
<b>Location</b>	The visits typically occurred in the office of Captain Lewis or other office spaces which appeared to be reserved for administrative uses.
<b>Observations</b>	<ul style="list-style-type: none"><li>• RA was not long into his stay at the correctional facility, so not much about his physical appearance</li></ul>



	<p>had really changed. He still had some weight on him, still looked healthy, his demeanor was pretty normal, albeit – he was obviously undergoing a lot of stress and that sort of thing, but he looked healthy considering the circumstances.</p> <ul style="list-style-type: none"> <li>• RA was having productive attorney-client exchanges.</li> </ul>
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## December 29, 2022

<u>Wala visit on Dec 29, 2022</u>	
<b>Patient Complaint</b>	<ul style="list-style-type: none"> <li>• RA reported other frustrations that were ongoing in his cell at that time.</li> <li>• RA was unable to get a regular toothbrush on commissary.</li> <li>• RA was told he could not have his in-person visits with his wife.</li> <li>• RA was sleeping on the floor, not having a TV or desk, being unable to charge his tablet in his cell.</li> <li>• RA felt like he was being treated worse than those who have been convicted of their crimes.</li> </ul>
<b>Suicide Watch</b>	Placement status was stepped down from constant to 15-minute close observation.

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## December 30, 2022

Rozzi files a [Supplemental Motion for Discovery and Rule 405 and 405 Evidence](#) on December 30, 2022.

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**Late 2022 or Early 2023**

[Unified Command visits WCF in late 2022 or early 2023](#)

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**JANUARY 2023**

**RA's communication frequency with mental health:** Weekly until April 4, 2023.

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**January 3, 2023**

[Wala's 1st of 5 weekly visits in January:](#)

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**January 6, 2023**

[INVEST Lead-DIN-167 re: Intake-CJIS-791 re: Ron Logan](#) on January 6, 2023.

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**January 9, 2023**

Judge Gull issues an [Order](#) on January 13, 2023.

Court orders Defendant's Supplemental Motion for Discovery and Request for Rule 404 and 405 Evidence set for hearing January 13, 2023, at 10 a.m. Court further orders Defendant's Ex Parte Motion and Order Authorizing Funding for Fact Investigator set for ex parte hearing January 13, 2023, at 11 a.m.

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**January 10, 2023**

[Wala's 2nd of 5 weekly visits in January:](#)

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**January 12, 2023**

McLeland files the [State's Response to Supplemental Motion for Discovery and Rule 404 and 405 Evidence](#) on January 12, 2022.

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**January 13, 2023**

[Record of Proceedings at Hearing Held January 13, 2023.](#)

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[Record of Proceedings at Ex Parte Hearing Held January 13, 2023.](#)

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Judge Gull issues an [Order](#) on January 13, 2023.

Defendant appears in person and with counsel; State appears by Prosecuting Attorney McLeland. Hearing conducted on pending issues. Having previously granted the State's Motion to Prohibit

Communication, pending hearing, and having discussed the matter with counsel in chambers, the Court now grants in whole the State's Motion for Order Prohibiting the Parties, Counsel, Law Enforcement Officials, Court Personnel, Coroner, and Family Members from Disseminating Information or Releasing any Extra-Judicial Statements by Means of Public Communication. Court takes Defendant's Supplemental Motion for Discovery and Request for Rule 404 and 405 Evidence under advisement as counsel continue to work diligently to exchange discoverable information. Court acknowledges the Defendant's Motion for Change of Venue and agrees a jury could not be obtained in Carroll County. Pursuant to I.C. 35-36-6-11, a jury will be selected from another county and transported to Carroll County for trial. Counsel to notify the Court within a week if they can agree to a specific county.

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### **January 17, 2023**

<u>Wala's 3rd of 5 weekly visits in January</u>	
Patient Complaints	<ul style="list-style-type: none"><li>• RA complained about the conditions in his cell and that he had not received a letter from his wife, he was missing clothing, he was experiencing severe heartburn, and – RA had concerns about ants, rodents, "things like that" in his cell.</li></ul>

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### **January 20, 2023**

The parties sign a [Stipulation Regarding Defendant's Verified Motion for Change of Venue From County](#) on January 20, 2023.

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**January 24, 2023**

Judge Gull issues an [Order](#) on January 24, 2023.

The parties having filed their Stipulation Regarding Defendant's Verified Motion for Change of Venue from the County on January 20, 2023, and the Court having examined same, the Court hereby Orders that the jury venire shall be drawn from Allen County and trial shall be conducted in Carroll County.

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• This means RA will be judged by a jury of Gull's constituents—not a jury of his peers.

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<a href="#">Wala's 4th of 5 weekly visits in January</a>	

<a href="#">Wala's 4th of 5 weekly visits in January</a>	

<a href="#">Martin's 3rd of 18 visits on Jan 24, 2023</a>	
<b>Medicine</b>	<ul style="list-style-type: none"><li>• Martin said he needed RA to sign consent for medication, because they usually try to get consent signed once a year and he wanted to make sure that RA had signed it.</li><li>• RA signed a consent for Prozac. (Again?)</li></ul>
<b>Assessment</b>	<ul style="list-style-type: none"><li>• Since RA was doing well, according to "our" protocol, Martin was allowed to see RA once every six months, or</li></ul>

<a href="#">Martin's 3rd of 18 visits on Jan 24, 2023</a>	
<b>Medicine</b>	<ul style="list-style-type: none"><li>• Martin said he needed RA to sign consent for medication, because they usually try to get consent signed once a year and he wanted to make sure that RA had signed it.</li><li>• RA signed a consent for Prozac. (Again?)</li></ul>
<b>Assessment</b>	<ul style="list-style-type: none"><li>• Since RA was doing well, according to "our" protocol, Martin was allowed to see RA once every six months, or</li></ul>

	<p>even once every three months, but “we” extended it to once every six months.</p> <ul style="list-style-type: none"> <li>• Martin was supposed to see RA sometime in April, maybe April 24th.</li> </ul>
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### January 30, 2023

McLeland files the [State’s Response to Defendant’s Petition to Let Bail](#) on January 30, 2023.

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### January 31, 2023

<a href="#">Wala’s 5th of 5 weekly visits in January</a>	

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## **FEBRUARY 2023**

**RA’s communication frequency with mental health:** Weekly until April 2023.

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### Approx February 5, 2023

[Rozzi secures a spot for RA at Cass County Jail in early February of 2023.](#)

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## February 7, 2023

Rozzi files a [Motion to Continue Bail Hearing and Jury Trial Setting](#) on February 7, 2023.

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<a href="#">Wala's 1st of 4 weekly visits in February</a>	

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## February 10, 2023

[Media Intervenors' Renewed Motion To Intervene and Motion to Grant Public Access to the State's Verified Request to Prohibit Public Access](#) on February 10, 2023.

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[Opinion of the Public Access Counselor re: Wilkins' Formal Complaint No. 22-FC-157](#) issued on on February 10, 2023.

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## February 13, 2023

McLeland files the [State's Motion Requesting Protective Order Governing Discovery](#) on February 13, 2023.

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McLeland files the [State's Response to Motion to Continue Bail Hearing and Jury Trial Setting](#) on February 13, 2023.

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**February 14, 2023**

<a href="#"><u>Wala's 2nd of 4 weekly visits in February</u></a>	

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**February 16, 2023**

Judge Gull issues an [Order](#) on February 16, 2023.

On the Court's Motion, and with the consent of the parties, the hearing scheduled on February 17, 2023, at 10:00 a.m. on Defendant's Petition to Let Bail will be continued and the resetting of same will be conducted with the attorneys, the Defendant, and the Court appearing remotely February 17, 2023, at 1:30 p.m. Court orders the Transport Order for Defendant cancelled.

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Judge Gull issues a [Transport Order](#) on February 16, 2023.

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**February 17, 2023**

[Record of Hearing Held February 17, 2023.](#)

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Judge Gull issues an [Order](#) on February 17, 2023.

The matter before the Court is the Renewed Motion to Intervene and Motion to Grant Public Access to the State's Verified Request to



Prohibit Public Access filed by the Media Intervenor (the "Motion").' The Court, having considered both Motions and being duly advised, finds that the Motions should be GRANTED. IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED THAT the Media Intervenor are granted leave to intervene, and the State's Verified Request to Prohibit Public Access filed on October 28, 2022 shall be released to the public. The Clerk is directed to make the Verified Request available to the public on the docket.

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Judge Gull issues the [Protective Order](#) on discovery on February 17, 2023.

Comes now Court, the State of Indiana, by Prosecuting Attorney Nicholas C. McLeland, having filed its Motion Requesting Protective Over Governing Discovery, and the Court being duly advised in the premises, now grants said Motion and the State, the Defendant and Counsel for the Defendant, are now instructed and ORDERED as follows: 1. That one copy of the discovery material shall be provided to Counsel for the Defendant. 2. That no additional copies of the discovery material shall be made by the Defendant, Defendant's Counsel, investigator, expert or any other representative or agent of the Defendant for any reason. 3. That the discovery material shall not be used for any purpose other than to prepare for the defense in the above referenced cause number. 4. That the discovery material shall not be publicly exhibited, displayed; shown, used for educational, research or demonstrative purposes or used in any other manner, except in judicial proceedings in the above referenced action. 5, That the discovery material may be viewed only by parties, counsel and counsel's investigators and experts. 6. That if copies of the discovery material are made and provided to the Defendant, investigators or experts for the Defense, that sensitive and private information contained in the discovery shall be redacted, including any social security numbers, IDAC information or NCIC information, any information related to the personal information of juveniles; including

social security numbers, names and date of birth and any FBI sentinel, information. 7. That none of the discovery material shall be divulged to any person not authorized to view the discovery material; this includes other witnesses, family members, relatives and friends of the Defendant. 8. That no person other than the Defendant, Counsel for the Defendant and those persons listed in paragraph 5 shall be granted access to said discovery material, or the substance of any portion thereof unless that person has signed an agreement in writing that he or she has received a copy of this Order and that he or she submits to the Court's jurisdiction and authority with respect to the discovery agrees to be subject to the Court's contempt powers for any violation of this Order; and is granted prior permission by this Court to access said discovery. 9. That upon final disposition of the case, the discovery material referred to in paragraph 1 and any and all transcripts shall be returned to the Carroll County Prosecutor's Office or maintained by Defense Counsel pursuant to the terms herein. 10. That Counsel for the Defendant shall be responsible to ensure that all persons involved in the defense of this case comply with this Order. That the written documents/records provided by the State with the discovery material fall under the same rules as described above. IT IS SO ORDERED this 17th day of February, 2023.

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**After February 17, 2023**

**[Discovery Notice sometime in February 2023](#)**

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**February 21, 2023**

<b><u><a href="#">Wala's 3rd of 4 weekly visits in February</a></u></b>
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## February 23, 2023

Judge Gull issues an [Order](#) on February 21, 2023.

Defendant with Attorneys Bradley Rozzi and Andrew Baldwin. State by Prosecuting Attorney Nicholas McLeland. With consent of the parties, hearing on Defendant's Motion to Continue Bail Fearing and Jury Trial conducted via Zoom. Court grants Defendant's Motion to Continue Bail Hearing and resets the hearing to June 15-16, 2023, at 8:30 a.m. in the Carroll Circuit Court. Jury trial also continued to be reset at the bond/omni hearing June 15, 2023. CR 4 time chargeable to Defendant. State's Motion for Protective Order granted under separate order without objection by Defendant. Media Intervenors' Renewed Motion to Intervene and Motion to Grant Public Access to State's Verified Request to Prohibit Public Access granted without hearing and without objection from the State and Defendant under separate order.

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## February 28, 2023

<a href="#">Wala's 4th of 4 weekly visits in February</a>	

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**MARCH 2023**

## March 2023

**RA's communication frequency with mental health:** Weekly until April 4, 2023.

<u>Suicide Watch March 2023</u>	
<b>PLUS Companion Program</b>	<ul style="list-style-type: none"><li>• Wala received an inquiry about someone associated with ISP wanting to talk to her about RA so Wala asked RA if it was okay for her to talk to them, if they had questions about him. Wala said she didn't know where this person was from.</li><li>• "When we – when he said no, I agreed and that I shouldn't."</li><li>• It was someone by the last name of Goldenberg, a forensic psychologist.</li></ul>
<b>March or April 2023</b>	<ul style="list-style-type: none"><li>• "We received information that he had made some confessions, so that – after that, we subpoenaed records, any other records that may indicate any audio, video, or written statements or anything like that and received information from the prison; and we were able to review the documentation and find out that he had confessed to not only his wife, mother, corrections officers, and inmate companions, so we got that documentation, reviewed it, found out who we needed to interview, and interviewed them.</li><li>• "No one contacted us. We were monitoring his phone calls, and once he made the first</li></ul>

	couple confessions, at some point after that, we decided to subpoena any other records that the prison might have and they sent those to us. Nobody from the prison contacted us.”
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**March 7, 2023**

<a href="#"><u>Wala's 1st of 4 weekly visits in March</u></a>	

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**March 14, 2023**

<a href="#"><u>Wala's 2nd of 4 weekly visits in March</u></a>	

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**March 21, 2023**

<a href="#"><u>Wala's 3rd of 4 weekly visits in March</u></a>	
<b>Patient Complaints</b>	RA communicated that he was experiencing some mental health issues and wasn't feeling right in his head.

<b>Observations</b>	RA reported taking God into his heart on March 21st, 2023.
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## March 24, 2023

<u>Defense drops off 1,000 pages of police reports with Westville Correctional Facility's staff to provide to RA on Mar 24, 2023</u>	
<b>March 24, 2023</b>	<ul style="list-style-type: none"> <li>• Attorneys for RA delivered nearly 1,000 pages of police reports to RA on Friday, March 24, 2023, with the intention of seeking their client's cooperation in his own defense.</li> <li>• Baldwin met with RA with optimistic news about the direction of the case and RA was inquisitive about the information, thankful about the information, and optimistic about the information.</li> <li>• RA was presumably evaluated and medicated by prison medical staff.</li> </ul>
<b>April 3, 2023</b>	<ul style="list-style-type: none"> <li>• As of Monday, April 3rd, 2023, said information had yet to be provided to RA.</li> </ul>
<b>April 4, 2023</b>	<ul style="list-style-type: none"> <li>• Up until a visit with RA on April 4, 2023, counsel for RA found him to be polite, communicative with great eye contact, generally responsive to our questions and exhibiting a good sense of humor on occasion in spite of his false arrest and circumstances.</li> <li>• However, RA's deteriorating physical condition has been observed by Counsel dating back to the beginning of the new year.</li> </ul>

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**March 28, 2023**

<a href="#"><u>Wala's 4th of 4 weekly visits in March</u></a>	

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**Suicide Watch March 2023**

**APRIL 2023**

**April 2023**

**RA's Communication Frequency with mental health:** Daily visits with Wala or her staff for the next 4 months (April-July).

<a href="#"><u>Suicide Watch April 2023</u></a>	
<b>April/ May 2023</b>	"MS. DIENER: Judge, I'll rephrase the question to ask if officers relayed to him that they felt he was faking when he was acting out during April and May. I think that in a position of a corrections officer at a DOC facility, that they would be in a position to give a layperson's opinion about what they were observing."

<b>Assigned to Monitor</b>	<ul style="list-style-type: none"> <li>• Holeman would not listen to the calls on a daily basis.</li> <li>• Holeman would just get ones sent to me that he should listen to (ones that were believed to be incriminating).</li> <li>• Detective Harshman was primarily monitoring the calls.</li> <li>• There was other people that were helping, but he's primarily the one that did all the documentation of the phone calls of interest.</li> </ul>
<b>Directives</b>	<ul style="list-style-type: none"> <li>• Holeman "just said that we had some information, that we needed to go conduct interviews, and we just formulated a game plan. I know one day I went up with Brian Harshman, and I know Rich Davies, Steve Mullin went up. I may have went up by myself one day, but yeah."</li> <li>• They went up to the prison and started interviewing guards and inmates assigned to RA.</li> </ul>
<b>State Response</b>	<ul style="list-style-type: none"> <li>• Dicholas filed subpoenas to round up more information about RA's circumstances at the prison above and beyond the phone calls.</li> <li>• "What I told you earlier was any audio, videotaped movements, statements from the prison, documentation from the corrections officers that were conducting the suicide watch, door – I think they called them door sheets or logs that they were keeping, corrections officers. At some point, it switched, they did use prisoners as a companion program, but I think after he started making the confessions, they switched and no longer allowed the prisoners to do that</li> </ul>



	and they had the corrections officers, so we got all those logs.”
<b>Subpoena Returns</b>	<ul style="list-style-type: none"> <li>• “I can’t remember if that came in the first subpoena or later, but yeah, we did get some informations where he wrote a letter –“</li> <li>• No information was received from Internal Affairs, to Holeman’s “knowledge”</li> </ul>
<b>State Follow Ups</b>	<ul style="list-style-type: none"> <li>• State continued to request updated information as RA stayed at the prison.</li> <li>• “As far as the phone calls, we continued to monitor them. We still would get information if there was any I believe, yes. I think the answer would be yes, we did continue to get information.”</li> </ul>

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**April 1, 2023**

<a href="#"><u>Wala visit on Apr 1, 2023</u></a>	
<b>Healthcare Services Directive Annual Policy and Procedures, Policy 4.03(A)</b>	
<b>Section 2, page 2, Section H</b>	<ul style="list-style-type: none"> <li>• This section is titled “IPAS Settlement”</li> <li>• It references that there was a settlement between IPAS and the DOC that related to the classification of seriously mentally ill inmates and the 30-day threshold.</li> <li>• This is all being geared toward whether RA was or was not designated as SMI.</li> </ul>

	<ul style="list-style-type: none"> <li>• Wala said that RA did not meet that definition under DOC with regard to placement or transfer.</li> <li>• RA was diagnosed as brief psychotic disorder with related stressors.</li> <li>• That is a diagnosis that, in and of itself, requires that the brief psychosis is less than 30 days.</li> <li>• “So in regards to the brief psychotic disorder, it would qualify as SMI.”</li> <li>• There was a concern about the 30 days and when you begin your analysis of that particular conclusion.</li> <li>• RA’s “symptoms had to exist for a certain length of time before his diagnosis could or would have an impact Technically, a diagnosis alone – we have individuals who are SMI in restrictive housing for different reasons beyond the 30-day mark. This would be a new diagnosis for him and we would, at that point, determine whether we’d want a transfer; however, given the unique circumstances of the case, in our meetings that I am not to talk about it was determined that he was going to stay where he was at. So he – the way that I was told, he did not fall under the guidelines because he was not an IDOC-incarcerated individual, he was a safekeeper.”</li> </ul>
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	<ul style="list-style-type: none"> <li>• RA's designation as safekeeper was a priority, because his safety was the reason he was there.</li> </ul>
<b>Guideline 2.1 pg. 10</b>	<ul style="list-style-type: none"> <li>• "Psychologists are mindful of the public nature of social media and that their privacy and confidentiality are not protected nor expected on social media."</li> <li>• Wala agrees that her sharing of information about your opinions in this case on social media was improper.</li> </ul>
<b>Healthcare services directive number 4.03(A) pg. 15</b>	<ul style="list-style-type: none"> <li>• Page 15 of the guideline actually recognizes that there are special mental health services available through the DOC.</li> <li>• If you turn the page to 16, it starts to identify the different facilities where the DOC provides special mental health services.</li> <li>• The first one of those is actually New Castle, the second one is Pendleton, the third one is Wabash Valley, the fourth one is the Indiana Women's Prison</li> <li>• Westville is not on this list.</li> </ul>
<b>Designation</b>	<ul style="list-style-type: none"> <li>• The 30-day threshold is really in place to ensure that someone with mental – a mental health condition, a serious mental health condition, is not further harmed. That's the reason why there's a policy.</li> <li>• It is accurate to say that the only reason why Wala took the position that the DOC</li> </ul>

	<p>is not subject to that in RA's case is because he was designated as a safekeeper.</p> <ul style="list-style-type: none"> <li>• If Wala were treating RA from a clinical standpoint, from a mental health standpoint, she would be acknowledging that solitary confinement circumstance and how it could be detrimental to him.</li> <li>• In her deposition, Wala said it's reasonable to believe that RA's situation with psychosis was caused by stressors confinement.</li> </ul>
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**April 2, 2023**

<u>Phone call from RA to JA on April 2, 2023</u>	
<b>Time</b>	
<b>[Thank you for using GTL. This is a prepaid debit call from: Ricky]</b>	
<b>Rick</b>	Hey.
<b>Janis</b>	Hello?
<b>Rick</b>	Good morning.
<b>Janis</b>	Yeah.
<b>Rick</b>	How are you?
<b>Janis</b>	Good to hear from you.

<b>Rick</b>	Yeah. Been trying to uh get a hold of Kathy all morning but this stupid phone system doesn't seem to be working right about half the time.
<b>Janis</b>	Uh it cut us off yes– the other– I mean– Friday didn't it?
<b>Rick</b>	Yeah I'm sure it did. I uh I got a hold of her once today and then it cut us off before I had a chance to really talk to her and I haven't been able to get her back since so.
<b>Janis</b>	Okay.
<b>Rick</b>	I was just curious to see if it would let you let me through to you so.
<b>Janis</b>	Uh huh. Um they had a lot of real bad storms.
<b>Rick</b>	Oh in Delphi or?
<b>Janis</b>	Um well in this whole– in all of Indiana.
<b>Rick</b>	Oh.
<b>Janis</b>	There was tornadoes and everything.
<b>Rick</b>	I thought I heard something about tornadoes. I know we had– we had a little bit of hail at one point but so.
<b>Janis</b>	I hope– I will.
<b>Rick</b>	I haven't slept all night.
<b>Janis</b>	They may not have internet or anything.
<b>Rick</b>	You still there?
<b>Janis</b>	Yeah yeah.

<b>Rick</b>	Okay. Hey if you talk to Kathy today and I haven't yet just tell her I'm okay and I'll talk to her as soon as I'm able to get through to her.
<b>Janis</b>	Oh okay I will.
<b>Rick</b>	Alright. Hey are you uh you going to church today?
<b>Janis</b>	Yeah yeah.
<b>Rick</b>	Good good. Where are you going to church at? I didn't even know you were.
<b>Janis</b>	U it's [Story?] Church. It's there at the [Rock?] Theater in Peru.
<b>Rick</b>	Really?
<b>Janis</b>	Uh-huh.
<b>Rick</b>	Why there?
<b>Janis</b>	Huh?
<b>Rick</b>	What made you decide to go there?
<b>Janis</b>	Uh Colleen my friend who started going and I started going after I wrecked the van.
<b>Rick</b>	When did you wreck the van?
<b>Janis</b>	Oh it was in what– February of last year.
<b>Rick</b>	Oh my god you've been going to church that long?
<b>Janis</b>	Well I've been going public for, yeah. I'd say since uh last summer.
<b>Rick</b>	How did I not know you were going to church?

<b>Janis</b>	Well I just started going and then I decided I needed to get back with God again and I figured he's been sparing my life for a reason all these years.
<b>Rick</b>	That's good to hear.
<b>Janis</b>	Yeah and I'm glad that I did because I wouldn't have made it through all this without him.
<b>Rick</b>	Yep. So uh did Kathy tell you that I told her the other day that uh I accepted the Lord Jesus Christ as my savior?
<b>Janis</b>	Oh. No, that's so wonderful.
<b>Rick</b>	I didn't know if she told you or not but God's really important to me right now and I just— to hear you say that you've been going to church for that long again just makes me happy.
<b>Janis</b>	It makes me happy and that Kathy's going and all that. It just—
<b>Rick</b>	Yeah. Okay well I can go on all day but I'm going to try to get a hold of Kathy again and if not then I'm going to fall asleep at some point because I haven't slept so.
<b>Janis</b>	Yeah.
<b>Rick</b>	Hopefully I can get a hold of her before I fall asleep but if not I know that I talked to you and that you'll let her know that I'm okay now.
<b>Janis</b>	I will I will.
<b>Rick</b>	I've got a family that's always going to love me no matter and—

<b>Janis</b>	Yes you do.
<b>Rick</b>	I got God so I've got God so and I know that Kathy's got God and you've got God and–
<b>Janis</b>	Yeah yeah.
<b>Rick</b>	That's good enough for me so.
<b>Janis</b>	Yep.
<b>Rick</b>	I know he is not going to let this last forever and–
<b>Janis</b>	No he's not.
<b>Rick</b>	We're all going to be back together eventually.
<b>Janis</b>	Yeah.
<b>Rick</b>	He'll make that happen. It may be today it may be tomorrow it may be 6 months from now it may be when we're together again in heaven but it's going to happen and I just uh–
<b>Janis</b>	I just think God's going to work a miracle through all this.
<b>Rick</b>	Yeah I think he already has I mean Kathy sent me a Bible um I didn't accept God into my life until March 21st of 2023 so that's what a week ago week and a half?
<b>Janis</b>	Mhmm yeah.
<b>Rick</b>	And uh–
<b>Janis</b>	Yeah.



<b>Rick</b>	I never would have done it if I hadn't started reading the Bible and uh I wouldn't have read the Bible if Kathy hadn't sent it to me and—
<b>Janis</b>	She's been trying for a long time to get one to ya.
<b>Rick</b>	And uh I questioned you know when I called her and tried to tell her that I accept had accepted God. I struggled to know if it was really this Bible and if this was actually a Bible because I don't know if you know this or not but the Bible that she got me doesn't even say the Holy Bible on it on the front.
<b>Janis</b>	Yeah but it's just worded so you could understand it better.
<b>Rick</b>	Sure sure. I just I didn't know if you knew that it just on the front it says The Message so after I accepted God into my life and or accepted Jesus Christ as my savior and—
<b>Janis</b>	Mhmm mhmm.
<b>Rick</b>	And God into my life and told Kathy that I— she told that she first she had to convince me that I was actually reading the Bible.
<b>Janis</b>	Yeah yeah.
<b>Rick</b>	Um and then I asked her where she got the Bible from.
<b>Janis</b>	Yeah uh-huh.
<b>Rick</b>	And she said that Dr. Frank had given it to her.
<b>Janis</b>	Yeah yeah.

<b>Rick</b>	And uh so today I was calling her because I wanted to make sure that the next time she saw Dr. Frank I wanted her to thank Dr. Frank for saving my life.
<b>Janis</b>	Awe awe.
<b>Rick</b>	I'm giving– can he give her another a Bible?
<b>Janis</b>	Yes yes.
<b>Rick</b>	Cuz otherwise I probably wouldn't have a Bible today.
<b>Janis</b>	Yeah yeah. She had been trying to see if uh one of the lawyers could get one to you and that– cuz she really wanted you to have the one she's been reading.
<b>Rick</b>	Okay well I'm gonna go now and try to get hold of Kathy and if not hopefully I can get a hold of her tonight.
<b>Janis</b>	Okay.
<b>Rick</b>	Cuz I'm probably going to fall asleep at some point.
<b>Janis</b>	Okay okay. I love you
<b>Rick</b>	I love you too Mom. Bye.
<b>Janis</b>	Mhmm. Bye.

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**April 3, 2023**



<u>Defense WCF visit on Apr 3, 2023</u>	
<b>Present</b>	Baldwin, Rozzi, Max Baker
<b>Allowed</b>	Cell phones
<b>Restricted</b>	laptops, watches
<b>Transport</b>	Sgt. Robinson was involved in transporting Mr. Allen to most, if not all, of his attorney's visits.
<b>Patches</b>	<b>Yes</b>
<b>Surveillance</b>	Sgt. Jones and Sgt. Robinson, beginning April 3, 2023, began videotaping RA's interactions with Defense with a camcorder while requiring RA to face the camcorder from about 10 feet away through a glass.
<b>Observations</b>	<ul style="list-style-type: none"> <li>• Defense observed a steep decline in RA's demeanor, ability to communicate, ability to comprehend and ability to assist in his defense.</li> </ul>

	<ul style="list-style-type: none"> <li>• RA appeared to be suffering from various psychotic symptoms which counsel would describe as schizophrenic and delusional.</li> <li>• Defense believed that RA was suffering from memory loss and demonstrating an overall inability to communicate rationally with counsel and family members.</li> </ul>
<b>Suicide Watch</b>	<ul style="list-style-type: none"> <li>• RA is routinely supervised by other inmates (“companions” as referred to within the confines of the prison) who sit on watch outside of his cell door on a daily basis.</li> <li>• The inmate snitches were replaced by prison guards after it was learned that they were engaging RA regarding his pending charges and then communicating RA’s thoughts and words to the families of these inmates.</li> </ul>
<b>“Priviledges”</b>	<ul style="list-style-type: none"> <li>• RA is allowed only an electronic tablet through which he can make calls to family members, all of which is monitored by prison officials, with the cost of all phone calls being borne by Rick and his family.</li> </ul>

[Phone call from RA to his dad on Apr 3, 2023](#)

<b>Time</b>	3:12 am
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Phone call with KA on Apr 3, 2023

<b>Time</b>	5:14 am
<b>Kathy</b>	Honey?
<b>Rick</b>	Yeah
<b>Kathy</b>	Are you there?
<b>Rick</b>	Yes babe.
<b>Kathy</b>	What's going on?
<b>Rick</b>	I just wanted to apologize to ya.
<b>Kathy</b>	What's going on sweetheart?
<b>Rick</b>	I did it.
<b>Kathy</b>	What?
<b>Rick</b>	I killed Abby. I killed Abby and Libby.
<b>Kathy</b>	No you didn't.
<b>Rick</b>	Yes I did.
<b>Kathy</b>	No you didn't dear.
<b>Rick</b>	Yes I did.
<b>Kathy</b>	Don't say that.
<b>Rick</b>	I don't know why.
<b>Kathy</b>	No you didn't dear. You're not feeling well.
<b>Rick</b>	[inaudible]

<b>Kathy</b>	There's something wrong. They've messed up your meds or something there.
<b>Rick</b>	No I mean I evidently did it.
<b>Kathy</b>	No you didn't. Why would you say that?
<b>Rick</b>	Because maybe I did.
<b>Kathy</b>	No you didn't dear.
<b>Rick</b>	I think I did.
<b>Kathy</b>	No you didn't. They are screwing with you there and I'm trying to get to the bottom of it. There's something wrong.
<b>Rick</b>	[inaudible]
<b>Kathy</b>	They are messing with you. They are messing with your mind.
<b>Rick</b>	Did dad tell you I called?
<b>Kathy</b>	Yeah.
<b>Rick</b>	What did I say to him?
<b>Kathy</b>	I don't know. I talked to your mom but she's she called me and we're just worried about you cuz there's something's not right.
<b>Rick</b>	Is there a way to talk to dad?
<b>Kathy</b>	No honey I'm not with them right now and there's something wrong. They're screwing with you there.
<b>Rick</b>	What did I say to dad?
<b>Kathy</b>	They have done something to your food or they've done something to your neck. There's something wrong. Don't you ever say you did anything cuz I know you didn't.
<b>Rick</b>	I think I did.

<b>Kathy</b>	No you didn't. Why would you say that?
<b>Rick</b>	Cuz I think I did.
<b>Kathy</b>	No you didn't dear you know you didn't.
<b>Rick</b>	I wish I could say I didn't. I don't know.
<b>Kathy</b>	You don't know see exactly there's something wrong. They're screwing with you. They're trying to get you to say things. They're trying to mess with your mind.
<b>Rick</b>	You know I'd be safer I guess.
<b>Kathy</b>	You– there's something wrong. No you don't.
<b>Rick</b>	I just wish they would kill me or let me apologize to the families at least.
<b>Kathy</b>	Dear. Don't talk anymore. Just don't talk anymore okay?
<b>Rick</b>	How long should I wait?
<b>Kathy</b>	Don't talk anymore. I need to get a hold of somebody there.

[Phone call from RA to JA on Apr 3, 2023](#)

<b>Time</b>	8:45 am

[Inmate snitches prior to Apr 4, 2023](#)

<b>Lacy Patton Jr,</b>	On one occasion Allen "confessed" to "molesting [those] two young girls and shooting them in the back."
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<b>Jason Elliot</b>	Inmate snitches then spread the “good word” of Allen’s “confessions” to inmates in general population at Westville, prompting these inmates to then share the information with their respective family members in public.
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**April 4, 2023**

<u>Wala visit on Apr 4, 2023</u>		
Location	A Pod counselor’s cubicle	
General Observation and Mental Status		
Clinical Observations	<ul style="list-style-type: none"><li>• RA received a large volume of legal documents.</li><li>• When RA was first incarcerated, a snitch inmate called his mom on the phone and all “Hey this guy is here” and it was posted on YouTube.</li><li>• Wala said that was “ultimately” “part of the reason” as to why RA’s snitch inmates were replaced with guards,</li><li>• “Well, I said too that it was when he had the discovery materials, we didn’t want people to view those materials.”</li></ul>	
Log Sheets	<u>11:15 am</u>	“Recent suicidal or self-injurious ideation, fatalistic delusions or fantasies, belief that death will bring relief, treatment noncompliance, suicide notes or giving away – giving belongings away, hopelessness and/or helplessness, feelings of worthlessness, current insomnia with poor appetite, shame or threat to self-esteem or guilt,



		intense turmoil, agitation, anxiety, anguish or despair, and elevated anger or hostility or alienation.”
<b>Additional Observations</b>	<ul style="list-style-type: none"> <li>• RA’s circumstances changed significantly. Wala’s “understanding” was that RA was presenting bizarrely, his thought process was disorganized, his speech was disorganized, there was a change in his presentation.</li> <li>• RA had just had two visits from his attorneys, so Wala felt that that contributed to what was happening with him, at least potentially.</li> <li>• “I think, we believed that at the site, that it may have caused it, because it was a major event that happened just prior to the change.”</li> <li>• The bizarre behavior resulted in RA going back on suicide constant watch.</li> <li>• RA started confessing to other staff.</li> </ul>	
<b>Level of supervision or observation</b>	Suicide monitoring, daily observation	

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**April 5, 2023**

<u><a href="#">Ethan Drang Log Sheet on Apr 5, 2023</a></u>	
<b>7:19 am</b>	RA is crying.
<b>7:25 am</b>	RA is crying.
<b>8:05 am</b>	

<b>8:46 am</b>	"I think coming to prison cured my depression and anxiety. It allowed me to find God. Do you want my Bible?"
<b>9:52 am</b>	<ul style="list-style-type: none"> <li>• RA He slipped a yellow envelope with a request slip inside under the door.</li> <li>• The Request slip stated that he wanted to confess for killing A.W. and L.G.</li> <li>• He also stated he hopes he can apologize to the families.</li> </ul>
<b>11:47 am</b>	
<b>Drang's notes</b>	<ul style="list-style-type: none"> <li>• RA was emotional, said he kind of liked it in the WCU.</li> <li>• When RA would be on the phone with his wife or coming back from anywhere, just being outside the cell and going back in the cell, there'd be a trigger there.</li> </ul>

<b><u>Wala visit on Apr 5, 2023</u></b>	
<b>Visit Type</b>	Suicide monitoring, daily observation
<b>Location</b>	A Pod counselor's cubicle.
<b>Constant observation</b>	<ul style="list-style-type: none"> <li>• "Constant is reserved for more severe instances of imminent harm. In this situation, I placed him on close. He was not exhibiting anything in regards to suicidality, but things have, obviously, taken a turn in terms of the things that he's talking about, which was significant but not to the point where we felt he was in imminent danger of harming himself."</li> </ul>

<b>Allowed Personal Property</b>	<p>“We just started him off with the standard, so he would have monitored showering and toileting, he would have a mattress and a safety blanket, he would have that kimono, the safety kimono. I allowed the regular meal and books, documents, tablet, commissary. Usually, those aren’t provided, but I – we were just kind of – I wanted him to have his stuff, so at that point in time, I allowed those items as – this was just the first day, so –”</p>
<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• RA stated “I killed A.W. and L.G. I’m sorry.” He said he made sure they were dead, because he didn’t want them to suffer. He said he knew his intentions were sexual in nature. He reported thinking that they were at least 18 or 19, but could have been as young as 11.</li> <li>• RA talked about being selfish all his life, also being a coward, so when he got scared, he took their lives in order to preserve his own. He was talking about hoping he could apologize to the families of the victims and wished he could go back and change his actions.</li> <li>• RA alluded to having a sex addiction. He said he didn’t think he was molested as a child, but admitted to molesting his sister as a child. He reported viewing Playboy magazines and other sexually explicit materials, as well as experimenting with both male and female children his age, and he said he felt that’s where the problem began. He became tearful when reporting this.</li> </ul>

	<ul style="list-style-type: none"> <li>• RA reported being an alcoholic, twice since 2011, and he talked about how, when he's in that state, he was cared for by his wife.</li> </ul>
<b>Reason for RA's change in placement status</b>	<ul style="list-style-type: none"> <li>• RA makes very specific statements about the facts and circumstances of the charges that are pending.</li> <li>• RA told Wala that he took God into his heart on March 21st of 2023.</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• "Anxiety, significant and improved; depression, significant and improved; suicidality, not significant. Patient symptom reports appear questionable."</li> <li>• "It just looks like his affect was all over the place that day, from crying to smiling. He also mentioned memory lapses and already said that he might not remember the following day's dates. He was tangential and, again, he was just sharing various information with little prompting from me."</li> <li>• "Patient symptom report appears questionable."</li> <li>• "Psychotic symptoms unclear or not present."</li> </ul>
<b>Objective</b>	<ul style="list-style-type: none"> <li>• "So at this point, we just had the legal status changes and that it's his initial incarceration."</li> </ul>
<b>Clinical Observations</b>	<ul style="list-style-type: none"> <li>• "RA kind of went between crying and being solemn and even having a bright affect. At times, he was calm and, at times, he exhibited a bizarre smile. When confessing, he did it in an almost matter-of-fact manner. He claimed memory lapses and said he may not remember</li> </ul>

what tomorrow's date will be. He was tangential throughout. He was sharing information with very little prompting. And then, he demonstrated the abrupt religiosity, which wasn't present before.

- RA asked if Wala believed in God. He said he hoped everyone would find God before they died. He had recently received a Bible and reported wanting to read it before he died. He reported Psalms 23 gave him a sense of peace. He stated that he hoped he would be able to give it away, possibly even to the families of A.W. or L.G. who could give – so they could give it to someone they think might need help. He says he wished he could go back and change his actions and apologize to the families. He said he was glad he had not killed himself. He stated he hoped to be able to see his family and hopes they will forgive him.

- RA expressed appreciation for being fed, clothed, and having a small view of the outside from the top of his window. He reported being happier than he's ever been in such a terrible place.

- "His sudden shift in presentation is purposeful and instrumental." So there may be secondary gain associated with it; in other words, potentially feigning.

- RA reported that he may have drank water out of the toilet when he – but it's 'cause he didn't have running water. When asked if he had running water, he said it didn't matter. He said

	<p>he may have been delirious at times from not eating.</p> <ul style="list-style-type: none"> <li>• “It’s unclear whether his claims are genuine, as he is monitored via camera and in person at all times and odd behavior was not reported until Monday – after – the Monday after his attorney visit.”</li> </ul>
<b>Hallucinations or Delusions?</b>	None
<b>Current Mental Health Status</b>	<ul style="list-style-type: none"> <li>• “He was labile, so his emotions were kind up and down. His thought process was both circumstantial and tangential, so he would go off on a tangent and sometimes never return or he would go off on a tangent and sometimes come back around.”</li> </ul>
<b>Appearance</b>	Within normal limits.
<b>Eye Contact</b>	<ul style="list-style-type: none"> <li>• “Intense intermittent.”</li> <li>• Sometimes intense was normal, but Wala felt like across time there were various presentations.</li> <li>• “So yeah, I mean, I would see intense staring or gazing, but it was intermittent, so then he’d kind of stop doing that and maybe look away.”</li> </ul>
<b>Activity</b>	<ul style="list-style-type: none"> <li>• “Within normal limits.”</li> <li>• “Being able to walk around and take care of himself in that way.”</li> </ul>
<b>Attitude Toward Examiner</b>	“Cooperative and communicative.”

<b>Interventions</b>	<ul style="list-style-type: none"> <li>• “I was actively listening to him, and we processed the events that he brought to the session.”</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• “It appeared at that time his anxiety and depression had improved. He was not suicidal. I did have some questions about some of the things he – you know, some of the stuff appeared questionable.”</li> </ul>
<b>Plan</b>	<ul style="list-style-type: none"> <li>• “Plan just kind of repeats the items that he can have – while he’s on suicide watch.”</li> <li>• For the duration of this time period, there was later a determination that RA could have been suffering from psychosis.</li> <li>• RA’s types of psychotic symptoms could fluctuate over time.</li> <li>• RA continued to receive Haldol shots all the way into June.</li> </ul>
<b>Additional Observations</b>	<p>Q Did you use those on Rick because he was faking this stuff?</p> <p>A At that point in time, his – he was deteriorating in terms of taking care of himself, being able to – he wasn’t able to communicate with us, he wasn’t sleeping, so it was just interfering with every aspect of his life.</p> <p>Q Literally beating his head into the wall time and time and time again over long periods of time, wasn’t he?</p> <p>A Yes.</p> <ul style="list-style-type: none"> <li>• RA lost 30 or 40 pounds in a few months.</li> </ul>



INDIANA DEPARTMENT OF CORRECTION  
REQUEST FOR INTERVIEW

TO: Warden OFFICE: \_\_\_\_\_ DATE: \_\_\_\_\_  
NAME: Richard Allen DOC: 273219 DORM: WCU ASSIGNMENT: A1-107

REASON FOR REQUEST (BE SPECIFIC AS POSSIBLE)  
I am ready to officially for  
Confess  
Killing Abby Linder  
& Libby \*\*\*DO NOT WRITE BELOW THIS LINE\*\*\*  
I hope the oppor  
I get the oppor  
to tell  
the families  
Im sorry

ACTION: \_\_\_\_\_  
BY: \_\_\_\_\_

STATE FORM 36825 (3/4-91)

Rozzi files an [Emergency Motion To Modify Safekeeping Order](#) on April 5, 2023.

**April 6, 2023**

[State meets with the Warden re: allegations in the Emergency to Modify Safekeeping Order](#) on April 6, 2023.

[Galipeau signs affidavit re: RA breaking his tablet](#) on April 6, 2023.

**April 7, 2023**



**Michael Clemons Log Sheet on April 7, 2023**

<b>7:30 am</b>	Offender says "God, I am so glad nobody gave up on me after I killed A.W. and L.G."
<b>8:01 am</b>	Offender says "I, Richard Matthew Allen, killed A.W. and L.G. all by myself, nobody helped me."
<b>8:03 am</b>	Offender says "I'm not crazy, I'm only acting like I'm crazy."
<b>1:45 pm</b>	"I want to confess, I know a lot."
<b>Clemons' Notes</b>	<ul style="list-style-type: none"><li>• RA's behavior was normal when he first arrived at Westville but he "just started acting different" at some point.</li><li>• RA referred to Clemons as God at one point.</li><li>• Clemons was present when RA was tased in his cell for not removing his hands from the cuff port fast enough.</li><li>• Personally, Clemons didn't view RA's behaviors as genuine.</li><li>• It was Clemons' opinion that RA wasn't crazy "because of the way this – it happened so fast, it was very – it was like a switch."</li></ul>

**Michael Roberts Log Sheet on Apr 7, 2023**

<b>12:45 pm</b>	"Dear Lord, forgive me for molesting A.W., L.G., and Chris."
<b>1:00 pm</b>	"Dear God, forgive me for molesting A.W., L.G., Kevin, and Chris."

1:45 pm	"I want to confess, I know a lot."
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<u>Wala visit on Apr 7, 2023</u>	
<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• RA inquired about whether he was confessing to things and asked what he confessed to.</li> <li>• Wala informed him and told him it was not in his best interest and likely against advice of his attorneys to continue to verbalize his claims of guilt, as the information could be passed on by other incarcerated individuals to their families or the media.</li> <li>• RA verbalized a lack of memory and orientation to person, place, time, and situation on the same day.</li> </ul>
<b>Clinical Observations</b>	<ul style="list-style-type: none"> <li>• RA "appears to be more blatantly feigning symptoms of confusion and memory loss and purposefully behaving in a bizarre manner."</li> <li>• There was some discussion about RA being allowed to go to rec, even when he was on suicide watch, and Wala tried to provide that for him.</li> <li>• (Wala thought he was feigning but also wanted to reward him? Mmk.)</li> </ul>

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**April 8, 2023**

<u>James Early Log Sheet on Apr 8, 2023</u>
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<b>4:29 pm</b>	RA was yelling "Foxtrot, fuck, foxy lady, fuck me running."
<b>4:33 pm</b>	"I am ready to confess," while he was pacing back and forth. Then he said, "I swear to God, I killed A.W. and L.G. Fuck me running."
<b>5:46 pm</b>	RA "was attempting to drink toilet water again, and he – bottles of hot sauce were available off commissary and he had a bottle of hot sauce, and he was drinking that, as well, mixed with the two. He was urinating on his mat."

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**April 9, 2023**

<u><a href="#">John Miller Log Sheet on Apr 9, 2023</a></u>	
<b>6:58 am</b>	RA said "I killed A.W. and L.G." while flushing paper down the toilet.
<b>7:04 am</b>	RA stated that the funniest joke is how he killed them then he started to shout foul words at his shadow.
<b>7:24 am</b>	"I got what I deserved for what I did, and I hope I burn in hell for what I did."
<b>7:52 am</b>	<ul style="list-style-type: none"> <li>• "I only killed them to give my family more time to live, and I don't want to be free. Can't stop the bomb put in me."</li> <li>• "You can't tell me if my wife is dead and it's because I had – what I did and took their virgin years away."</li> </ul>
<b>7:55 am</b>	RA was crying and said "I'm sorry for what I did, for killing them, but I don't care, kill me."

<b>7:58 am</b>	"I'm sorry I killed those kids." "I'm sorry I killed those kids. I was afraid that they would say my wife told me to do it, and I may have touched my daughter, but I don't know, I can't remember."
<b>Millers' notes</b>	<ul style="list-style-type: none"> <li>• Upon arrival, RA's demeanor was normal and respectful in all aspects.</li> <li>• He seemed as emotionally and mentally stable as somebody can be upon arrival.</li> </ul>

#### [James Early Log Sheet on Apr 9, 2023](#)

<b>3:39 pm</b>	RA was laying on the floor mumbling and raising his arms.
<b>3:55 pm</b>	Mumbling, laying on the floor.
<b>4:08 pm</b>	Sitting on the floor mumbling again.

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**April 10, 2023**

#### [Raymond Smith Log Sheet on Apr 10, 2023](#)

<b>2:50 am</b>	RA's singing "God Bless America."
<b>3:12 am</b>	RA starts masturbating in front of his door singing "Mamas, Don't Let Your Babies Grow Up to be Cowboys."
<b>3:24 am</b>	RA licked the window of his door and stated, "Kathy, I did it. I'm guilty. Run, Kathy, run. I did it."
<b>3:35 am</b>	RA starts singing "God bless America. I'm guilty."
<b>4:05 am</b>	RA is running in place singing "God Bless America."

<b>to 4:11 am</b>	
<b>4:50 am</b>	RA tells Smith "I want to go camping, you, me, Roger, and Mervin. Chris is my best friend."
<b>5:17 am</b>	RA mentions Kathy.
<b>Smith's notes</b>	RA is on suicide watch and his cell was bare.

### Wala visit on Apr 10, 2023

<b>Observations</b>	<ul style="list-style-type: none"> <li>• "Some odd behaviors. So he was sitting with back against the wall, raising and lowering his arms. He didn't respond when his name was called, just stared forward. He was naked. The condition of his cell was concerning, as he had papers strewn about the floor. Officer logs indicated he may have been urinated outside of the toilet, talking to himself, and doing unknown things to his penis. He has been refusing meals and showers, admitting to various acts, talking about his wife, exhibiting religious preoccupation. And I believe then they took him out to clean the cell."</li> <li>• "All I know is that they had discovery at the facility and they were concerned about other incarcerated individuals learning what was in the discovery, so when they did give it to him, they removed those from being companions, so they can't see the papers. That's the extent of it. I personally never saw them."</li> <li>• A report on April 5 of RA confessing made reference to a previous day of confessions to others.</li> </ul>
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	<ul style="list-style-type: none"> <li>• “So it appeared that he received the discovery around the time he started confessing, so early April.”</li> <li>• “The warden didn’t want the companions to be able to view the documents in his cell, so he changed them out to be officers.”</li> </ul>
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## April 11, 2023

[letter from Robert Baston to the Court](#) on April 11, 2023.

“There are corrupt officers and ranking officers calling Richard Allen a kid killer, teasing him that he has a visit from his family, phone is ringing on his GTL tablet...inmate in cells A1-102 Logan Osbourne, A2-207 inmate Riley, inmate cell A2-204, and A2-205 threatening to kill Richard Allen and telling him to kill himself and these inmates have made these comments in front of Warden John Galipeau, ranking officers, and officers. The staff has recorded on camera these inmates making these threats and suggestions to kill himself and had done nothing to stop it.”

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## April 12, 2023

<a href="#">Wala visit on Apr 12, 2023</a>	
<b>Interventions</b>	<ul style="list-style-type: none"> <li>• Despite “wanting” to give RA rec, Wala then had to withhold it because he was refusing to come in from rec.</li> </ul>

	<ul style="list-style-type: none"> <li>• “I mean, it would give Custody a problem, they’d have to do things to get him back in the cell, and nobody wants to go through that, so –”</li> </ul>
<b>Observations</b>	<ul style="list-style-type: none"> <li>• There were times when Wala was present for RA making statements about his crime, some of which were very specific and it was not in the out-of-cell cubicle cage.</li> </ul>
<b>Medicine</b>	<ul style="list-style-type: none"> <li>• When Dr. Martin was asking RA if he would accept medication, Wala was not certain whether it was psychosis or feigning behavior.</li> <li>• Wala said “we were trying to let him know that was gonna happen.”</li> <li>• The doctors “offered” RA to take the injection and Wala says there would have been some nursing staff in the room.</li> <li>• RA wouldn’t get the injection in his cell, so they would have had to remove him and take him to another area.</li> <li>• RA was moved by staff, being video recorded, and he was making statements about his crime, and he was being asked if he wanted medication, which he declined.</li> </ul>

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**April 13, 2023**

<u>Michael Roberts Log Sheet on Apr 13, 2023</u>	
<b>8:15 am</b>	<ul style="list-style-type: none"> <li>• “What more do I got to do?”</li> <li>• RA rolling on the ground, Mental Health called.</li> </ul>

<b>8:45 am</b>	<ul style="list-style-type: none"> <li>• “I swear I never cheated on the cigarette.”</li> <li>• “Thought I was eating pizza.”</li> </ul>
<b>1:15 pm</b>	<ul style="list-style-type: none"> <li>• Ran in place naked.</li> <li>• “I will never again smoke in my life.”</li> <li>• “God I’m sorry I’m wasting your time.”</li> <li>• “I’ll never cheat on my wife again.” Rolling on the ground.</li> </ul>
<b>1:28 pm</b>	<ul style="list-style-type: none"> <li>• “I will never again smoke in my life.”</li> </ul>

#### Martin’s 4th of 18 visits on Apr 13, 2023

<b>Reason for Visit</b>	<ul style="list-style-type: none"> <li>• Martin got a phone call from the health service administrator, Ms. Bridegroom, and her call prompted Martin to go see RA unexpectedly at WCU.</li> <li>• Martin was met by the warden and other people, and he was able to look into the cell in which the RA was housed.</li> </ul>
<b>Observations</b>	<ul style="list-style-type: none"> <li>• RA was lying naked on a mattress.</li> <li>• RA had feces smeared on him. There was some brownish fluid from his mouth and Martin was told that he had been eating feces but he did not personally observe that.</li> <li>• Martin said he needed to talk to RA, so the officers practically carried him to a shower stall and they hosed him down so that he could be cleaned up. Then they gave him a new suicide gown and then they brought him into the nurse’s office, which is very close there.</li> </ul>



<b>Symptoms</b>	<ul style="list-style-type: none"> <li>• Looseness of associations, flight of ideas, tangentiality.</li> <li>• RA was having hallucinations. He was talking to and responding to some voices that he was hearing in his head.</li> </ul>
<b>Location</b>	<ul style="list-style-type: none"> <li>• The nurse's office was a large room which is mostly used as a storage room, but the nurse's table was right there so Martin tried to assess RA there.</li> </ul>
<b>Diagnoses</b>	<ul style="list-style-type: none"> <li>• Based on his observations of RA on that day, Martin drew a conclusion about RA's mental health that was different from how he presented in January.</li> <li>• "The presentation was different. My conclusion at that point was that he was psychotic."</li> <li>• Based on Martin's conclusion, in order to treat the psychosis, he had to give RA an antipsychotic but in the process of interviewing him, Martin saw that: <ul style="list-style-type: none"> <li>• "I was looking for two things. Like I said before, we get informed consent forms signed by the patient. So in this case, I was – so in order to do that, I was looking for two things: insight and judgment. Now, when I talk about insight, what I mean is does the person have a fair understanding of the reality of the situation. And when I look at – when I say judgment, can he make the right decision, you know, which is in his best interest, best medical interest. And in both cases, in both – on the both issues, I found that his insight was deficient and his judgment was impaired."</li> </ul> </li> </ul>
<b>Additional Observations</b>	<ul style="list-style-type: none"> <li>• Martin felt that RA could not give consent so Martin said "You need to – we have a backup system in the prison system how we can get patients like when they</li> </ul>

	are in such a situation to give them medication over and above their objections.”
<b>Medicine</b>	<ul style="list-style-type: none"> <li>• The medication Martin chose to give RA was Haldol, which is an antipsychotic, and it has an advantage.</li> <li>• Haldol comes in three forms: an oral, as a tablet or a capsule which you can take by mouth.</li> <li>• It comes as a short-acting injection, which has a very short half-life.</li> <li>• It also comes as a Haldol decanoate, which is a long-acting preparation which stays in the system for up to a month.</li> </ul>
<b>Plan</b>	<ul style="list-style-type: none"> <li>• Since RA was not considered able to consent to Haldol, when Martin felt that he was not competent to give informed consent, he called Dr. William Mays, who’s the regional psychiatrist for Centurion for this region for the state of Indiana, and explained his findings. Martin told Mays “we need to have an emergency meeting to see that we can give him involuntary medication.”</li> <li>• They had an emergency meeting the very next day. Martin explained to the committee, which is a panel of two psychiatrists, including Dr. Mays and Dr. Steven Bonner, and Dr. Wala, the psychologist who was at Westville.</li> <li>• These three agreed that RA was psychotic and that because of his presentation, he could be given involuntary medication, “and so that’s how I started him on medication.”</li> </ul>

<a href="#"><u>Wala visit on Apr 13, 2023</u></a>	
<b>Patient Complaints</b>	3:50 pm
<b>Observations</b>	<p>Q Did you discover that he had a grave disability on that day?</p> <p>A Yes.</p> <p>Q And did that prompt a discussion about the administration of some psychotropic medications?</p> <p>A Right, involuntary medications.</p>
<b>Assessment</b>	Only one report written by Wala says "psychotic symptoms are clear."

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## April 14, 2023

McLeland files a [Verified Request to Prohibit Public Access to a Court Record](#) on April 14, 2023.

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McLeland files the [State's Response To Defense's Emergency Motion To Modify Safekeeping Order](#) on April 14, 2023.

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Judge Gull issues an [Order](#) on April 14, 2023.

On November 3, 2022, the Judge of the Carroll Circuit Court, at the request of the Carroll County Sheriff, entered the following order: "Accordingly, pursuant to Ind. Code 35-33-11-1, the Court ORDERS the Sheriff of Carroll County to transfer Defendant to a facility of the department of correction designated by the commissioner of the department as suitable for the confinement of Defendant and provided that space is available." These typos of orders are referred to as "safe keeper" orders. The Department of Correction has complied

with this order. Consistent with that Order and the "safe keeper" statute, the Department of Correction is authorized to move the Defendant within the Department of Correction to accommodate his medical and physical needs pursuant to medical directives by the Department of Correction physicians, psychiatrists, or psychologists.

Date	Description	Dose	Form
4/14/2023	Haldol lactate	5 mg	Intramuscular 1x a day

#### Wala visit on Apr 14, 2023

##### **Patient Complaints**

- RA had a period of time where he was refusing meals and lost significant weight.
- Wala said RA “didn’t want to miss more than four, because then he’d start getting tracked by central office.”
- Wala had conversations with RA about the reasoning for his missed meals.
- “I want to say it was something about controlling his circumstances and even just losing weight and getting healthier.”
- “I think he got to a healthy weight, but then when – during that April time period, he really wasn’t eating much. I don’t know if they were able to track it.
- If things were being thrown into the toilet, they wouldn’t know one way or the other how much he ate. That’s when he lost a lot more weight.”

	<ul style="list-style-type: none"> <li>• RA stabilized “and then he – yeah, he regained the weight.”</li> </ul>
<b>Medicine</b>	<ul style="list-style-type: none"> <li>• “With the exception of the additional Haldol at one point – I guess he wasn’t sleeping – I don’t remember any other changes, I think he just stayed on the Prozac.”</li> <li>• RA was also receiving Prozac, which was the same medication he was receiving for his depression prior to Westville.</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• The impact Wala observed Haldol having on RA was that he still was not sleeping very much.</li> <li>• “Afterwards, I think then he got an extra oral Haldol to take at night.”</li> </ul> <p>Q And did the Haldol have a positive impact or a negative impact on his ability to communicate with you in sessions and work toward better mental health?</p> <p>A There were definitely days where it was not much, the engagement, at all. He may have been overmedicated; but eventually, things got better.</p>
<b>Suicide Watch</b>	<ul style="list-style-type: none"> <li>• The suicide companion logs indicated that RA slept quite a lot for the next couple of days.</li> <li>• Wala said “I don’t know how they would be able to distinguish between laying there and sleeping.”</li> </ul>
<b>MDTs</b>	<ul style="list-style-type: none"> <li>• Martin and Wala talked about RA. Dr. Martin would be with the larger group and Wala would attend those MDT meetings.</li> <li>• Wala tried to give Martin updates, “especially when Mr. Allen was complaining about his sleep.”</li> </ul>

<b>Additional Observations</b>	<ul style="list-style-type: none"> <li>• Wala said RA eventually improved on the Haldol and “eventually” was taken off the Haldol injection “pretty quick.”</li> <li>• The logs would indicate that RA slept for a couple of days.</li> <li>• Some days RA declined interaction.</li> </ul>
<b>Diagnosis</b>	Wala said the treatment review committee decided that the situational psychosis diagnosis best explained what they were observing.

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#### April 15, 2023

Date	Description	Dose	Form
4/14/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/15/2023	Haldol lactate	5 mg	Intramuscular 1x a day

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#### April 16, 2023

Date	Description	Dose	Form
4/14/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/15/2023	Haldol lactate	5 mg	Intramuscular

			1x a day
4/16/2023	Haldol lactate	5 mg	Intramuscular 1x a day

#### April 17, 2023

Date	Description	Dose	Form
4/14/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/15/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/16/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/17/2023	Haldol lactate	5 mg	Intramuscular 1x a day

#### Wala visit on Apr 17, 2023

<b>Location</b>	Wala saw RA at his cell front for his daily visit.
<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• “So when he comes out to the cubicle to talk, he kept his eyes closed for the majority of the session. He appeared open and willing to engage with me and made an earnest effort to convey his thoughts. He reported experiencing what he described as repeated nightmares or dreams, possibly describing his experience for the past two weeks is</li> </ul>

	<p>my hypothesis. He stated that in them he – more people died due to his selfishness and that he had just wanted to tell the truth. He said, “I’m afraid I lied so much. I’m afraid the longer I make this go on” – he didn’t complete the thought. He indicated becoming separated from reality at some point and has a desire to go back and make things right.”</p> <ul style="list-style-type: none"> <li>• RA said that he wished he had a medical illness that would explain – he said he did some vulgar and disgusting things, “That’s not who I am.”</li> <li>• He went on to say, “If I fake my own death and the entire world has ended” – some of these things he’s saying are kind of disjointed, so there’s nothing more after that. “The last thing I remember is I fell asleep and kept activating nuclear war after my death and destroyed earth.”</li> </ul> <p>Assessment</p> <ul style="list-style-type: none"> <li>• “Throughout his encounter, he exhibited disjointed thoughts, started – starting statements that appeared rational, but either trailing off without completing them or providing irrational conclusions. When asked if he remembered what he had been doing in the past week, he stated, “Singing, marching, crying, blaming everyone else.”</li> </ul>
<b>Observations</b>	<ul style="list-style-type: none"> <li>• “He had a greasy, dirty window. He was standing in the middle of his cell with his eyes closed and one palm raised, as if holding something. He was clothed in his safety kimono, as opposed to being naked, suggesting improvement. He appeared to be speaking or mouthing words, as though praying. This writer called his name a couple times with no</li> </ul>



	<p>response and this writer stepped away to review the officer companion logs.”</p> <ul style="list-style-type: none"> <li>• Shortly after, RA was at the cell front, coherently calling Wala’s name and asking to talk.</li> <li>• RA agreed to come out of cell.</li> <li>• “I mean, that he’s – you know, you look in there and he’s acting bizarrely, and then he just kind of stops when I walk away and was calling me; and so was it because I was watching him, you know? That might be a thought in my mind.”</li> </ul>
<b>Marked Stressors</b>	<ul style="list-style-type: none"> <li>• Wala marked “RO” for rule out.</li> </ul> <p>Q And what does that mean with regard to the process that you referred to when you were actually testifying about the diagnosis that didn’t get documented until May 3rd?</p> <p>A So we’re still watching to see if, you know, it’ll – if it’ll take a month; right? So – for – to have this diagnosis, it’s a month-long process.</p> <p>Q Okay.</p> <p>A And we’re kind of in the middle of that right now.</p>
<b>Additional Observations</b>	<ul style="list-style-type: none"> <li>• “It looks like after he received his involuntary medication on 4/14/23, there was some improvement noted. He appeared to be significantly deprived of sleep prior to this. He does not appear to exhibit auditory or visual hallucinations, but had exhibited grossly disorganized speech, paranoia, and delusional thinking. And then I just mentioned diagnosis.”</li> </ul>

**April 18, 2023**

<b><u>Martin's 5th of 18 visits On Apr 18, 2023</u></b>	
<b>Assessment</b>	<ul style="list-style-type: none"><li>• RA still presented as psychotic. At this point, Martin needed to monitor RA to determine whether the medication was addressing the diagnosis of psychosis.</li></ul>
<b>Medicine</b>	<ul style="list-style-type: none"><li>• RA didn't have any side effects from the 5 mg Haldol lactate so Martin asked for RA to get 50 milligrams of the long-acting Haldol decanoate every four weeks.</li><li>• The max dose of Haldol decanoate is 450 mg so the dose RA was getting relatively was small "but if you consider that medication is for 30 days and he's getting 50 milligrams, he's actually getting the equivalent of a little less than 2 mg a day."</li></ul>

<b>Date</b>	<b>Description</b>	<b>Dose</b>	<b>Form</b>
4/14/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/15/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/16/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/17/2023	Haldol lactate	5 mg	Intramuscular 1x a day

<b>Date</b>	<b>Description</b>	<b>Dose</b>	<b>Form</b>
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4/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
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Rozzi files an [Indiana Tort Claim Notice](#) on April 18, 2023.

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**April 20, 2023**

<a href="#">Wala visit on Apr 20, 2023</a>		
<b>Assess ment</b>	<u>12:31 pm</u>	RA's cognitive issues have worsened.

<a href="#">Brandon Fisher Log Sheet on Apr 20, 2023</a>	
<b>6:35 pm</b>	<ul style="list-style-type: none"> <li>• RA claims he wants to talk to the warden and confess he is guilty.</li> <li>• He said it two times but Fisher believes he was trying to say per management bc "RA always says that."</li> </ul>

McLeland files a [Verified Request to Prohibit Public Access to a Court Record re: Motion For Leave to Subpoena Third-Party Records directed at Westville Correctional Facility for audio/video of Richard Allen](#) on April 20, 2023.

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McLeland files a [Motion For Leave to Subpoena Third-Party Records directed at Westville Correctional Facility for audio/video of Richard Allen](#) on April 20, 2023.

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McLeland files a [Subpoena Duces Tecum directed at Westville Correctional Facility for audio/video of Richard Allen](#) on April 20, 2023.

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McLeland files a [Verified Request to Prohibit Public Access to a Court Record re: Motion For Leave to Subpoena Third-Party Records directed at CVS for Richard Allen's employment records](#) on April 20, 2023.

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McLeland files a [Motion For Leave to Subpoena Third-Party Records directed at CVS for Richard Allen's employment records](#) on April 20, 2023.

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McLeland files a [Subpoena Duces Tecum directed at CVS for Richard Allen's employment records](#) on April 20, 2023.

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McLeland files a [Verified Request to Prohibit Public Access to a Court Record re: Motion For Leave to Subpoena Third-Party Records directed at Westville Correctional Facility for Richard Allen's medical records](#) on April 20, 2023.

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McLeland files a [Motion For Leave to Subpoena Third-Party Records directed at Westville Correctional Facility for Richard Allen's medical records](#) on April 20, 2023.

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McLeland files a [Subpoena Duces Tecum directed at Westville Correctional Facility for Richard Allen's medical records](#) on April 20, 2023.

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McLeland files a [Verified Request to Prohibit Public Access to a Court Record re: Motion For Leave to Subpoena Third-Party Records directed at Westville Correctional Facility for Richard Allen's mental health records](#) on April 20, 2023.

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McLeland files a [Motion For Leave to Subpoena Third-Party Records directed at Westville Correctional Facility for Richard Allen's mental health records](#) on April 20, 2023.

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McLeland files a [Subpoena Duces Tecum directed at Westville Correctional Facility for Richard Allen's mental health records](#) on April 20, 2023.

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**April 21, 2023**

<a href="#"><u>Defense WCF visit on Apr 21, 2023</u></a>	
<b>Present</b>	Baldwin and Matt Hoffman
<b>Surveillance</b>	<ul style="list-style-type: none"><li>• At all times during the visit, Baldwin, Hoffman, and RA were under the constant surveillance of correctional staff who also videotaped the attorney-client meeting through a window, just outside of the meeting room.</li><li>• A guard was placed immediately outside the door.</li></ul>
<b>Restricted</b>	<ul style="list-style-type: none"><li>• Baldwin was prohibited from bringing his cellphone into the visit.</li></ul>

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**April 17-21, 2023**

<a href="#"><u>DOC Video M2U01026 around Apr 17-21, 2023</u></a>	
<b>People in video</b>	RA, Sgt. Jones, unknown guard
<b>Movement</b>	<ul style="list-style-type: none"><li>• RA is being transported to a location within the maximum security unit to get a haircut.</li><li>• During the transport, an unidentified guard is walking RA on a leash.</li></ul>

	<ul style="list-style-type: none"> <li>• At approx 2:17 into the video, the unknown guard with the leash reaches up to his right chest area and removes a patch from his uniform placing the patch in his pocket.</li> <li>• It appears from the video that someone, most likely the individual holding the video camera, prompted the unknown guard's actions.</li> <li>• Defense has been unable to identify the specific guard involved or the contents on the patch.</li> <li>• Guards are attempting to conceal obviously unacceptable practices, within the secured walls of the maximum security unit.</li> </ul>
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**April 22, 2023**

<b><u>Raymond Smith Log Sheet on Apr 22, 2023</u></b>	
<b>7:55 pm</b>	RA stated "I killed those two girls, so I have to kill myself."
<b>Mike Moneypenny is listed on the log that Smith is testifying to.</b>	
<b>Smith's notes</b>	<ul style="list-style-type: none"> <li>• RA seemed like he was having trouble remembering, like either he was having trouble remembering or he was almost saying it doesn't matter.</li> <li>• Smith "had him under close observation at that point, and if he had done anything, I would have – it would have immediately been acted upon to stop it."</li> </ul>

**April 23, 2023**

<u>Michael Roberts Log Sheet on Apr 23, 2023</u>	
<b>2:00 pm</b>	"I killed A.W. and L.G. My wife wasn't involved. I would like to confess."

**April 25, 2023**

<u>Martin's 6th of 18 visits on Apr 25, 2023</u>	
<b>Observations</b>	<ul style="list-style-type: none"><li>• RA is not very communicative but he was asking for his wife, he was asking for the warden, he was chanting, "Delphi." He was asking for chocolates, Taco Bell.</li><li>• Martin did not observe the hallucinations that he observed on April 13th.</li><li>• RA's memory did not seem to be affected.</li><li>• RA was eating his meals.</li><li>• RA seemed to be getting enough sleep.</li><li>• RA was interested in his personal hygiene when asking for a shower and a haircut, but at the same time though, he was wetting his suicide blanket.</li><li>• RA was not smearing himself with feces or eating it, as he had been doing the previous week.</li></ul>
<b>Signs of improvement</b>	<ul style="list-style-type: none"><li>• RA recognized Martin but was not talking much so Martin would walk away and then RA would say "Doctor" and Martin would go back and try</li></ul>

	<p>to talk to him at his cell door. RA did that three times but he did not know the date on that occasion, though he knew that he was now in prison, so this is one of the things Martin was looking for when trying to determine if RA was oriented to person, place, time, and situation.</p> <ul style="list-style-type: none"> <li>• RA then started asking for a dry blanket.</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• RA still presented as psychotic, however, there was some improvement.</li> <li>• RA showed slight improvement on the short-acting Haldol lactate when Martin saw him on April 18th.</li> <li>• RA showed improvement on the long-acting Haldol lactate when Martin saw him on April 25th.</li> <li>• “There was some sadness, but that was situational.”</li> </ul>

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**April 26, 2023**

<u>Michael Roberts Log Sheet on Apr 26, 2023</u>	
<b>5:06 pm</b>	“Can I talk? Can you listen? I killed A.W. and L.G.”
<b>5:15 pm</b>	“How do I prove that I’m sane – how do I prove that I’m insane?”
<b>Roberts’ notes</b>	<ul style="list-style-type: none"> <li>• RA told Roberts that his grandpa molested him.</li> <li>• RA told Roberts that he wanted KFC.</li> </ul>



	<ul style="list-style-type: none"> <li>• At one point, RA asked Roberts to read him his last rights.</li> <li>• RA told Roberts that he wants to die or he doesn't want to be alive anymore.</li> <li>• RA spends a lot of time walking back and forth in the cell.</li> <li>• RA was hitting his head on the wall over a really long period of time.</li> <li>• "When signs started showing, I – that's when I told him to stop it, that's when I informed my supervisors."</li> <li>• There was a long period of time where RA was refusing his meds, rec, food and showers.</li> </ul>
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**April 28, 2023**

<u>Wala visit on Apr 28, 2023</u>	
<b>Location</b>	Front of RA's cell
<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• RA was lying on his bed naked. He looked up at Wa and when she asked whether he wanted to come out for a session, he said he had to shower first.</li> <li>• Wala told him she did not have time for him to shower first " and I guess it wasn't shower day on the pod."</li> <li>• There was a smell coming from the cell but "I took that as a positive, like that he's aware that he's probably not in the right condition to come out for a session, so –"</li> </ul>

	<ul style="list-style-type: none"> <li>• Just improved insight.</li> <li>• Wala asked RA why he wasn't taking care of his daily living, like showering.</li> <li>• RA said "Because I'm selfish."</li> <li>• "Oh – so we talked about the visit and I told him how he identified it being important to him. In a sense, I wanted it to be motivating for him to take care of himself. But he kind of just went on about flushing the Bible down the toilet, not having food or water."</li> <li>• RA makes a complaint that he doesn't have food or water.</li> <li>• Wala says RA could be refusing the food tho. A Water, it could be shut off if he's flooding the cell.</li> </ul> <p>Q How does that work? If he's flooding the cell, what happens with the water source?</p> <p>A They'll shut it off. I mean, not for a very long period of time, but that – first few – I don't know the time – the timing or anything.</p> <p>Q It's a consequence?</p> <p>A Yeah.</p> <p>Q Okay. And – but he would not be deprived of food and water as a punishment?</p> <p>A No.</p>
<b>Clinical Observations</b>	<p>A I didn't see him as psychotic. He kind of – it felt – this is not, like, a very good word, but gamey. It is possible that he was severely depressed due to – resulting in the lack of motivation for self-care, but much of what is being observed and documented in logs appear</p>

	to be behavioral, defiant behaviors with no clear motive.
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**IDOC Internal Affairs recorded inmate interview re: Sgt. Brandon Williams**  
on April 28, 2023.

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**Todd Click sends letter to McLeland via Certified Mail on April 28, 2023.**

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**Robert Baston**: I was moved to Restrictive Housing Unit B-pod cell 201 after reporting Sergeant Brandon Williams and his officers trafficking contraband to inmates in A-pod to the Indiana Department of Corrections Office of Investigation and Intelligence [Internal Affairs] in a recorded interview on April 28, 2023.

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**April 29, 2023**

<b><u>Brandon Fisher Log Sheet on Apr 29, 2023</u></b>	
<b>6:00 pm</b>	Richard claimed he killed two girls in Delphi with a box cutter. He stole it and left it in the CVS trash. He said he is tired and he keeps asking for a doctor from Delphi and he keeps asking for my bottle of water and he claims he wants to write a confession.
<b>6:30 pm</b>	Richard continues to talk about A.W. and L.G., says he was going to rape them, but not scare them, and then he panicked and killed them instead.
<b>7:45 pm</b>	RA is lying down on his mattress.

7:57 pm	RA got up and took meds.

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## April 2023

**Description:** Dr. Deanna Dwenger said she was first contacted about RA in April 2023 when Wala asked her if RA could meet with his wife. Dwenger also said Wala told her RA was “faking it.” Eventually, Dwenger said RA’s condition got to a point where it didn’t matter if he was faking being “gravely ill,” and they had to intervene. Dwenger explained Haldol shots to the jury, which help with psychosis symptoms. “Gravely ill” is a symptom of psychosis. (Testimony of Dr. Deanna Dwenger on Nov 2, 2024)

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## **MAY 2023**

### May 2023

**RA’s Communication Frequency with mental health:** Daily visits with RA with Wala or her staff for the next 3 months (May-July).

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### May 1, 2023

**McLeland signs for certified letter from Todd Click on May 1, 2023.**

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James Early Log Sheet on May 1, 2023

<b>8:50 am</b>	RA was walking, mimicking Officer Early's movements, and asking random questions "Can I confess to the warden and Dr. Wala?"
<b>9:15 am</b>	Pacing and mumbling.
<b>9:30 am</b>	Pacing and mumbling.
<b>10:15 am</b>	RA was awake and saluting staff, asking for World War III.
<b>10:30 am</b>	RA is asleep.
<b>Early's notes</b>	<ul style="list-style-type: none"><li>• Early interacted with RA shortly after he arrived.</li><li>• RA was a quiet guy, docile, nonconfrontational, he looked like he was a deer in headlights when he first arrived.</li><li>• And at some point, RA's behavior just changed. He flipped the switch.</li><li>• Someone told Early "You might want to – you might not want to go down there, Early. He's eating a Bible."</li><li>• RA never said anything of any detail about how he killed these girls, just that he did it.</li><li>• RA's behavior started getting more bizarre.</li><li>• RA was dipping a cup in the toilet and drinking out of it, standing in front of the toilet and he was just sitting there, sort of thinking about it.</li><li>• "Again, I was looked at his back or at his back side, and then he finally took a dunk, took a drink, thought about it, spit it out, and sat down and ate the tray that he had been provided earlier."</li><li>• RA was sticking a spork in his genitals, sticking his fingers in his rear end, he started collecting his feces, rolling it into balls, and lining it up.</li></ul>

	<ul style="list-style-type: none"> <li>• Ra covered himself with feces, spit, and vomit but then, after a few months, he calmed down.</li> <li>• RA's behavior "seemed orchestrated. It was – he had a normal look to where his eyes were big and he was just sort of there, taking it all in, and – but he was always – it was "Yes, sir", and "Would you like rec and shower today?" "Yes, sir." And would also say thank you. And then, he just – and he went – I escorted him multiple times and, all of a sudden, he just would become dead weight or he'd decide to drool that day. That's – but he would come out of it if he had a question, if there was something that he wanted; if he wanted to use the phone, he would come out of the drooling session to ask for the phone.</li> <li>• With the toilet incident, when RA was drinking toilet out of the water, he kind of took a breath before he did it. "He was – it's like you're about to jump in cold water, you're just thinking about it like, "I don't really want to do this, but I'm gonna do it." And he did."</li> <li>• Early watched RA defecate in his hands and smear that all over his body at one point. "That's not the first time I've seen that and so it's – wasn't new to me, but I've never had anybody just do that because it's always – there's a reason behind doing it and it was just – after watching him go through the spork incident and the toilet water drinking incident, it was just – it seemed to come off as somebody that was just doing the next thing that he could do. Like when I seen him with the spork and going into his genitals, it was like he knew that that hurt and that wasn't for him, that the other end was easier, so he went that way, and the logical progression was to – feces comes, so –"</li> </ul>
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**May 2, 2023**

<u><b>Martin's 7th of 18 visits on May 2, 2023</b></u>	
<b>Observations</b>	<ul style="list-style-type: none"><li>• RA was lying on his mattress. When Martin called him, he came, covered himself with the suicide blanket, because he had the suicide gown on, and he also had a suicide blanket, and he covered himself with that, too.</li><li>• But RA was coherent. There was no looseness of associations or flight of ideas. He denied auditory or visual hallucinations. There was no evidence that Martin could see of psychosis.</li></ul>
<b>Assessment</b>	<ul style="list-style-type: none"><li>• RA returns to his baseline.</li><li>• (How is this a return to baseline if he's on suicide watch and not getting out of bed?)</li></ul>

<u><b>Wala visit on May 2, 2023</b></u>	
<b>Date</b>	5/2/2023
<b>Visit Type</b>	Suicide monitoring, daily observation.
<b>Doctor</b>	Wala
<b>Location</b>	A Pod counselor's cubicle "in the cage"
<b>Reason for Placement</b>	"Constant is reserved for more severe instances of imminent harm. In this situation, I placed him on close. He was not exhibiting anything in regards to suicidality, but things have, obviously, taken a turn in terms of the things that he's talking about, which was significant but not to the

	point where we felt he was in imminent danger of harming himself.”
<b>Watch Level Status</b>	Constant, close observation.
<b>Allowed Personal Property</b>	<ul style="list-style-type: none"> <li>• I allowed more property, so I included books, puzzles, documents, and any other property, except sheets and clothing, to see if he uses it properly, as he used to.</li> <li>• Obtaining a tablet for regular communication with his wife or a phone call with her ASAP will try to be coordinated. The warden mentioned providing a TV.</li> </ul>
<b>Meals</b>	Regular
<b>Patient Complaint</b>	<ul style="list-style-type: none"> <li>• “Is it okay to kill myself?” RA said that the other incarcerated individuals tell him to kill himself, so he’s asking if it’s okay to kill himself. He stated he did not want to die.</li> <li>• Wala asked if he had any kind of thoughts or methods that he may use if he were to consider it. RA said he could climb up onto the sink.</li> <li>• RA said “I killed myself by killing my entire family and best friends. I’m not going to kill myself, I’m too much of a coward.”</li> <li>• RA said “I killed A.W. and L.G. I will kill everyone. I will wipe out the whole world after I die.” He mentions starting World War III.</li> <li>• Wala wrote “I kind of took that as more of a metaphor for the situation.”</li> </ul>
<b>Objective</b>	<ul style="list-style-type: none"> <li>• He stated he isn’t clear on what the expectations are for his behavior aside from taking his medication.</li> <li>• We talked about taking care of himself by showering and eating.</li> </ul>



	<ul style="list-style-type: none"> <li>• He should not be covering his window with his mattress and engaging in any other defiant behaviors.</li> </ul>
<b>General Observation and Mental Status</b>	
<b>Clinical Observations</b>	<ul style="list-style-type: none"> <li>• “He had difficulty staying on topic or clarifying information.</li> <li>• His behavior improved. He did not present as psychotic.</li> <li>• In terms of self-harm, he has both said he will and won’t kill himself and stated he did and didn’t want to die.</li> </ul>
<b>Hallucinations or Delusions?</b>	No.
<b>Level of supervision or observation</b>	<ul style="list-style-type: none"> <li>• At this time, no changes were – will be made due to his inconsistent presentation and unpredictable nature.</li> </ul>
<b>Current Mental Health Status</b>	Wala indicates that RA does not present as psychotic.
<b>Ability to Communicate</b>	“He was very tangential and focused on a lot of the same stuff, a lot of – there were a few concepts he kept repeating throughout the session” in the “death, suicidality, and murder” category.
<b>Appearance</b>	Appearance within normal limits.
<b>Attitude Toward Examiner</b>	Cooperative, “for the most part.”
<b>Interventions</b>	<ul style="list-style-type: none"> <li>• Wala provided him with reading materials, puzzles, and things to do. He was receptive to those things “in the very beginning, and then it kind of slowly dwindled.”</li> </ul>

	<ul style="list-style-type: none"> <li>• “The warden mentioned providing a TV.” “I mean, honestly, with the TV, we probably could have gotten him a TV, but he didn’t want one.”</li> </ul>
<b>Mental Illness</b>	<ul style="list-style-type: none"> <li>• Wala wrote “When asked why he consumed feces, he stated, “Because I’m insane.”</li> <li>• When pressed for a logical explanation, he stated, “Because I was afraid I wouldn’t have water.” He was told this didn’t make sense. He said, “I know.”</li> </ul>
<b>Diagnosis</b>	<ul style="list-style-type: none"> <li>• “Um-hmm, grave psychotic disorder or situational psychosis is another term, it lasts for about a month and then remits, and the person can usually return back to normal functioning.”</li> <li>• “So this is for brief psychotic disorder with marked stressors. You have to – criterion A is the presence of one or more of the following symptoms, and the options are delusions, hallucinations, disorganized speech, or grossly disorganized or catatonic behavior.</li> <li>• “Only one of those would have been sufficient to at least get through the first step of the diagnostic criteria.”</li> <li>• At least one of these must be present: 1, 2, or 3. The purpose of number 4 is: “So if that one – whether or not that one’s there, it kind of doesn’t make or break the – him meeting the criteria, it just doesn’t matter, but it Number 4 doesn’t matter.”</li> <li>• RA had A4 for disorganized speech.</li> <li>• “So the disturbance is at least one day, but less than one month, with an eventual full return to premorbid level of functioning, and it cannot be better explained by major depressive or bipolar disorder with psychotic features or another psychotic disorder such as schizophrenia, for</li> </ul>

	example, a drug of abuse, a medication, or any other medical condition.”
<b>Marked Stressor</b>	<ul style="list-style-type: none"> <li>• “another way of saying brief reactive psychosis. If symptoms occur in response to events that singly or together would be markedly stressful to almost anyone in similar circumstances in the individual’s culture.</li> <li>• “Added today to account for his presentation”</li> </ul>
<b>Part A</b>	Beginning of April.
<b>Part B</b>	<ul style="list-style-type: none"> <li>• Beginning of May.</li> <li>• “At least one day, but less than one month.”</li> </ul>
<b>Plan</b>	<ul style="list-style-type: none"> <li>• Keep him on constant observation.</li> <li>• The HSA will be informed about his possible request for a drug test. He randomly asked about drug tests.”</li> </ul>
<b>Supplemental Information</b>	<ul style="list-style-type: none"> <li>• RA’s tablet was broken at this time, and the warden suggested getting him a TV.</li> <li>• Wala said RA expressed appreciation for being clothed and fed at Westville and that he asked for bibles and slept with one.</li> <li>• RA asked to speak with a chaplain.</li> <li>• Wala told the jury that RA “had a bizarre smile” and claimed he had memory lapses.</li> <li>• Wala said RA “confessed in a very matter of fact manner.”</li> <li>• Wala said she thought RA could have been purposeful and instrumental with his confessions. Wala said she was aware he had written confessions in request and requested an interview.</li> <li>• Wala told the jury RA was able to talk about things concisely and chronologically.</li> </ul>

	<ul style="list-style-type: none"> <li>• Wala said RA's normal eye-contact was "sometimes intense," and that she saw "intermittent gazing, but then would be normal."</li> <li>• Wala said RA's emotions were "kind of up and down."</li> <li>• Wala said she thought RA's depression had improved at this point.</li> </ul>
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## May 3, 2023

Rozzi files a [Verified Request To Prohibit Access to a Court Record](#) on May 3, 2023.

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Rozzi files a [Motion To Reconsider And Request For Due Process Hearing](#) on May 3, 2023.

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Judge Gull issues an [Order](#) on May 3, 2023.

Pursuant to Rule 2 of the Indiana Rules of Criminal Procedure, you are hereby directed to produce the following to counsel for the Carroll County Prosecutor, Nicholas C. McLeland, at 101 West Main Street, Suite 204, Delphi, Indiana 46923 within thirty (30) days of receipt: 1. All documents requested in the accompanying Request for Production of Documents to a Non-Party. 2. An executed Affidavit of Custodian of Records (enclosed). Submitted under my hand as counsel of record, pursuant to T.R. 2, on this 20th day of April, 2023.

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Judge Gull issues an [Order](#) on May 3, 2023.

Pursuant to Rule 2 of the Indiana Rules of Criminal Procedure, you are hereby directed to produce the following to counsel for the Carroll County Prosecutor, Nicholas C. McElend, at 101 West Main Street, Suite 204, Delphi, Indiana 46923 within thirty (30) days of receipt: 1. All documents requested in the accompanying Request for Production of Documents to a Non-Party. 2. An executed Affidavit of Custodian of Records (enclosed). Submitted under my hand as counsel of record, pursuant to T.R. 2, on this 20th day of April, 2023.

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[letter from Robert Baston on May 3, 2023.](#)

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<a href="#">Wala visit on May 3, 2023</a>	
<b>Date</b>	5/2/2023
<b>Visit Type</b>	Suicide monitoring, daily observation.
<b>Doctor</b>	Wala
<b>Location</b>	A Pod counselor's cubicle, "while he was in the cage."
<b>Reason for Placement</b>	"Constant is reserved for more severe instances of imminent harm. In this situation, I placed him on close. He was not exhibiting anything in regards to suicidality, but things have, obviously, taken a turn in terms of the things that he's talking about, which was significant but not to the point where we felt he was in imminent danger of harming himself."
<b>Watch Level Status</b>	Constant, close observation.
<b>Allowed Personal Property</b>	<ul style="list-style-type: none"><li>• "So it looks like he had a lot of the regular stuff. So again, when we were doing this, my intention wasn't to keep him in like a suicide situation. He had to live in that cell, that's what Central Office</li></ul>

	<p>wanted; right? So he could be on suicide watch, but we could still allow him property. So mattress, blanket, clothing items, regular meal, regular property except sheets and clothing.”</p> <ul style="list-style-type: none"> <li>• “Traditional sheets, so he would have, like, the special blanket.”</li> <li>• Regarding RA asking for his property back, Wala said “I don’t know in this. I’d have to really dig it up. I – this was a month after, so he would be having –” but didn’t finish her sentence.</li> </ul>
<b>Meals</b>	Regular
<b>Patient Complaint</b>	<ul style="list-style-type: none"> <li>• The session “started with RA wanting to call his wife, and we attempted to assist him with those phone calls, but it didn’t work, she didn’t answer.”</li> <li>• “We were able to obtain a cordless phone, figure out the phone number list, and assist with dialing all the numbers.”</li> <li>• Wala starts with “He moves on to telling his story”</li> </ul> <p><u>According to Wala:</u></p> <ul style="list-style-type: none"> <li>• RA said he wanted to confess to his crimes and went on to tell his story.</li> <li>• He reported seeing his parents the morning of the crime. He stated he was supposed to go eat with them, but opted to get himself a six-pack. He reported drinking three beers and then finishing the rest later.</li> <li>• He stated, “I bundled up.” Once on the trail, he stated, “I laid in wait.” He reported seeing the girls and following them to the bridge.</li> <li>• He mentioned doing something with his gun and stated, “I think that’s where the bullet fell</li> </ul>

	<p>out.” And then he said, “I ordered them down the hill.”</p> <ul style="list-style-type: none"> <li>• He stated his intention was to rape the girls and mentioned he thought they were older than their biological ages. He said he saw a van, which scared him and caused him not to follow through on raping the girls.</li> <li>• He said they crossed a creek and then he cut their necks. He indicated wanting to make sure they were dead. He reported covering their bodies with tree branches.</li> <li>• He said he exited the area by keeping off the trail as to not be seen. He said he returned to his vehicle, which he parked by a nearby building.</li> <li>• He stated he managed to continue living his life after time passed by and he hadn’t been caught.</li> </ul>
<b>Objective</b>	
<b>General Observation and Mental Status</b>	
<b>Clinical Observations</b>	<ul style="list-style-type: none"> <li>• RA was talking about a transfer to Logansport State Hospital. “He brought it up a few times.”</li> <li>• Wala told RA “Talk to your attorneys about it.”</li> <li>• Wala documented it as a potential secondary gain for which he might be misbehaving or acting up or having psychotic symptoms.</li> </ul>
<b>Hallucinations or Delusions?</b>	No.
<b>Impulse Control</b>	<p>Q Does that have any impact negatively on the statement that he gave you?</p> <p>A No.</p> <ul style="list-style-type: none"> <li>• (What did Wala document for impulse control?)</li> </ul>
<b>Ability to Communicate</b>	<p>“For the most part, it was adequate. There were some odd things here and there. He kept repeating that he didn’t want to miss Easter. The</p>

	<p>paranoia that he mentioned about, you know, not feeling safe, that's relatively normal in his situation."</p>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• Wala thinks RA was responding to his treatment plan or being cooperative with the treatment plan in order to keep him stable.</li> <li>• "Yeah, I mentioned he was more organized than he'd been since his placement on suicide watch.</li> </ul>
<b>Medicine Changes</b>	<p>"So he probably had a medication change, but not necc – I'm not necessarily noting non-compliance, just a medication change."</p> <p>• (What was the medicine change?)</p>
<b>Supplemental Information</b>	<ul style="list-style-type: none"> <li>• "He, I want to say, almost appeared relieved."</li> <li>• "He did have some concerns about his property and fearing he would not have food and water. I assured him that they could not withhold things from him."</li> <li>• "He mentioned he couldn't sleep due to safety concerns. He discussed a transfer to another facility."</li> <li>• "He reported previously consuming feces because he feared telling the truth. He reported not knowing why he blocked the camera or window with his mattress yesterday."</li> <li>• "He stated he would not kill himself because he was too much of a coward. At the same time, he stated that if he died, he wanted his wife to know he loved her."</li> </ul> <p>Q And are you pretty sure that you wrote some of that down?</p> <p>A Yeah, I think I wrote some of it down.</p> <p>Q And you would have destroyed those notes, too?</p> <p>A Yes.</p>



	<ul style="list-style-type: none"> <li>• Wala reported in her records that it was difficult to tell when RA was being honest with her and when he was not.</li> </ul> <p>“There were times I questioned it” in April and May of 2023.</p> <ul style="list-style-type: none"> <li>• Wala indicated in clinical observations that, although RA was confused about Easter and whether it had already happened or not, that aside from that, he presented as more organized that he had been since his placement on suicide watch.</li> </ul>
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**Robert Baston:** 5 days after the April 28, 2023 interview of Sgt. Williams, on Wednesday. May 3, 2023 at approximately 7:00 am, Sergeant Brandon Williams and his officers while I was in “Full restraints and leg shackles in Westville’s Restrictive Housing Unit receiving areas on security cameras will show Sergeant Brandon Williams ordering a Officer to put mattress in urine in a cell that I was placed in the night before without a toilet and running water in the cell. Security cameras will show Sergeant Brandon Williams slamming to the floor and violently breaking my foot and ankle and then intimidating the nurse not to treat my injuries when Sergeant Brandon Williams had a ink pen on the stab-vest that he was wearing stab my in the elbow all the way to the bone. I then was placed in cell 201 in B pod, then at 10:45 am on same date Sergeant Brandon Williams gave “NO” verbal command to cuff up at my cell 201 - B pod and dropped the handcuff port in the cell door and sprayed O. C. pepper spray in the cell and the left me in the cell for ten [10 mins] minutes asphyxiating for air.

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**May 4, 2023**

<u>Defense WCF visit on May 4, 2023</u>	
<b>Present</b>	Rozzi and Max Baker
<b>Guards</b>	unnamed
<b>Transport</b>	Sgt. Robinson was involved in transporting Mr. Allen to most, if not all, of his attorney's visits.
<b>Location</b>	<p>Rozzi and Max were placed inside an administrative office (likely, Captain Gary Lewis) which was approximately 12 feet by 8 feet in size.</p> <ul style="list-style-type: none"> <li>• The room contained approximately four separate padded chairs and a desk.</li> <li>• On one end of the room, there were windows facing the outside and on the other end of the room, there was a window facing the interior hallway of the maximum-security unit.</li> </ul>
<b>Restricted</b>	<ul style="list-style-type: none"> <li>• Rozzi was prohibited from possessing his cellphone and laptop computer during this visit.</li> <li>• As a result of this, Rozzi had no ability to discuss with Mr. Allen any part of the voluminous discovery that has been offered up to the defense in this case.</li> </ul>
<b>Surveillance</b>	<ul style="list-style-type: none"> <li>• A guard was stationed on the opposite side of the window in the hallway with the camcorder which pointed directly at RA and also in the direction of Rozzi and Max Baker member who were sitting right next to RA.</li> </ul>
<b>Interactions</b>	When Rozzi offered one of the padded seats in the room to RA, a guard required RA to sit in a plastic

	chair in the center of the room facing the camera instead.
<b>Observations</b>	<ul style="list-style-type: none"> <li>• RA was in a mental and physical state of deterioration and was nearly non-communicative.</li> <li>• RA repeatedly asked whether or not his wife was okay and if his family was okay.</li> <li>• RA claimed on a couple of occasions that “they were going to kill him.” When asked who he was referring to as “they”, RA said the guys with the Odin patches.</li> <li>• Up to this point in the legal process, RA’s Defense team had never mentioned Odinism to RA either directly or indirectly.</li> <li>• Rozzi is of the belief that the entire visit, which lasted approximately one hour, was videotaped by prison staff. Never before has Rozzi experienced such an infringement on an accused's right to confidential communications with counsel.</li> </ul>

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**May 5, 2023**

<u><a href="#">Wala visit on May 5, 2023</a></u>	
<b>Evaluation of Suicide Risk</b>	“Okay. I’m trying to see – we do these periodically while they’re on suicide watch, usually when we change them from close to constant or vice versa or releasing them from suicide watch. And this just kind of goes over his risk factors, they include categories of historical risk factors, those

	are the ones that don't change; clinical risk factors; and situational risk factors; as well as protective factors."
<b>Individualized Action Plan</b>	<p>Q Okay. And then, the next document is an individualized action plan; can you describe what that is.</p> <p>A That's essentially his treatment plan.</p> <p>Q Is that also done periodically?</p> <p>A Every six months, we need to review it, so this would have been the review period and the things included there, you know, targeting the fact that he's high risk for suicide, working on the depression and anxiety, gaining insight into symptoms, and implementing healthy coping strategies.</p>
<b>Goals</b>	<p>Q And so what was the number one goal?</p> <p>A Safety, ensuring safety.</p> <p>Q Okay. And then, his mental health was the next goal?</p> <p>A Yeah, targeting the depression and anxiety, so they don't interfere with his daily functioning.</p>
<b>Placement Status</b>	<p>Q At the end of that report, do you indicate whether there are any changes in his level of watch?</p> <p>A Changed from constant to close –</p> <p>Q So that would ind –</p> <p>A -- and that was back to the 15-minute checks.</p>

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**May 8, 2023**

<u><b>Martin's 8th of 18 visits on May 8, 2023</b></u>	
<b>Observations</b>	<ul style="list-style-type: none"><li>• RA was wearing the suicide gown, he was coherent, spoke without any looseness of associations or flight of ideas.</li><li>• RA denied auditory or visual hallucinations.</li></ul>
<b>Assessment</b>	<ul style="list-style-type: none"><li>• RA was oriented to person, place, situation.</li><li>• RA was a little sad. A review of "the logs" showed that he was getting a reasonable amount of sleep and he was eating his meals, though not all of them.</li><li>• RA did not show any signs or symptoms of psychosis.</li></ul>
<b>Additional Observations</b>	<ul style="list-style-type: none"><li>• RA had been going to meet with Dr. Wala for therapy sessions.</li></ul>
<b>Medicine</b>	<ul style="list-style-type: none"><li>• "He was not consistent in taking oral medication, because I had added a little bit of Haldol because I wanted to get him stabilized quickly for – I didn't know how long I was gonna continue the oral medication, but I put him on a little bit, and I knew that he was not likely to take it, you know, regularly, so I gave him a slightly higher dose than I would normally have done, but still, the doses was really very low, and he would take the medication, refuse it sometimes, and that's all recorded there in the MARs.</li></ul>

	<ul style="list-style-type: none"> <li>• And then I put down in my notes he was much improved and does not appear to be psychotic.”</li> </ul>
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**May 9, 2023**

[INVEST Lead-DIN-2736 re: Lead-DIN-167 re: Ron Logan](#) on May 9, 2023.

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[Investigative Thread-8578 re: Intake-CJIS-791 re: Ron Logan](#) on May 9, 2023.

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**Wala’s Notes:** RA said “I just want to sign my confession.” Wala said she told RA he needed to discuss that with his attorneys.

**Risks:** RA said he wanted to snap his neck and kill himself, talked about planning his last meal, then talked about wanting to get a job inside the Department of Corrections before later saying, “I’d be better off dead.”

**Cognitive Assessment:** “mild impaired judgment.” He exhibited no evidence of psychotic symptoms.

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**May 10, 2023**

<a href="#">Phone call from RA to KA on May 10, 2023</a>	
<b>Time</b>	11:15 am
[Thank you for using GTL]	

<b>Kathy</b>	Hello?
<b>Rick</b>	Hello?
<b>Kathy</b>	Hello? Are you there?
<b>Rick</b>	I am.
<b>Kathy</b>	Hi honey.
<b>Rick</b>	How are you?
<b>Kathy</b>	Oh it's good to hear your voice.
<b>Rick</b>	It's good to hear your voice baby.
<b>Kathy</b>	You doing okay hun?
<b>Rick</b>	Oh I might be now.
<b>Kathy</b>	Okay well I'm supposed to be meeting Brad here at a gas station to sign something so I didn't know what that was about but are they going to move you?
<b>Rick</b>	I don't know.
<b>Kathy</b>	Okay.
<b>Rick</b>	I think maybe I'm losing my mind but I'm not sure.
<b>Kathy</b>	Oh no no no no no. So they allowed you to call or have you been able to and just couldn't?
<b>Rick</b>	Great this is the part where it gets weird.
<b>Kathy</b>	Yeah. I'm right here.
<b>Rick</b>	Are you okay?
<b>Kathy</b>	Yeah. Yeah. What's going on hun?

<b>Rick</b>	I don't know I just think maybe I've lost my mind.
<b>Kathy</b>	Oh no honey. We've all lost our minds at this point.
<b>Rick</b>	So Brad and uh...so I can trust Brad and Andy then?
<b>Kathy</b>	Yes you can sweetheart yes. Let's not talk about anything that we don't need to but no they're our lawyers honey. They're our lawyers.
<b>Rick</b>	Well I need to tell you something anyway.
<b>Kathy</b>	Okay. Are you sure you want to talk to me over the phone?
<b>Rick</b>	I think I have to.
<b>Kathy</b>	Okay.
<b>Rick</b>	I need you to know that I did this.
<b>Kathy</b>	What? No. No you didn't dear. There's no way. There's no way.
<b>Rick</b>	Do you still love me?
<b>Kathy</b>	Dear there's no way. Okay?
<b>Rick</b>	I hope you still love me.
<b>Kathy</b>	I always am going to love you honey but no you have not done anything. And I think you are not well so you don't need to be saying you did something you didn't do.
<b>Rick</b>	Well hun this is the first time I've been able to talk to you in– I've been trying forever.



<b>Kathy</b>	ere you just not allowed to call me or?
<b>Rick</b>	I don't know what's going on hun.
<b>Kathy</b>	Okay.
<b>Rick</b>	I'm definitely going to lose my mind now though.
<b>Kathy</b>	Well don't. Don't. I'm supposed to be meeting Brad here for some reason so I don't know. I don't know [inaudible].
<b>Rick</b>	I've been asking for personal visitation and that's not going through and–
<b>Kathy</b>	Yeah I know. I know
<b>Rick</b>	Then it's taken me– feels like it's taken me forever
[You have 1 minute remaining]	
<b>Kathy</b>	It's okay. Are you there?
<b>Rick</b>	Yeah I'm here. I'm just trying to be at peace with things.
<b>Kathy</b>	Honey.
<b>Rick</b>	RA: And I just I had a dream that I needed to let you go and I didn't know how to let you go and–
<b>Kathy</b>	Well then you're dreaming stuff again, okay? That's all it is. You don't– don't be talking about anything on the phone negative like that okay?
<b>Rick</b>	But I have to let you know that I did it hun.
<b>Kathy</b>	Dear. No you didn't. There's no way. There's no way.

Phone call from RA to KA on May 10, 2023

<b>Time</b>	After 11:15 am
[Thank you for using GTL]	
<b>Rick</b>	Hello?
<b>Kathy</b>	Hey.
<b>Rick</b>	Hey it's me.
<b>Kathy</b>	Yeah.
<b>Rick</b>	I need to know if you still love me baby.
<b>Kathy</b>	Yes dear.
<b>Rick</b>	Okay. And everybody else will as well? Honey?
<b>Kathy</b>	Yes?
<b>Rick</b>	Cuz I may have to spend the rest of my life here or–
<b>Kathy</b>	Stop talking about it please. That's not true okay? Okay?
<b>Rick</b>	I don't understand. I just got to know that everybody's still going to love me.
<b>Kathy</b>	I love you.
<b>Rick</b>	Because I may only be able to see you one last time. Do you understand what I'm saying?
<b>Kathy</b>	No [inaudible] you. It's not true at all.
<b>Rick</b>	It's true honey.
<b>Kathy</b>	No it's not.

<b>Rick</b>	It's true honey.
<b>Kathy</b>	No it's not. You're not well sweetheart.
<b>Rick</b>	I'm well.
<b>Kathy</b>	No. No you're not.
<b>Rick</b>	Yes I am honey. I just hope that you'll still love me because I may only– if I get the electric chair or if I get the death penalty–
<b>Kathy</b>	No. No honey that's not going to happen. No.
<b>Rick</b>	If it does will you be there for me?
<b>Kathy</b>	[inaudible] going to happen here?
<b>Rick</b>	Do what?
<b>Kathy</b>	Nothing. This isn't right. They messed you up so bad.
<b>Rick</b>	It's okay honey I did it.
<b>Kathy</b>	[inaudible].
<b>Rick</b>	I did it dear.
<b>Kathy</b>	Stop.
<b>Rick</b>	I cannot stop. I've got somebody here listening to me right now dear.
<b>Kathy</b>	No. You didn't. There's no way.
<b>Rick</b>	I don't–
<b>Kathy</b>	No you didn't dear there's no way.
<b>Rick</b>	I killed Abby and Libby dear.

<b>Kathy</b>	No you didn't. Stop. Stop saying that. [inaudible].
<b>Rick</b>	I knew I was supposed to let you go. I was trying to let you go
<b>Kathy</b>	Dear we're going to be back together—
[You have 1 minute remaining]	
<b>Rick</b>	I hope you're always going to love me. No matter what. Will you always love me baby?
<b>Kathy</b>	Who's with you? Who's with you? Who's with you? Who's with you? You need to stop talking. If there's no— if your lawyer's not there you need to stop talking. Who's with you honey who's with you?

<u><a href="#">Wala visit on May 10, 2023</a></u>	
<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• Arrangements were made for RA to use a cordless phone again. Wala assisted him with contacting his wife again.</li> <li>• Wala stepped out of the room to give him privacy and upon coming back in, RA said he wanted to call back to tell his wife he did it and then he said “I want you to hear this, so you can understand.”</li> <li>• RA called his wife again and confessed to her regarding the crime that he was charged with.</li> <li>• Wala said RA stated that “She doesn’t believe me.”</li> <li>• RA expressed that he didn’t feel like he had enough communication with his attorneys and that was a related stressor.</li> </ul>

	<ul style="list-style-type: none"> <li>• RA expressed that he couldn't choose God over his family.</li> <li>• "I'm not sure how to interpret that one right now."</li> <li>• RA expressed that he wanted to make things right.</li> </ul>
<b>Potential Stressors</b>	<ul style="list-style-type: none"> <li>• Stressors that relate to the diagnosis, "the brief psychotic disorder with related stressors"</li> <li>• One of them was "the conditions of being confined as a person who has no criminal history."</li> <li>• Some others are that he was "either not communicating with his family or couldn't communicate with them."</li> <li>• "Yeah, I think he went back and forth with different reasons, but yeah, the lack of being able to communicate with them consistently."</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• "Psychotic symptoms are not significant and he's responding to treatment and he's compliant with treatment."</li> </ul>
<b>Additional Observations</b>	<ul style="list-style-type: none"> <li>• RA tapered off on participating in sessions with Wala.</li> <li>• "We also expanded the amount of people he could see, so he could see a masters-level therapist and a bachelors-level therapist, whether during rounds or – those were usually rounds, but just to have other people to talk to, since we couldn't provide any other outlet in that way."</li> <li>• "But I'd still check on him."</li> </ul>
<b>Progress Notes</b>	Q "Progress notes regarding your attendance level, participation, and treatment progress will be entered into your health record"; right?

	<p>A Yes.</p> <p>Q They were actually destroyed, weren't they?</p> <p>A So –</p> <p>Q The progress notes.</p> <p>A So that just pertains to the notes that we put into the medical records, the electronic.</p> <p>Q Well, don't you consider the notes that you're preparing progress notes when you're sitting there in the therapeutic session?</p>
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## May 11, 2023

<u>Wala visit on May 11, 2023</u>		
<b>Mental Status</b>	<u>5:27 pm</u>	RA was preoccupied or he had preoccupations, ruminations, and he was depressed and paranoid.

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## May 12, 2023

<u>LE interviews on May 12, 2023</u>	
<b>Officers</b>	<ul style="list-style-type: none"> <li>• Holeman, Steve Mullin, Rich Davies, and Brian Harshman.</li> <li>• "I believe were the only ones that went up there and interviewed corrections officers and/or inmates."</li> <li>• "We received information that he had made some confessions, so that – after that, we subpoenaed</li> </ul>

	<p>records, any other records that may indicate any audio, video, or written statements or anything like that and received information from the prison; and we were able to review the documentation and find out that he had confessed to not only his wife, mother, corrections officers, and inmate companions, so we got that documentation, reviewed it, found out who we needed to interview, and interviewed them.</p> <ul style="list-style-type: none"> <li>• “No one contacted us. We were monitoring his phone calls, and once he made the first couple confessions, at some point after that, we decided to subpoena any other records that the prison might have and they sent those to us. Nobody from the prison contacted us.”</li> </ul>
<b>Snitch Inmates</b>	<ul style="list-style-type: none"> <li>• Inmate Lacy Patton, Jr,</li> <li>• Inmate Jason Elliot</li> </ul>
<b>Interviews</b>	<p>Holeman doesn't know if he ever asked any of the guards and/or inmates if they ever heard RA assert his innocence during their time with him but thinks that some of the guards may have said that RA had said he was innocent.</p>
<b>LE Protocols</b>	<ul style="list-style-type: none"> <li>• Holeman forget who exactly he would “look up their phone number and I just called up there and told them I needed to come in there and interview Mr. Allen and they would put me in contact with somebody,”</li> <li>• “I don't remember their name, I think it was a major, and they would meet me down there and search me and put me through the metal detector,</li> </ul>

	and then take me back to wherever I would be interviewing him or other officers.”
<b>Location</b>	<ul style="list-style-type: none"> <li>• “there, and I’ve also been in the administrative building, there’s a basement, they have an interview room.”</li> </ul>
<b>LE Findings</b>	<ul style="list-style-type: none"> <li>• LE asked about RA’s “behavior and things like that.”</li> <li>• Some guards that told Holeman that RA had asserted his innocence in their presence but Holeman said “I don’t recall.”</li> <li>• No one from LE ever went to Westville to interview Dr. Wala, Warden Galipeau, or anyone from Internal Affairs officer.</li> </ul>
<b>LE Follow Ups</b>	<ul style="list-style-type: none"> <li>• LE went to “CVS to – he had made a statement that he used a box cutter and that he had threw the box cutter in the dumpster at CVS, so we followed up on that and make sure – to see if the – if CVS issued box cutters –“</li> <li>• “and they did, and then we asked where their trash was, but it was, obviously, too far along that we couldn’t locate where that day’s dumpster was dumped, but we’d follow up on things like that, yes.”</li> </ul>

[Jason Elliott May 12, 2023 interview with law enforcement.](#)

[Lacy Patton, Jr. May 12, 2023 interview with law enforcement.](#)

**May 15, 2023**



Rozzi files a [Verified Motion For Temporary Restraining Order And Preliminary Injunction](#) on May 15, 2023.

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**May 9-15, 2023**

<a href="#">DOC Video M2U01106 around May 9-15, 2023</a>	
<b>People in video</b>	RA, Sgt. Jones, unknown guard
<b>Movement</b>	<ul style="list-style-type: none"><li>• In the video, RA is locked securely in his cell. Prison guards appear to be removing handcuffs from RA, presumably after transporting him back to his cell from some other location within the facility.</li><li>• It appears that Sgt. Jones may have been present during the incident.</li><li>• An unknown officer deploys his taser striking RA's hands. There was no safety threat being posed by him at the time of the tasing incident.</li></ul>

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**May 17, 2023**

<a href="#">Wala visit on May 17, 2023</a>	
<b>Observation</b>	A slight increase in RA's disorganized thinking and paranoia.

<a href="#">Phone call from RA to JA on May 17, 2023</a>	
<b>Time</b>	

[Thank you for using GTL]	
<b>Janis</b>	Hi here.
<b>Rick</b>	Hello?
<b>Janis</b>	Hello? Hi are you there?
<b>Rick</b>	Yeah I'm here.
<b>Janis</b>	Oh how you doing?
<b>Rick</b>	Oh I'm alright I guess.
<b>Janis</b>	Yeah. It's good to hear your voice.
<b>Rick</b>	So did Kathy tell you that I did it?
<b>Janis</b>	We're not going to discuss this okay? Are you there?
<b>Rick</b>	Yeah I'm still here.
<b>Janis</b>	Yeah. We love you you know that don't ya?
<b>Rick</b>	Regardless?
<b>Janis</b>	Yes.
<b>Rick</b>	And do you know if Kathy's okay?
<b>Janis</b>	Kathy's doing okay. We've been holding each other up.
<b>Rick</b>	I'm just worried that you guys aren't going to love me because of the fact that I said that I did it.
<b>Janis</b>	Ricky I just know you're not in a good place right now and I'm praying for you and we will always love you. No matter what. But just saying it doesn't mean you did it.
<b>Rick</b>	Well it does when I did.

<b>Janis</b>	Rick don't talk like this. I think they're just messing with you.
<b>Rick</b>	No mom they're not. I love you though.
<b>Janis</b>	What are you doing? I love you too hun. I just know you don't have it in you to do something like that.
<b>Rick</b>	Mom. I wouldn't sit here and tell you I did it if I didn't.
<b>Janis</b>	Well if they're messing with your meds and all that yeah you would. But we're not going to discuss the case anymore.
<b>Rick</b>	So if I did do it then you guys don't love me anymore?
<b>Janis</b>	I will always love you no matter what.
<b>Rick</b>	Okay.
<b>Janis</b>	And that's– that you can count on that.
<b>Rick</b>	Okay.
<b>Janis</b>	There's nothing that would make me ever stop loving you.
<b>Rick</b>	That's good to know.
<b>Janis</b>	Are they letting you call again?
<b>Rick</b>	Well right now I am.
<b>Janis</b>	Have you gotten any of my letters?
<b>Rick</b>	I'm not really getting mail anymore again.
<b>Janis</b>	I write you every day.

<b>Rick</b>	Great there's something else to share with my therapist.
<b>Janis</b>	Oh they're letting you talk to her again?
<b>Rick</b>	They always have been letting me talk to her.
<b>Janis</b>	Oh. Just once a month or on a regular basis?
<b>Rick</b>	No she's coming and seeing me every day.
<b>Janis</b>	Okay well that's good to hear.
<b>Rick</b>	Alright well I'll let you go.
<b>Janis</b>	Okay hun. I love you.
<b>Rick</b>	Yeah tell everybody else I love them.
<b>Janis</b>	Okay bye hun.
<b>Rick</b>	Bye.
<b>Rick (to someone else)</b>	Okay.

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**May 18, 2023**

<u><b>Martin's 9th of 18 visits on May 18, 2023</b></u>	
<b>Observations</b>	<ul style="list-style-type: none"> <li>• RA seemed reasonable, was getting an adequate amount of sleep and eating meals.</li> </ul>

<b>Medicine</b>	<ul style="list-style-type: none"> <li>• Martin decided to give him a slight increase in his Haldol dose and said he showed no evidence of psychosis.</li> </ul>
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Date	Description	Dose	Form
4/14/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/15/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/16/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/17/2023	Haldol lactate	5 mg	Intramuscular 1x a day

Date	Description	Dose	Form
4/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
5/8/2023	"little bit of Haldol"	"slightly higher dose than I would normally have done"	Oral How often?
5/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days

<u>Wala visit on May 18, 2023</u>		
<b>Patient Complaints</b>	<u>5:48 pm</u>	RA received his second injection.

Brandon Fisher Log Sheet on May 18, 2023

<b>8:00 pm</b>	RA was banging his head on the door and asking for somebody to read the Bible to him.
<b>8:15 pm</b>	<ul style="list-style-type: none"><li>• RA said he killed A.W. and L.G.</li><li>• RA had a small gash over his head from banging, which I'm gonna say banging from – on his little wall..." like on his little window, like bang his head, not hard, but, you know, just – that's just one of the things he did."</li></ul>
<b>Fisher's notes</b>	<ul style="list-style-type: none"><li>• "To most people it would look like he was suicidal, but if you knew him, then it was just a act."</li><li>• There were times when RA was on his meds and times when he wasn't.</li><li>• Fisher saw RA with feces all over his face.</li><li>• Fisher said some people didn't like monitoring RA because they "knew what he did."</li><li>• Fisher said RA told him he lost his virginity to his babysitter next door at age 11 and that he was raped at age 11.</li><li>• Fisher said RA told him the girls were "screaming" when he did this.</li><li>• Other inmates yelled at RA telling him to kill himself, calling him a baby killer.</li><li>• Fisher said RA was acting like he was living in the 1300 or 1400s.</li><li>• Fisher said he knew RA was telling the truth about killing the girls "because of the look in his eye."</li><li>• Fisher believed it was an act "because when you're sitting there anywhere from four hours a night to eight hours a night to 12 hours a night, what are you gonna do?"</li></ul>

	<p>It's one-on-one, it's you and him. We spoke a lot, we had conversations. I never had any issue, like big problem, with Allen, never, to the point where, you know, we would talk, we would talk about his upbringing, his childhood, like, you know, things that he liked to do. He would – I remember he would always say, "Can you just read like Psalms 25 for me?"</p> <ul style="list-style-type: none"> <li>• After RA put the feces on his face, Fisher claims RA said "I won't be doing that again."</li> </ul>
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**May 18-25, 2023**

<a href="#"><u>DOC Video M2U01136 around May 18-25, 2023</u></a>	
<b>People in video</b>	RA, Sgt. Randy Jones
<b>In-cell video</b>	<ul style="list-style-type: none"> <li>• In the video, Jones can be seen warning RA that he will be tased if he does not remove his hands from the cuff port in the cell door.</li> <li>-“ RA did not remove his hands from the cuff port which resulted in Jones deploying his taser to RA's hands.</li> <li>• No "use of force check-off sheet" was completed as it appeared from the communications between the Officers that Jones did not believe that RA was actually struck with the taser.</li> <li>• At no time during this altercation did RA pose any safety risk to any of the guards or any of the other inmates housed in the facility.</li> </ul>

	<ul style="list-style-type: none"> <li>• RA was securely locked in his cell (within the most secure unit in Westville Correctional Facility) and the only aspect of non-compliance involved RA's hands sticking outside of the small rectangular sleeve in the cell door that is used to exchange food, medications, and other items with the inmate.</li> </ul>
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## May 19, 2023

Baldwin files a [Motion To Convert Let Bail Hearing Into Suppression Hearing](#) on May 19, 2023.

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Baldwin files a [Motion To Suppress Fruits of Search of 1967 Whiteman Drive, Delphi, Indiana](#) on May 19, 2023.

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Rozzi files a [Subpoena to inspect IDOC](#) on May 19, 2023.

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## May 22, 2023

<a href="#">Wala visit on May 22, 2023</a>	
<b>Assessment</b>	RA was having breaks of psychotic reactions to stress.

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## May 23, 2023

<a href="#">Martin's 10th of 18 visits on May 23, 2023</a>
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<b>Assessment</b>	<ul style="list-style-type: none"> <li>• Psychotic symptoms were apparent again on May 8 and 9, 2023, but disappeared shortly after.</li> <li>• Today, RA was coherent, had situational awareness, was getting enough sleep, and was eating.</li> </ul>
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## May 25, 2023

Judge Gull issues an [Order](#) on May 25, 2023.

The Court, having had defendant's Motion to Quash Subpoena under advisement, now grants the Motion to Quash the Subpoena Duces Tecum directed to Westville Correctional Facility relating to defendant's mental health records, mental health evaluations and/or exams, medical documentation and/or medical evaluations. The Motion to Quash the Subpoena Duces Tecum directed to Westville Correctional Facility regarding audio/video recordings, written observations, recordings, phone calls, written requests, or other documentation is denied. The Motion to Quash the Subpoena Duces Tecum directed to CVS Headquarters is denied. The defense Motion to Reconsider and Request for Due Process Hearing ordered set for hearing June 15, 2023, at 10:00 a.m. The hearing currently set on defendant's request for bail is ordered converted to a hearing on defendant's Motion to Suppress.

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## May 26, 2023

<a href="#">Wala visits on May 26, 2023</a>
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<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• RA had two black eyes on this occasion. It appeared to Wala that he was self-harming.</li> </ul>
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**May 30, 2023**

<u>Defense visit WCF on May 30, 2023</u>	
<b>Present</b>	Baldwin, Rozzi, Max Baker, and Kathy Allen
<b>Guards</b>	Sgt. Jones
<b>Transport</b>	<ul style="list-style-type: none"> <li>• Sgt. Robinson was involved in transporting RA to most, if not all, of his attorney's visits.</li> <li>• Sgt. Robinson was present for this transport of Mr. Allen from the visitation room.</li> </ul>
<b>Location</b>	<ul style="list-style-type: none"> <li>• The visit occurred in the traditional visitation room used by other inmates.</li> <li>• DOC officials cleared the room so that only RA, his defense team, his wife, and DOC employees were present.</li> </ul>
<b>Surveillance</b>	<ul style="list-style-type: none"> <li>• During this visit, Sgt. Jones stationed himself within fifteen feet from RA as he and his wife communicated with each other from opposite sides of a table.</li> </ul>
<b>Observations</b>	<ul style="list-style-type: none"> <li>• RA continuously asked his Defense team if his wife was ok, and if his family was ok but was not able to talk freely to his attorneys.</li> <li>• There was no privacy afforded to RA and his wife during this visit. The room was nearly empty and there was no background noise.</li> </ul>

	<ul style="list-style-type: none"> <li>• Sgt. Jones remained at his post within earshot of RA and his wife during the entire visit.</li> </ul>
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### Martin's 11th of 18 visits on May 30, 2023

<b>Observations</b>	<ul style="list-style-type: none"> <li>• Martin did not find any evidence of psychosis.</li> <li>• RA was eating his meals, he was oriented to person, place, time, situation.</li> <li>• Speech was coherent.</li> <li>• There was no auditory or visual hallucinations.</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• He was going for therapy sessions, he was – in fact, he was about meet with Dr. Wala just a few minutes after Martin saw him.</li> <li>• “I think he had – may have spoken to his wife on the phone or, I don’t remember, but everything was fine.”</li> </ul>

## JUNE 2023

### June 2023

**RA's Communication Frequency with mental health:** Daily visits with Wala or staff for the next 2 months (June and July).

### June 5, 2023

Date	Description	Dose	Form
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4/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
5/8/2023	"little bit of Haldol"	"slightly higher dose than I would normally have done"	Oral How often?
5/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
5/5/2023	"Haldol"	unknown	"emergent involuntary injection"

<u>emergent involuntary injection on Jun 5, 2023</u>	
<b>Time</b>	2:39 pm
<b>Medicine</b>	<ul style="list-style-type: none"> <li>• RA received another involuntary injection due to self-harming. Head banging.</li> <li>• "This is an emergent involuntary injection, it doesn't fall under the other shot, so this is an additional shot to stop him from head banging."</li> </ul>

<u>Phone call from RA to KA on Jun 5, 2023</u>	
<b>Time</b>	
<b>Kathy</b>	Hello?
<b>Rick</b>	Hey. You still there?
<b>Kathy</b>	Yeah I'm here. Need to get you some coffee.

<b>Rick</b>	Yeah.
<b>Kathy</b>	Get your coffee or snacks or whatever you need babe.
<b>Rick</b>	Well I hate spending that money when I don't even know where it came from.
<b>Kathy</b>	It doesn't matter. It's in there I wouldn't worry about it. Somebody's thinking of ya so I wouldn't question it. Lord what a mess. Good grief. You know just when I think I've got everything– I don't understand my thought process on clothing. I really don't. Stupid it's stupid. Trying to get better about that. Oh lord. What do you have for breakfast or lunch today?
<b>Rick</b>	Oh, had some kind of eggs this morning it was [inaudible].
<b>Kathy</b>	Yeah.
<b>Rick</b>	Something fairly normal. So weird talking to ya.
<b>Kathy</b>	What sweetheart?
<b>Rick</b>	Said it's just kind of weird talking to ya.
<b>Kathy</b>	Why? Why would it be weird?
<b>Rick</b>	I don't know it just is. Everything's weird in here anymore.
<b>Kathy</b>	Yeah.
<b>Rick</b>	Like I feel like I've lost my mind gone to hell or something.

<b>Kathy</b>	Well you're kind of living it right now. Not a good place to be in. Not a good place at all. And [inaudible] don't have much [inaudible] anything I'm sure.
<b>Rick</b>	You know that I done it right?
<b>Kathy</b>	Dear I don't want to talk about that okay? I want to have a good conversation between us. Just don't– I guess it doesn't matter what I think but–
<b>Rick</b>	Of course it does. Just in a really frustrating spot right now.
<b>Kathy</b>	What?
<b>Rick</b>	I said I'm just in a really frustrating spot right now.
<b>Kathy</b>	Why?
<b>Rick</b>	And I know that that's nothing compared to where you're at so–
<b>Kathy</b>	No.
<b>Rick</b>	I'm not trying to–
<b>Kathy</b>	No no. Your spot is a lot worse than mine. I have freedoms that you don't have so we're not going to go there. I feel guilty about that.
<b>Rick</b>	I don't know why nobody will talk to me and be honest with me.
<b>Kathy</b>	Well [inaudible]. Don't care didn't do it. That's just prison. Just another number. But–

<b>Rick</b>	Just don't feel like anybody's willing to be honest with me anymore.
<b>Kathy</b>	Well—
<b>Rick</b>	Like everybody's afraid to hurt my feelings or something.
<b>Kathy</b>	I know. I think people have to be very careful when they talk. We all do.
<b>Rick</b>	Yeah.
<b>Kathy</b>	If I can get a chaplain in there to pray with you would that be okay? I mean I've been trying to get a hold of somebody but of course nobody ever answers. You have to go to voicemail and it's full so. But if I could get—
<b>Rick</b>	I had a chaplain pray with me once but it just—
<b>Kathy</b>	Oh. Okay.
<b>Rick</b>	—doesn't seem to help me any.
<b>Kathy</b>	Well. And it's okay because I mean praying for— to yourself is going to be very helpful. It's helped me immensely.
<b>Rick</b>	Yeah.
<b>Kathy</b>	People out there praying for you. You just got to pray the bad thoughts away hun. And try. The demons are fighting hard to get ya.
<b>Rick</b>	I know. I feel like they've already gotten me. I'm already in hell.

<b>Kathy</b>	Yeah. Well you're you're kind of in physical hell right now but your soul doesn't need to be. With God not anybody else's. I hope you understand that.
<b>Rick</b>	Yeah. I'm sorry I have a question about the Bible that you got me [inaudible] cuz I've got another one in here now it says the Holy Bible in it.
<b>Kathy</b>	Yeah.
<b>Rick</b>	It says basically the same—

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**June 6, 2023**

<a href="#"><u>Martin's 12th of 18 visits on June 6, 2023</u></a>	

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Defense filed a **Motion for Ex Parte Determination of Defendant's Motion for Appointment of Experts** on June 6, 2023.

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**June 7, 2023**

Rozzi files a [Motion for Order on Continuing Disclosure of Defendant's Mental Health Records](#) on June 7, 2023.

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**June 8, 2023**



### Wala visit on Jun 8, 2023

#### **Assessment**

- RA's his depression was at its peak.
- RA was suffering from physiological symptoms, such as trembling, knees buckling, and stuttering.

Murder Sheet files a [Limited Appearance](#) on June 8, 2023.

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Murder Sheet files a [Verified Request For Access To A Court Record Excluded From Public Access](#) on June 8, 2023.

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### **June 9, 2023**

Rozzi files a [Subpoena for Inmate Robert Baston to appear for a hearing](#) on June 15, 2023.

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### **June 11, 2023**

#### Phone call from RA to KA on Jun 11, 2023

<b>Time</b>	
<b>Kathy</b>	Hello?
<b>Rick</b>	Hello?
<b>Kathy</b>	Hey.
<b>Rick</b>	Hey.
<b>Kathy</b>	Hi.

<b>Rick</b>	I did it. Kathy?
<b>Kathy</b>	What?
<b>Rick</b>	I did it. Do you still love me?
<b>Kathy</b>	Yes dear but you didn't do it.
<b>Rick</b>	Why do you say that?
<b>Kathy</b>	Why do you say it?
<b>Rick</b>	I don't want to upset you.
<b>Kathy</b>	I'm already upset.
<b>Rick</b>	I'm sorry. I don't know what I'm doing– feel like I've lost my mind.
<b>Kathy</b>	Honey you can't call me and talk like this okay? You're killin me.
<b>Rick</b>	I'm so sorry baby.
<b>Kathy</b>	I can't talk to you right now.
<b>Rick</b>	I didn't want to do this. [inaudible] I'm sorry. You're not going to do anything to yourself are ya?
<b>Kathy</b>	No.
<b>Rick</b>	Probably going to have to– probably gonna have to [inaudible] now.
<b>Kathy</b>	Stop. You can't be calling me and talking like this.
<b>Rick</b>	You don't have anything to do with it.
<b>Kathy</b>	It doesn't matter.

<b>Rick</b>	Why are you so mad at me?
<b>Kathy</b>	I'm not mad I'm upset. I'm not broken. [inaudible]
<b>Rick</b>	I can't tell you what's been going through my mind. Feel like I'm already in hell. Was waiting on the Bible from you but. I don't understand what's going on.
<b>Kathy</b>	Neither do I.
<b>Rick</b>	I guess I'm just going to have to stop calling. I'm sorry. Okay?
<b>Kathy</b>	You can't call me if you're going to talk like that.
<b>Rick</b>	I'm going to talk like what?
<b>Kathy</b>	I can't talk—

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## July 12, 2023

Judge Gull issues a [Transport Order re: Subpoena for Inmate Robert Baston to appear for a hearing](#) on June 15, 2023.

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## June 13, 2023

<a href="#">Martin's 13th of 18 visits on Jun 13, 2023</a>	

Rozzi files a [Motion In Limine Regarding Ballistics](#) on June 13, 2023.

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McLeland files the [State's Objection To Defendant's Motion For Order On Continuing Disclosure Of Defendant's Mental Health Records](#) on June 13, 2023.

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McLeland files a [Verified Request To Prohibit Public Access To A Court Record re: State's Objection To Defendant's Motion To Suppress](#) on June 13, 2023.

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McLeland files the [State's Objection To Defendant's Motion To Suppress](#) on June 13, 2023.

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#### **June 14, 2023**

[Sheriff's Return re: Subpoena for Inmate Robert Baston to appear for a hearing on June 15, 2023](#) on June 14, 2023.

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[email from Gull to the State parties re: Baston on June 14, 2023](#)

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#### **June 15, 2023**

[Record of Proceedings At Hearing Held On Safekeeping Order Held June 15, 2023](#)

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[Record of Ex Parte Hearing Held June 15, 2023](#)

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#### **June 16, 2023**

Defense files an **Ex Parte Motion for Order Authorizing Expert at a Public Expense Order** on June 16, 2023.

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Judge Gull issues an [Order](#) on June 16, 2023.

Comes now the Court and having communicated with the parties on Defendant Allen's Motion for Order on Continuing Disclosure of Defendant's Mental Health Records, now grants said Motion and orders the Indiana Department of Corrections and/or any other departments, law enforcement agencies, and/or individuals assuming jurisdiction over the care and the custody of Richard M. Allen (D/O/B: 9/9/72) 10 release to Attorney Bradley A. Rozzi and/or Andrew Baldwin, upon the written request or either, any and all mental health records associated with Richard M. Allen, without the necessity of the execution of consents and/or waivers by Defendant Allen or his agents.

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**June 17, 2023**

**[Haldol decanoate #3](#)**

Date	Description	Dose	Form
4/14/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/15/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/16/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/17/2023	Haldol lactate	5 mg	Intramuscular 1x a day

Date	Description	Dose	Form
4/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
5/8/2023	"little bit of Haldol"	"slightly higher dose than I would normally have done"	Oral How often?
5/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
<a href="#">6/5/2023</a>	"Haldol"	unknown	"emergent involuntary injection"
6/17/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days

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[email from Defense to McLeland re: LG's phone data on June 17, 2023](#)

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**June 18, 2023**

<a href="#">Michael Roberts Log Sheet on Jun 18, 2023</a>	
<b>3:30 pm</b>	"Why are you doing this? Do you know God? Do you know why I'm here? I killed A.W. and L.G."
<b>Robert's notes</b>	<ul style="list-style-type: none"> <li>• "Rick Allen accepted what was happening to him."</li> <li>• "Not what he did in the beginning, but it's also more so he's accepted what's happening to him."</li> </ul>

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**June 19, 2023**

[Appearance By Attorneys in a Civil Case](#) on June 19, 2023.

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[Motion to Quash Subpoena or Enter Protective Order](#) on June 19, 2023.

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**June 20, 2023**

<a href="#"><u>Martin's 14th of 18 visits on Jun 20, 2023</u></a>	
<b>Time</b>	6:00 or 7:00 am
<b>Patient Complaints</b>	<ul style="list-style-type: none"><li>• “That day, he said something to me, he had said these things to other people, but it was the first time he said it to me, and that day I had decided to take him off medication because he was not psychotic; and when he was not psychotic, he was not under any pressure, no duress, spontaneously of his own free will he said to me, “I would like to apologize to the families of”, you know, his victims. He did not say “the victims”, but he said his victims.</li></ul>
<b>Injuries</b>	Several self-inflicted contusions showed on RA's face.
<b>Observations</b>	<ul style="list-style-type: none"><li>• Martin reported observing no evidence of psychosis.</li></ul>
<b>Medicine</b>	<ul style="list-style-type: none"><li>• Since RA had not been psychotic for seven weeks, Martin decided to stop the Haldol.</li><li>• “Now, he had – he had received a shot two or three days before, but I wrote the order for him not to get any more injections.”</li></ul>

	<ul style="list-style-type: none"> <li>• The oral Haldol continued to be part of RA's medications after June 20th, 2023.</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• Martin reported that he did not observe evidence of tangentiality, there was no flight of ideas, there was no evidence of any hallucinations or delusions.</li> <li>• There was nothing that told Martin to think that RA was still psychotic.</li> </ul>
<b>Additional Observations</b>	<ul style="list-style-type: none"> <li>• During the session, RA chose to wear only a T-shirt and boxers despite having a prison uniform.</li> <li>• RA's eye contact was poor and his voice soft, but Martin reported that RA "was coherent and spoke without loose associations or flight of ideas."</li> </ul>
<b>Plan</b>	<ul style="list-style-type: none"> <li>• Martin did not document whether he communicated that he would be stopping the Haldol to RA.</li> </ul>

<u><a href="#">DOC Video on June 20, 2023</a></u>	
<b>Location</b>	Interview cel
<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• This morning the patient was interviewed in an interview cell. He had been wearing a uniform when he was taken to the cell but chose to take it off and was in a tee shirt and boxers.</li> <li>• He spoke very softly but also very briefly. He kept asking for Dr. Wala.</li> <li>• He said that he had suicidal ideations. He did not want to talk too much. What he did talk about was his concern for his wife.</li> <li>• He said that he wanted to apologize to the families of his victims.</li> </ul>



<b>Injuries</b>	<ul style="list-style-type: none"> <li>• Several contusions on his face that had been self-induced are no longer as prominent. Eye contact was poor.</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• He was coherent and spoke without loose associations or flight of ideas. He was oriented to person, place, time of day and situation. He has a constricted (ed. note, difficult to read this word.) affect.</li> <li>• He is eating his meals. He is keeping himself clean. A review of the logs shows that he is getting an adequate amount of sleep and is eating most of his meals.</li> <li>• He has been meeting with Dr. Wala for therapy sessions and is due to see her in a few minutes.</li> <li>• In general he is much improved and does not appear to be psychotic at the present time.</li> <li>• He claims to be suicidal. He is continued on suicide watch. He will be interviewed again in two weeks.</li> </ul>
<b>Medication</b>	<ul style="list-style-type: none"> <li>• He was not consistent in taking his oral medications and so it was discontinued.</li> <li>• He will continue on Prozac.</li> <li>• I am discontinuing the Haldol Decanoate today.</li> </ul>
<b>Additional Observations</b>	<ul style="list-style-type: none"> <li>• Dressed in a white T-shirt and bright orange pants, a frail-looking RA is strapped to a wheelchair as guards and doctors surround him in an examination room.</li> <li>• While doctors take his blood pressure and scan him with a stethoscope, RA gazes forward and hardly moves.</li> </ul>

	<ul style="list-style-type: none"> <li>• Alarming, Allen had lost 50 pounds in prison, Martin testified.</li> </ul>
<b>180</b>	After being confronted with this video at trial. Martin changed his assessment.

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Carroll County Sheriff files an [Incident Report re: Transport Order re: Subpoena for Inmate Robert Baston to appear for a hearing on June 15, 2023](#) on June 20, 2023.

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Westville Correctional Facility files an [Incident Report Transport Order re: Subpoena for Inmate Robert Baston to appear for a hearing on June 15, 2023](#) on June 20, 2023.

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Judge Gull issues an [Order](#) on June 20, 2023.

Defendant appears in person and with counsel, Bradley Rozz and Andrew Baldwin. State by Prosecuting Attorney Nicholas McLeland. Court is informed by Counsel that the hearing on defendant's Motion to Suppress needs to be continued to be reset once defense counsel files its notice of omissions/inaccuracies. Hearing conducted on defendant's Motion to Reconsider Safekeeping Order. Evidence and arguments of counsel taken under advisement. Defendant's Motion for Temporary Restraining Order on Department of Correction Use of Cameras and Request for Preliminary Injunction to pend as the Department of Correction has stopped remote filming attorney meetings with defendant. Court grants defendant's Motion for Order on Continuing Disclosure of Defendant's Mental Health Records under separate order. Ex Parte Motions heard and concluded. Counsel will submit Ex Parte pleading under seal for the Court to consider. Court will issue a separate, detailed order on the sealed pleadings which will

be unsealed by agreement of Counsel. Jury trial ordered set January 8-26, 2024, with jury selection to be conducted in Allen County, Indiana, and trial to be conducted in Carroll County, Indiana.

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**June 23, 2023**

<u><b>Michael Roberts Log Sheet on June 23, 2023</b></u>	
<b>3:15 pm</b>	“Do I make you mad? Have I told you about my wife? I killed A.W. and L.G. Should I lay down?”
<b>Roberts’ notes</b>	<ul style="list-style-type: none"><li>• When RA first came in, he was normal, coherent, talkative, maybe a little scared, ‘cause you’re scared when you come to prison the first time, but just like a normal person being locked up.</li><li>• After about a month and a half, two months, three months, RA started changing his behavior, acting abnormal, changing himself, making it seem like he was not there, he couldn’t hear you, couldn’t talk. He was acting up.</li><li>• RA began doing more and more outrageous things to make you look at him, to make you gasp, make him – get the attention to himself. So if he would try to act up, he would wait for you to watch him, watch what he’s doing, and then, I don’t know what he got out of it, but he would act up when we’re watching.</li><li>• The chaplain would come and talk to him, he would try to talk to him. A lot of times, he ignored him, but the chaplain would talk and, a lot of times, he would want to talk about getting a Bible.</li><li>• It depends on the day, but he would – a lot of times, he would talk about his family. A lot of times, I tend to not</li></ul>

	<p>listen to what they are saying, just to keep it more private, 'cause it's religious, but from what I was hear – did hear or understood, he was talking about his family, about what he wanted, how his day was, just seeing if he's in a good mood or not.</p> <ul style="list-style-type: none"> <li>• A lot of times, RA would mention his family, but then, a lot of times, he would mention other things, other people, and then he would just mention things that didn't make sense.</li> <li>• RA said he molested Dawn, A.W., L.G., a person named Chris, and someone named Kevin.</li> <li>• At one point, RA started smearing feces all over himself. He'd do his business in the toilet or in his food tray and then he'd rub it on the walls, all over his cell he was doing this.</li> <li>• RA was a "pain in the butt".</li> <li>• Roberts said inmates that have mental issues do that and their impulses that do it but others do it just to get attention 'cause they know it inconveniences the C/Os.</li> </ul>
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**June 25, 2023**

**Haldol injection on Jun 25, 2023**

Date	Description	Dose	Form
4/14/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/15/2023	Haldol lactate	5 mg	Intramuscular 1x a day

4/16/2023	Haldol lactate	5 mg	Intramuscular 1x a day
4/17/2023	Haldol lactate	5 mg	Intramuscular 1x a day

Date	Description	Dose	Form
4/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
5/8/2023	"little bit of Haldol"	"slightly higher dose than I would normally have done"	Oral How often?
5/18/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
6/17/2023	Haldol decanoate	50 mg	Intramuscular 1x every 30 days
6/25/2023	Haldol	unknown	unknown

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## June 28, 2023

Judge Gull issues an [Order](#) on June 28, 2023.

The Court has reviewed the electronic file recently and discovered many pleadings and filings have been marked as sealed and confidential, and, therefore, unavailable to the public. The Court has consulted with Counsel for the State of Indiana and the Defense and

discovered the pleadings have been deemed confidential to comply with the Court Order dated December 2, 2022 which prohibits public comment, commonly referred to as the "Gag Order". Counsel agree with the Court that the public interest is best served by transparency, but that certain pleadings should remain sealed. Counsel agree that the original, unredacted Affidavit for Probable Cause shall remain sealed as it lists names of juvenile witnesses; that the Transport Orders previously entered (and future Orders) shall remain sealed for security purposes; and that the Defense Ex Parte Motions and related Orders shall remain sealed pursuant to long established case law. All other pleadings filed prior to the date of this Order shall be unsealed and available to the public, except for the pleadings explicitly mentioned in this paragraph. Future pleadings and filings that are to be confidential shall comply with Court rules. Further, the Court has consulted with the Clerk of the Carroll Circuit Court about the impact of this Order on her office and staff, and the public interest in the pleadings which are being made available. As hundreds of pages of documents are being unsealed, this may create obstacles to the Clerk and the public. To ease the burden on the Clerk of the Court, and to ensure accessibility, the Court will make copies of the now public pleadings available at [allensuperiorcourt.us/Delphi](https://allensuperiorcourt.us/Delphi). John McGauley, Allen Superior Court, Court Executive has created this page on the Court's website to make these pleadings easily accessible to the public, the media, and the parties. This link should be active within hours of the issuance of this Order.

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**June 29, 2023**

**[Motion for Order on Visitation with Inmate](#)** filed on June 29, 2023.

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**July 2023**

**Communication Frequency:** Daily visits with RA with Wala or her staff for July 2023.

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**July 11, 2023**

<b><u>Wala visit on Jul 11, 2023</u></b>	
<b>Observations</b>	<ul style="list-style-type: none"><li>• Wala started to see some sign that RA's mental health was being restored to a normal state.</li><li>• Wala suggested/theorized that RA might be finally adjusting to incarceration.</li></ul>

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**July 18, 2023**

Judge Gull issues an **Order** on July 18, 2023.

The Court, having reviewed the Indiana Department of Correction's Motion to Quash Subpoena or Enter Protective Order, now finds that Defendant's request is unreasonable and oppressive, and beyond the scope of discovery. The Court, therefore, quashes the Subpoena and Request for Production to Non-Party issued by Counsel in May 19, 2023.

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**July 19, 2023**

Judge Gull issues an [Order](#) on July 19, 2023.

The Court, having had this matter under advisement following a hearing, and having considered the evidence and the arguments of Counsel, now finds as follows: Defendant is currently incarcerated in the Westville Correctional Facility under a "safekeeping order" issued November 3, 2022. The Court Order states that the Court "FINDS that Defendant is an inmate awaiting trial and is in imminent danger of serious bodily injury or death, or represents a substantial threat to the safety of others." The evidence presented at the hearing on defendant's Motion to Reconsider did not support many of the allegations advanced by defendant counsel. In fact, the evidence presented demonstrated that the Defendant is treated more favorably than other inmates housed at the Westville Correctional Facility. In light of the evidence presented, the Court has reconsidered the original Safekeeping Order and finds it is reasonable and necessary to ensure the defendant's safety and to prevent serious bodily injury to himself. The Department of Correction has provided, and will continue to provide Defendant with the necessarily medical services, including any mental health services. If the Department of Correction believes a facility other than Westville is more appropriate, or more convenient for Counsel, the Court is confident that the Department of Correction will move the defendant accordingly.

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**July 26, 2023**

<a href="#">Wala visit on Jul 26, 2023</a>
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Observations	<u>1:01 pm</u>	RA had bulging eyes
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**AUGUST 2023**

**August 2023**

<b><u>Suicide Watch August 2023</u></b>	
<b>August 2023 thru December 2023</b>	Holeman listened to “a few” calls himself.

**August 3, 2023**

<b><u>Wala visit on Aug 3, 2023</u></b>	
<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• When Wala asked how RA was doing he said “I want to go to Heaven.”</li> <li>• “And then I asked whether he had contacted his wife. He said, “I can’t,” but said he wanted to talk to her and see the family. RA said he felt like he was dying. “I don’t feel well,” he said. “It feels my heart is going to quit. I had a heart attack before.”</li> <li>• RA indicated fearing something would happen to him before he got a chance to say goodbye to his family.</li> <li>• When asked about wanting to die he said “Part of me thinks I do.”</li> </ul>

	<ul style="list-style-type: none"> <li>• RA denied any plan or intent to harm or kill himself. He indicated being confused and not knowing what was rational anymore.</li> <li>• When asked what he was confused about he stated “Because I don’t know if I’m going to go to Heaven.”</li> </ul>
<b>Observations</b>	<p>Q Did he indicate why he couldn’t contact his family?</p> <p>A I don’t know if this one was where he was choosing not to or whether he still just didn’t have a tablet.</p> <p>• (RA got his replacement in June 2023, bish—“about 2 weeks” before th Safekeeping Hearing...)</p> <p>Q At any time, did he indicate to you that he felt that his family didn’t want him to contact them?</p> <p>A Yes.</p> <p>Q Was that after he was confessing?</p> <p>A I – from the beginning, he would say things like, “I just need to, like, let my wife go,” you know, basically that he’s a burden and stuff like that.</p> <p>Q Okay. So that continued throughout?</p> <p>A Um-hmm. (Affirmative response) In different ways.</p>

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**August 4, 2023**

**[Rozzi and Max Baker interview Robert Baston on August 4, 2023.](#)**

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**August 8, 2023**

**Administrative Event on August 8, 2023**

Praecipe for Transcript to Allen County D05 Court Reporter and Felony Judicial Assistant.

**LE interviews guards re: Richard Allen on Aug 8, 2023**

**Raymond Smith**

- Smith told Mullin on that RA told him “If I fucked those girls, I fucked them. If I killed them, I killed them.”
- Smith described RA as being polite and noted that he slept a lot, far more than other offenders.
- Smith noted there wasn’t much in RA’s and it was pretty bare, and the last time he ever heard RA say anything about his case was back in April of 2023 – maybe early June, But definitely not in July.
- Smith said that the other offenders would attempt to agitate him saying “There’s no insanity defense.”

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**August 9, 2023**

**LE interviews guards re: Richard Allen on Aug 9, 2023**

**Michael Clemons**

- Clemons statement to Mullin on Aug 9, 2024: Clemons told officers that he’d dealt with crazy people before, with mental health codes and such.

	<ul style="list-style-type: none"> <li>• Clemons told them when RA said ‘I’m not crazy, I’m only acting like I’m crazy’ he was responding to some of the other inmates that were yelling at him.</li> </ul>
<b>Michael Roberts</b>	<ul style="list-style-type: none"> <li>• Roberts told Mullin that RA only acted up when his lawyers came. The first time that I was there when the lawyers came, and the day after is when he started showing signs of everything else.</li> </ul>

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## August 16, 2023

<u>Wala visit on Aug 16, 2023</u>		
<b>Additional Clinical Observations</b>	<u>5:17 pm</u>	RA’s eyes were no longer protruding out of his head as they had been for weeks or months.

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## August 17, 2023

<u>Defense visit WCF on August 17, 2023</u>	
<b>Present</b>	Baldwin, Rozzi
<b>Guards</b>	Sgt. Robinson
<b>Transport</b>	Sgt. Robinson was involved in transporting Mr. Allen to most, if not all, of his attorney’s visits.

<b>Observations</b>	<ul style="list-style-type: none"> <li>• Defense visited RA on two different occasions since his Defense team put the State of Indiana and its investigating officers on notice about the Odinist ties to this case.</li> <li>• The visits occurred on August 17, 2023, and again on August 25, 2023.</li> </ul>
<b>Odin Patches</b>	Yes

[LE interviews guards re: Richard Allen on Aug 17, 2023](#)

<b>John Miller</b>	<ul style="list-style-type: none"> <li>• Miller told Mullin that the companions were being more vulgar to RA and not being a companion.</li> <li>• Miller said they did not hear the vulgarity, but were told of the vulgarity.</li> <li>• RA started refusing more meals in March and he wasn't talking in a sensical manner.</li> <li>• RA went through a personality switch that Miller said, quote, you have not ever seen.</li> <li>• RA talked to Miller about his circumstances and said he didn't believe that somebody had turned him in.</li> <li>• RA said he probably killed his family and grandkids.</li> <li>• RA told Miller he molested his sister.</li> <li>• RA told Miller to kill him so his family could still be alive.</li> <li>• RA told Miller he was sorry for everyone he killed, as if to say he killed many others.</li> <li>• RA told Miller he may have touched his daughter and that he was getting an erection in his sleep.</li> </ul>
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	<ul style="list-style-type: none"> <li>• There's a reference to Old Bear Claw hypnotizing him.</li> <li>• RA was pacing around the cell and hitting the walls from time to time.</li> <li>• RA hit the door with his head and his hands, cried, sang, and yelled out curse words.</li> </ul>
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## August 25, 2023

<u>Defense visit WCF on August 25, 2023</u>	
<b>Present</b>	Baldwin, Rozzi
<b>Guards</b>	Sgt. Robinson
<b>Transport</b>	Sgt. Robinson was involved in transporting Mr. Allen to most, if not all, of his attorney's visits.
<b>Observations</b>	<ul style="list-style-type: none"> <li>• Defense visited RA on two different occasions since his Defense team put the State of Indiana and its investigating officers on notice about the Odinist ties to this case.</li> <li>• The visits occurred on August 17, 2023, and again on August 25, 2023.</li> <li>• During the August 25th visit, Rozzi observed that Sgt. Robinson no longer had a patch on his chest.</li> </ul>
<b>Odin Patches</b>	No

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## **August 2023**

Unified Command learns there's been a breach of protected discovery in Baldwin's office and instead of taking action to plug the leak, the State begins exploiting it to spy on Defense. In a "few" months, Fig.solves will confess to helping the State for the next "few" months.

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## **SEPTEMBER 2023**

### **September 6, 2023**

[email from McLeland to Defense re: missing Purdue Professor on September 6, 2023](#)

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### **September 8, 2023**

[eDiscovery Notice turned over on September 8, 2023](#)

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### **September 13, 2023**

Rozzi files an [Amended Motion to Suppress Fruits of Search of 1967 North Whiteman Drive, Delphi, Indiana](#) on September 13, 2023.

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Rozzi files an [Motion for Broadcasting Order](#) on September 13, 2023.

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### **September 18, 2023**

Baldwin and Rozzi file a [Motion For Franks Hearing](#) on September 18, 2023.

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Rozzi files a [Verified Motion for Immediate Transfer of Custody](#) on September 18, 2023.

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**September 18, 2023**

[Jeffrey Turco September 19, 2023 interview](#)

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**September 22, 2022**

[Holeman Report re: Turco interview on Sept 22, 2023](#)

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**September 25, 2023**

McLeland files a **Verified Request to Prohibit Public Access to a Court Record** on September 25, 2023.

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McLeland files the **Motion for All Future Pleadings and Filings to be Sealed for the Court's Review Before Being Released to the Public** on September 25, 2023.

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McLeland files the **State's Motion for Leave of Court to Subpoena Third-Party Records re: Richard Allen's** [medical records](#) on September 25, 2023.

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McLeland files a **Subpoena Duces Tecum re: Richard Allen's medical records** on September 25, 2023.

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State's **Motion for Leave of Court to Subpoena Third-Party Records re: Richard Allen's mental health records** on September 25, 2023.

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McLeland files a **Subpoena Duces Tecum re: Richard Allen's mental health records** on September 25, 2023.

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[State's Response to Defendant's Motion for Broadcasting Order](#) on September 25, 2023.

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McLeland files the [State's Second Objection to Defendant's Motion to Suppress](#) on September 25, 2023.

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**Notice of Non-Party Request for News Media Access and Statement in Support for Defendant's Motion for Broadcasting** on September 25, 2023.

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**September 27, 2023**

[Discovery Notice turned over on September 27, 2023](#)

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**OCTOBER 2023**

**October 2023**

<u><a href="#">Suicide Watch October 2023</a></u>	
Type	Unknown

<b>Location</b>	As of October 2023, Wala was still conducting sessions with RA in the cage.
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## October 2, 2023

Baldwin and Rozzi file a [Motion for Discovery Deadline](#) on October 2, 2023.

Baldwin and Rozzi file a [Supplemental Motion for Franks Hearing](#) on October 2, 2023.

## October 3, 2023

Baldwin and Rozzi file a [Defendant's Additional Franks Notice](#) on October 3, 2023.

<a href="#">LE interviews guards re: Richard Allen on Oct 3, 2023</a>	
<b>Brandon Fisher</b>	Fisher said there was some problems with the recorder when LE came to speak with him “at the very back end” so instead of going back through all of it again “we continued.”

## October 4, 2023

[email from Defense to the Court re: trial dates on Oct 4, 2023](#)

[email from Defense to McLeland re: Purdue Report on Oct 4, 2023](#)

**October 6, 2023**

[Discovery Notice turned over on Oct 6, 2023](#)

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[email from Defense re: leaked info on Oct 6, 2023](#)

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**October 7, 2023**

Rozzi files a [Motion to Quash re: Subpoena Duces Tecum re: Motion for Leave of Court to Subpoena Third-Party Records directed at Westville Correctional Facility for Richard Allen's medical records](#) on October 7, 2023.

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Rozzi files a [Motion to Quash re: Subpoena Duces Tecum re: Motion for Leave of Court to Subpoena Third-Party Records directed at Westville Correctional Facility for Richard Allen's mental health records](#) on October 7, 2023.

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**October 8, 2023**

[email from the Court re: leaked info on Oct 8, 2023](#)

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**October 9, 2023**

[Mitch Westerman meets with Andrew Baldwin on October 9, 2023](#)

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**October 10, 2023**

[phone conference re: leaked info on Oct 10, 2023](#)

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McLeland files the [State's Response to Defense's Verified Motion for Immediate Transfer](#) on October 10, 2023.

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McLeland files the [State's Response to Defense's Verified Motion for Immediate Transfer](#) on October 10, 2023.

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Judge Gull issues an **Order** on October 10, 2023.

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**October 11, 2023**

[letter from Richard Allen to the Court on Oct 11, 2023](#)

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**October 12, 2023**

[email from McLeland re: leaked info on Oct 12, 2023](#)

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[letter from Brad Rozzi to the Court on Oct 12, 2023](#)

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[Emails between Trial Court and Counsel on October 13, 2023](#)

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Judge Gull issues a **Transport Order** on October 12, 2023.

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Judge Gull issues an **Order** on October 12, 2023.

On the Courts motion, this cause is ordered set for status hearing on October 19, 2023 at 2:00 p.m. in the Allen Superior Court. Counsel ordered to arrange their schedules to appear. The purpose of the hearing is to discuss the up coming hearing on October 31, 2023 and

other matters which have recently arisen. Court will prepare a transport order to have Defendant appear.

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## **October 17, 2023**

Judge Gull issues an [Order](#) on Oct 17, 2023.

The Court has received multiple requests for various legitimate media outlets to record the Court proceedings to be conducted on October 19, 2023, at 2:00 p.m. (These requests are filed in the case with this Order). Pursuant to the Code of Judicial Conduct, Rule 2.17, a judge shall prohibit broadcasting, televising, recording, or taking photographs in the Courtroom. However, a judge may authorize the broadcasting, televising, recording, digital streaming, or photographing of court proceedings or the Courtroom by members of the news media under certain conditions. (Rule 2.17(3)(a)(b)). News media is defined as persons employed by or representing a newspaper, periodical, press association, radio station, television station, or wire service and covered by I.C. 34-46-4-1. All of the submitted requests meet this definition. Counsel for the State and the defense have been provided with these requests, and both have previously submitted pleadings stating their positions on cameras in the Courtroom. (See defense Motion for Broadcasting Order, filed September 13, 2023, and State's Response to Defendant's Motion for Broadcasting Order, filed September 25, 2023). The Court has determined that allowing recording of the October 19, 2023, hearing is permitted provided that the means of recording will not distract the participants or impair the dignity of the proceedings, and the hearing itself is a non-confidential proceeding. The Court, therefore, authorizes the recording and broadcasting of the hearing set for October 19, 2023. The Court WILL NOT permit photographing or digital streaming of the proceedings. All news media will be required to

wear/display identification and to wear appropriate attire. One or two cameras will be authorized for pool coverage of the hearing. Members of the general public are prohibited from broadcasting, recording, or photographing this proceeding. The Court will prohibit media broadcast during this hearing of attorney-client communications, bench conferences, and materials on counsel tables and the Court's bench. The Court has the sole discretion to interrupt or stop the coverage, or to limit or terminate the recording and broadcast by a news media organization at any time during the proceeding. The Court requests the media to become familiar with I.C. 34-46-4-1 and the Code of Judicial Conduct, Rule 2.17.

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## **October 19, 2023**

David Hennessy files a [Limited Appearance](#) on October 19, 2023.

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Hennessy files a [Memorandum Regarding Possible Disqualification or Sanctions](#) on October 19, 2023.

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[Mitch Westerman Affidavit](#) on October 19, 2023.

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[Record of Status Hearing Held on October 19, 2023](#)

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[Record of In Camera Proceedings Held on October 19, 2023](#)

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Judge Gull issues an [Order](#) on October 19, 2023.

Court notes the following pleadings which may be resolved without further argument or hearing: 1. Defendant's Motion for Broadcasting Order is overbroad. The Court will consider broadcast requests by the media (after notice to the Defense and the State) on a hearing-by-hearing basis. Therefore, the Motion for Broadcasting Order is denied.

2. Defendant's Motion to Quash Subpoenas (requested by the State for defendant's medical and mental health records) is granted as the State is not entitled to such records. 3. Defendant's Verified Motion for Immediate Transfer of Custody is denied based upon the State's Response and attached Affidavits. The Defense multiple Motions for a Franks Hearing remain unresolved as the Court is still reviewing the thousands of pages of exhibits attached to the Motions, as well as the multiple hours of digital evidence submitted by counsel. The Court will continue to review same. Defendant's Motion to Suppress and Supplemental Motions to Suppress, as well as the State's Responses, will be set for hearing upon resolution of the defense Franks Motions. Prior to the scheduled hearing this date, Attorneys Rozzi and Baldwin advise the Court they will be withdrawing their representation of the defendant. Court accepts their representations and orders them withdrawn from the cause. Counsel ordered to comply with the previously entered Protective Order on Discovery and are ordered to turn the discovery over in full to the State of Indiana to be made available to successor counsel. Court requests their cooperation with successor counsel in the best interests of their former client, but is not requiring them to cooperate. Court will maintain the hearing currently scheduled for October 31, 2023, at 9:00 a.m. in the Carroll Circuit Court for successor counsel to appear. Clerk of the Carroll Circuit Court ordered to remove Attorneys Baldwin and Rozzi as attorneys of record in this cause.

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## **October 24, 2023**

Judge Gull issues a **Transport Order** on October 24, 2023.

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## **October 25, 2023**

Rozzi files a [Verified Notice of Continuing Representation](#) on October 25, 2023.

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Rozzi files a [Praecipe for Transcript](#) on October 25, 2023.

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Rozzi files a [Motion To Disqualify](#) on October 25, 2023.

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### **October 26, 2023**

Rozzi files a [Motion For Continuance](#) on October 26, 2023.

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### **October 27, 2023**

Hennessy files a [Motion to Reconsider](#) on October 27, 2023.

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Hennessy files a [Praecipe](#) on October 27, 2023.

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Judge Gull issues an [Order](#) on October 27, 2023.

Court notes filings by former Attorney Rozzi on October 25 and 26, 2023, and takes no action. Attorney Rozzi withdrew from this matter on October 19, 2023, and is no longer counsel of record. These filings, therefore, are ordered stricken from the record. Clerk of the Court ordered to remove the pleadings from the electronic case file and the Chronological Case Summary as being filed in error.

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Judge Gull issues an [Order](#) on October 27, 2023.

Defendant remains entitled to Court-appointed counsel. Court appoints Attorney Robert Scremin and Attorney William S. Lebrato as



Contract Public Defenders to represent the defendant. Counsel ordered to enter their appearances as Public Defenders on behalf of the Defendant.

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Judge Gull issues an [Order](#) on October 27, 2023.

The Court has received requests for media coverage of the October 31, 2023, 9:00 a.m. hearing from the following media outlets: NewsNation, Law and Crime, Court TV, and Channel 13 WTHR. In light of the unauthorized filming and broadcasting of pre-hearing activities in the Courtroom on October 19, 2023, the Court denies these requests in full.

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Robert Scremin files an [Appearance](#) on October 27, 2023.

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## **October 30, 2023**

William Lebrato files an [Appearance](#) on October 30, 2023.

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Brad Rozzi files an [Appearance \(Pro Bono\)](#) on October 30, 2023.

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Andrew Baldwin files an [Appearance \(Pro Bono\)](#) on October 30, 2023.

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James Luttrull files an [Appearance](#) on October 30, 2023.

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Maggie Smith, Cara Wieneke, and Jessie Cook file a [Verified Petition For Writ of Mandamus and Prohibition for Case No. 23S-OR-00302](#) on October 30, 2023.

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Smith, Wieneke, and Cook file a [Relator's Brief In Support of Petition For Writs of Mandamus and Prohibition Case No. 23S-OR-00302](#) on October 30, 2023.

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[Original Action Record of Proceedings Case No. 23S-OR-00302](#) on October 30, 2023.

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Chief Justice Loretta Rush issues an [Order](#) on October 30, 2023.

The Relator, Richard Allen, by counsel, has filed a verified petition for a writ of mandamus and prohibition, seeking relief under the rules governing original actions. Any briefs opposing issuance of the writ or any supplemental records must be filed directly with the Clerk of the Supreme Court on or before Thursday, November 9, 2023. Any supplemental record must be submitted in the same format required for the record under Original Action Rule 3(C) and (G). Once briefing is completed, the Court will take the matter under advisement. Done at Indianapolis, Indiana, on 10/30/2023.

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## October 31, 2023

[Discovery Notice turned over on October 31, 2023](#)

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[Record of Hearing Held on October 31, 2023](#)

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Screbato file a [Motion for Continuance of Jury Trial](#) on October 31, 2023.

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Hennessy files a **Motion to Withdraw Appearance** on October 31, 2023.

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Hennessy files a [Verified Supplementation of the Record](#) on October 31, 2023.

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Hennessy files a **Motion to Withdraw Appearance** on October 31, 2023.

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**November 1, 2023**

Judge Gull issues an [Order](#) on November 1, 2023.

Defendant appears in person with court appointed counsel Robert Scremin and William Lebrato. State by Prosecuting Attorney Nicholas McLeland and Special Prosecutor James Luttrell. Former counsel Rozzi and Baldwin also appear, having entered an appearance October 30, 2023. Attorney Scremin and Lebrato's Motion to Continue the jury trial heard and granted without objection by the State as defendant is accepting the Criminal Rule 4 time. Court then addresses former attorneys Baldwin and Rozzi's appearance. The Court previously found gross negligence by said attorneys in their representation of the defendant. Nothing has changed in the intervening twelve (12) days that removes the Court's grave concerns about their representation. Over Rozzi and Baldwin's strenuous objections, Court disqualifies them from representing the defendant and affirms the appointment of contract Public Defenders Scremin and Lebrato. Former attorneys represent to the Court they will return all discovery to the State of Indiana by the end of the week. Counsel ordered to do so to enable the State to provide that discovery to Attorneys Scremin and Lebrato. Court encourages former attorneys to cooperate with Attorneys Scremin and Lebrato for the benefit of the defendant. Court notes two (2) pending motions (Motion to Suppress, Motion for Franks Hearing) and will await a report from Attorneys Scremin and Lebrato and Prosecuting Attorney McLeland regarding hearing dates. Baldwin's attorney, Hennessey, addresses the Court at Baldwin's request. Jury trial scheduled for October 15 - November 1, 2024, with jury selection to be conducted in Allen County and trial in Carroll County.

Judge Gull issues an [Order](#) on November 1, 2023.

Comes now David R. Hennessy, attorney of record for Andrew J. Baldwin, and having filed his Withdrawal of Limited Appearance. And the Court being duly advised in the premises now GRANTS said motion. IT IS THEREFORE ORDERED, ADJUGED AND DECREED by the Court that David R. Hennessy shall be removed as attorney of record for Andrew J. Baldwin. This 1st day of November, 2023. IT IS SO ORDERED.

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### **November 14, 2023**

Judge Gull issues an **Order** on November 14, 2023.

The Court has recently reviewed the Chronological Case Summary (CCS) in this cause and notes that the Clerk of the Court has not yet made available to the public on the CCS the 118 documents previously made remotely accessible by Court Order of June 28, 2023. The Court previously created a website for these documents as a convenience to the public and the Clerk and to ensure the public had prompt remote access to these documents. The Clerk is ordered to enter these documents on the CCS forthwith. The Clerk is further ordered to unseal the June 20, 2023, filing by the Carroll County Sheriff and the July 5, 2023, letter from a Department of Correction inmate and place same on the CCS. The Court further notes that a Motion for Franks Hearing, and accompanying documents filed by former attorneys on September 18, 2023 (including the Franks Motion, Memorandum in Support of Motion and Exhibits List) are marked as confidential on the CCS as counsel failed to supply a redacted version at the time of filing. On October 31, 2023, the Court ordered defendant's new counsel to review the pleadings and discovery and either adopt those pleadings or make their own. If counsel adopts

same, they are ordered to file a redacted version of the pleadings. If defendant's new counsel inform the Court they intend to pursue the Franks Motion, the Court will schedule a hearing. Finally, the Clerk is ordered to place and make accessible on the CCS former attorneys' pleadings of October 25, 2023, and October 26, 2023. As noted in its prior order, the Court considers these pleadings stricken from the record and will not consider those pleadings as the attorneys who filed same are no longer counsel of record.

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## November 19, 2023

<u>Defense WCF visit on Nov 19, 2023</u>	
<b>Present</b>	Lebrato, Scremin, Suzanne Moller
<b>Guards</b>	Sgt. Robinson
<b>Entry</b>	<ul style="list-style-type: none"> <li>• The visit was an arduous process which included lengthy travel, complicated and protracted prison security procedures, and difficult visitation conditions.</li> <li>• After arrival at the facility, it took approximately an hour to clear security and reach RA, which included riding in a shuttle van to an interior wing of the prison.</li> </ul>
<b>Transport</b>	According to prior Defense counsel, Sgt. Robinson was involved in transporting RA to most, if not all, of his attorney's visits.
<b>Location</b>	Defense met with RA in a room lined with windows where prison guards could plainly observe the "confidential" consultation.

<b>Surveillance</b>	<ul style="list-style-type: none"> <li>• The door to the room was left ajar and could not be closed, as the door's deadbolt was left protruding from the door preventing it from closing.</li> <li>• Prison guards remained posted just outside the door where they could look through the windows.</li> </ul>
<b>Restraints</b>	<ul style="list-style-type: none"> <li>• RA was brought to the room wearing ankle shackles, handcuffs and a wide leather belt fitted with metal O-rings. The ankle shackles and handcuffs were both secured to the waist belt by short chains, which restricted RA's every move and gave him the appearance of Hannibal Lecter.</li> <li>• His hands were cuffed together such the back of his hands were together with one palm facing down and one palm facing up.</li> <li>• RA appeared visibly uncomfortable, with his arms twisted at the elbow such that the backs of his hands could be secured facing each other in the handcuffs.</li> <li>• RA remained shackled and chained in this fashion for the entire visit.</li> </ul>
<b>Interactions</b>	<ul style="list-style-type: none"> <li>• One of the prison guards who stood outside the door, later identified as Sgt. Jones, displayed a face tattoo of "Odin's Spear" under his right eye, and numerous tattoos on his arms, hands and fingers that resembled Nordic and/or Odinist symbols.</li> <li>• Moller later located a Facebook profile for Sgt. Jones, including a photo of (redacted) with the same face tattoo of "Odin's Spear" and wearing a necklace with a "Thor's Hammer" charm, another symbol associated with Odinism. The hammer necklace worn by (redacted) was inscribed with the letters "BRSRCR" which is an acronym for "berserker." A berserker is a type of Nordic battle axe</li> </ul>

	and a term used to described warriors fighting for Odin. Other photos displayed three interlocking triangles; another symbol associated with Odinism.
<b>Observations</b>	<ul style="list-style-type: none"> <li>• RA clearly appeared intimidated by the guards and was hesitant to speak freely with counsel.</li> <li>• <b>RA stated that he was once shot with a taser through a closed and locked prison cell door.</b></li> <li>• RA stated that when it was time for him to take a shower or have recreation time, the guards would ask him if he wanted a shower or recreation, but they would slowly shake their heads from side to side, indicating that his response should be “no” because it was an inconvenience for the guards to assist with these basic amenities.</li> <li>• RA often simply remained in his cell and went without recreational time or a shower to keep the peace.</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• Defense’s research revealed that Odinism has been linked to white supremacy in the prison system.</li> <li>• Symbols and rituals associated with Odinism also appear to be present in crime scene photos taken in the present case.</li> </ul>

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**November 22, 2023**

**[Discharge plan report on Nov 22, 2023](#)**

Discharge plan report referencing RA’s suicide watch for the past six months.

<b>Patient Complaints</b>	<ul style="list-style-type: none"> <li>• RA was proclaiming his innocence.</li> <li>• RA communicated to Wala that he had “already been sentenced” for the crime.</li> </ul>
<b>Observations</b>	<ul style="list-style-type: none"> <li>• One of these reports state that RA was observed as having disorganized speech, grossly disorganized and catatonic behavior.</li> <li>• RA was identified as having a serious mental illness from a clinical standpoint.</li> </ul>
<b>Additional Observations</b>	<ul style="list-style-type: none"> <li>• RA started to regress again briefly into a more-depressed state.</li> <li>• During that time, RA was escorted from his cell while inmates continued to yell at him.</li> <li>• Wala made a specific note that day that, they were “badgering him.”</li> </ul>
<b>MDTs</b>	<ul style="list-style-type: none"> <li>• Reports in conjunction with MDTs mention that RA was diagnosed with abrupt onset of psychosis and abnormal behavior, and that there was a psychotic process occurring during April, May, and June of 2023—just one of the reasons for the involuntary injections.</li> <li>• References from from March, April, May, and June of 2023 include references to: <ul style="list-style-type: none"> <li>• “stress-induced psychosis”</li> <li>• “vegetative symptoms of depression”</li> </ul> </li> </ul> <p>Q Who else would have generated notes? I’m just trying to remember.</p> <p>A We were supposed to not talk about the ones that were done in conjunction with DOC.</p>
<b>Outrageous</b>	<ul style="list-style-type: none"> <li>• In one of the MDT notes, RA met the psychiatric threshold for being seriously mentally ill, but was</li> </ul>



	designated as a safekeeper in the DOC because of the court order.
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## **DECEMBER 2023**

### **December 6, 2023**

Theodore Rokita files a [Notice to Court Regarding Transfer of Defendant](#) on December 6, 2023.

### **December 7, 2023**

[Discovery Notice turned over on Dec 7, 2023](#)

### **December 11, 2023**

Loretta Rush issues a [Notice of Hearing from SCOIN on Dec 11, 2023 for Case No. 23S-OR-00311](#) on December 11, 2023.

The Supreme Court will hear oral argument on the Relator's second application for writ of mandamus and prohibition in State ex rel. Allen, 23S-OR-311, on January 18, 2024, at 11:00 a.m. Relator seeks a writ from this Court reinstating his former counsel, setting trial within seventy days, and removing the trial judge and appointing a special judge. The argument will be conducted in the Courtroom of the Indiana Supreme Court, 317 Statehouse, 200 West Washington Street, Indianapolis, Indiana. The argument will be 60 minutes, equally

divided between Relator and the parties opposing the writ. Any entity granted amicus curiae status may argue without further motion, but only with the consent of the party with whom the amicus curiae is substantively aligned. The Relator shall open the argument and may conclude the argument by reserving part of the Relator's time for rebuttal before beginning the argument. Notwithstanding Orig. Act. R. 4(C), appearance by the Respondents or counsel is required. Attorneys of record shall file an acknowledgment of the hearing no later than five (5) days after service of this order, and should arrive at least twenty (20) minutes before the scheduled start of the argument to complete an appearance form. Done at Indianapolis, Indiana, on 12/11/2023.

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Loretta Rush issues a [Published Order Denying Writ of Mandamus and Prohibition for Case No. 23S-OR-00302](#) on December 11, 2023.

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## December 22, 2023

<a href="#">Defense Wabash Valley visit on Dec 22, 2023</a>	
<b>Present</b>	Lebrato, Scremin, Susan Moller
<b>Guards</b>	unnamed
<b>Entry</b>	Access to the prison took nearly an hour. Several gates had to be manually cranked opened as there was a power outage in a portion of the prison and doors could not be opened.
<b>Location</b>	<ul style="list-style-type: none"><li>Prison staff indicated they did not have any type of visitation rooms for counsel to use, because they “were not equipped for such matters” but had fashioned a</li></ul>

	<p>visitation room in some sort of prep-kitchen within the prison housing unit.</p> <ul style="list-style-type: none"> <li>• Counsel was taken to RA, who was locked in a prison cell located within the kitchen.</li> <li>• The cell appeared to be designed as a place to feed a prisoner.</li> <li>• The cell had a solid iron door with a small, hinged iron flap approximately eight inches high, that opened just far enough to slide a food tray through.</li> <li>• This iron flap was left open, and it was through this small opening that we were allowed to see RA and speak with him.</li> <li>• A folding table was set up approximately six feet from the cell door with three chairs on the far side of the table.</li> </ul>
<b>Surveillance</b>	<p>Counsel was informed the visitation would be monitored by video camera.</p>
<b>Interactions</b>	<ul style="list-style-type: none"> <li>• Defense was instructed to sit in the chairs and not to approach RA or come within six feet of the cell door.</li> <li>• This arrangement made it impossible to show RA any videos or documents, or discuss the case with him, without raising our voices and almost shouting.</li> </ul>
<b>Observations</b>	<ul style="list-style-type: none"> <li>• RA stated that since arriving at Wabash Valley Correctional Facility, he had been kept in solitary confinement, had not had any recreational time, and had not been allowed outside, and that he had no window.</li> </ul>

	<ul style="list-style-type: none"> <li>• Although he had been there nearly two weeks, he believed he had taken one, perhaps two showers. He appeared disoriented to date or time.</li> <li>• RA appeared apprehensive to speak freely with attorneys Scremin and Lebrato.</li> <li>• RA expressed concern that he was receiving medications and that he was unsure what he was being given or why, as he had not recently seen a physician.</li> <li>• He also stated that whatever medication he receives, he does not always get the same type or number or size or color of pills.</li> </ul>
<b>Suicide Watch</b>	<ul style="list-style-type: none"> <li>• Prison officials confirmed that RA had not been taken outside for recreational time, claiming it was a safety issue for "suicide watch".</li> </ul>
<b>Assessment</b>	<ul style="list-style-type: none"> <li>• The round-trip drive and visit took over 10 hours to complete.</li> <li>• RA confirmed he had recently spoken with attorney (redacted) by telephone concerning the upcoming Supreme Court hearing.</li> <li>• RA appeared confused about his legal representation and was hesitant to share information about his case with attorneys Scremin and Lebrato, suggesting that he was waiting for the result of the January 18, 2024, Oral Argument.</li> <li>• Scremin also recently spoke with RA's wife, who similarly was hesitant to provide any information until after the hearing.</li> <li>• In twenty-five years of practicing law in five states, including representing numerous defendants charged with murder, Scremin has never had to conduct an in-custody legal consultation in this fashion.</li> </ul>

	<ul style="list-style-type: none"> <li>• The prison's visitation arrangement created an environment wherein effectively representing RA was a fiction.</li> <li>• Based upon counsel's observations and experience, RA is not being treated similar to other pre-trial detainees being held in county jails. However, even if this court were to find that RA's pre-trial treatment within the State Prison System does not, in itself, justify moving him to a county jail, evidence is absolutely overwhelming that pretrial detainment at Wabash Valley Correctional Facility will seriously, if not fatally, impact counsel's ability to effectively represent him due to the sheer distance of travel and the unworkable visitation conditions.</li> </ul>
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## **JANUARY 2024**

Screbato file a [Motion to Transfer](#) on January 12, 2024.

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## **FEBRUARY 2024**

**February 4, 2024**

<b><u>Jason Bedwell Log Sheet on Feb 4, 2024</u></b>	
<b>6:30 am</b>	RA was eating and drinking.
<b>9:00 am</b>	RA took medication.
<b>9:45 am</b>	RA is lying down and crying – Code 8.

<b>10:00 am</b>	"Overheard Inmate Allen say he was sorry for killing the girls."
<b>Bedwell's notes</b>	<ul style="list-style-type: none"> <li>• The number 2 over offender behavior is where RA was lying down and crying.</li> <li>• The number 6 is that he was talking to himself.</li> </ul>

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**March 15, 2024**

<u><a href="#">Jason Bedwell statement to LE on March 15, 2024</a></u>	
<b>Statements</b>	<ul style="list-style-type: none"> <li>• Bedwell told LE that RA was actually curled up in a fetal position when he said "I am sorry for what I did" and added RA said "for killing those girls" even tho his log sheet didn't say either of those things.</li> <li>• Bedwell watched RA from late January to early February of 2024 and says that RA was "lying down the entire time between 6 am and noon...for the most part."</li> </ul>

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**August 8, 2024**

<u><a href="#">Harshman report re: Wala in August 2024</a></u>
<b>Harshman reviews statements made by RA in Wala's report pertaining to the investigation.</b>

**According to Wala's report**

- RA states that he started February 13, 2017 with his parents in the morning of the 13th. He was supposed to go to lunch with his parents but he went and bought a 6-pack, drank three of the beers, and finished the rest later.
- He said he then bundled up, went to the trail, and once at the trail, he he laid in wait.
- He said he saw the girls and followed them onto the bridge.
- He mentioned, at that point, that he was doing something with his gun and that that's when he thought the bullet fell out.
- He stated that he ordered them down the hill.
- He thought they were older than what their actual ages were and he was going to rape the girls, and then he said that he saw a van, which scared him and caused him not to follow through with the raping of the girls.
- He said that seeing that van cost – caused him to cross a creek and then cut their necks.
- He indicated that he wanted to make sure they were dead, and he reported covering the bodies with tree branches.
- He said he exited the area by keeping off the trails, as not to be seen, and he returned to his vehicle, which was parked by a nearby building.

**Harshman Follow up**

- As Harshman reviewed that report, what stuck out to him was the first report where he had seen RA explain details of the crime that he alleged that he committed: the detail where RA said he saw a van that scared him and forced him to go across the creek.
- Harshman “got ahold of the investigative group and the command, let them know, obviously, and – that I picked that out. I think maybe even Investigator Mullin may have seen it, too. But it occurred to me that if that indeed was true, that the only person that would have seen a van, if a van was there, would have been L.G., A.W., and the person that killed them.”
- Harshman “knew that the area where the van would have been was 600 – was 625 West, I believe, it’s a gravel drive that dead-ends at a residence that the Webers live at.”
- Harshman looked up to see who lived at that residence. “I didn’t have to look far, obviously. Investigator Mullin and a lot of the investigators knew that it was the residence of the Webers.”
- Harshman ran a BMV check on Brad Weber to figure out what vehicles he owns and found that Brad Weber owned a van. It was a 2000 Ford Econoline van.
- Harshman “looked for reports that had been completed prior to me getting this information, located reports had been



	<p>completed by other officers early on in the investigation and got those reports that involved Brad Weber.”</p> <ul style="list-style-type: none"> <li>• The reports included Brad Weber’s work history. “According to his work history, he clocked in to work at 5:41 in the morning and clocked out at 2:02 pm on February 13th, 2017.” After reviewing that report, Harshman interviewed Brad Weber with Investigator Mullin.</li> </ul>
<b>To Harshman’s knowledge</b>	<ul style="list-style-type: none"> <li>• None of the reports he reviewed mentioned anything about the van Weber owned.</li> <li>• None of those reports indicated that Weber drove a van on February 13th of 2017.</li> <li>• None of the reports were made public.</li> <li>• None of the reports were posted on any kind of social media.</li> </ul>
<b>After interviewing Weber</b>	<ul style="list-style-type: none"> <li>• After interviewing Weber, Harshman contacted Cecil because he had done the analysis of Libby’s phone.</li> <li>• Harshman was trying to establish a timeline of events as they occurred in relation to Libby’s phone.</li> <li>• Harshman was able to confirm the timestamp of when that video was taken at 2:13. Cecil also provided Harshman with metadata from the Apple Health app, which showed movement of the phone until its final rest at 2:32:39.</li> </ul>

	<ul style="list-style-type: none"> <li>• Harshman utilized Google Maps and Waze, and found that the drive from Weber's house to work ranged anywhere from 20 to 25 minutes.</li> <li>• Harshman guessed that it would mean Weber's van was on that road somewhere in the area of 2:27 to 2:30 and believed that fell into place with the information he received from the phone.</li> </ul>
<b>Idiot's Assessment</b>	<ul style="list-style-type: none"> <li>• Harshman believed he recognized the voice of the male individual on the video as Richard Allen.</li> </ul>
<p><b>After interviewing Brad Weber on August 8, 2024, Harshman compiled a report of the interview and submitted it to the case management system for approval approx 5 days later.</b></p>	
<b>Narrative</b>	<ul style="list-style-type: none"> <li>• Harshman interviewed guards that were assigned to his cell but not inmates.</li> <li>• Harshman reviewed some of RA's behavioral reports, some considered medical records.</li> <li>• Harshman reviewed the door sheets that were created by some of the inmates.</li> <li>• Harshman was receiving automated messages on his phone from a third-party vendor so that he knew when there were communications in and out of RA's cell.</li> </ul>

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**OCTOBER 2024**

**October 10, 2024**

**Richard Allen transferred to Cass County Jail on October 10, 2024**

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**DECEMBER 2024**

**December 13, 2024**

Probation Officer files an [Administrative Rule 9 \(G\)\(5\) Notice of Exclusion of Confidential Information From Public Access](#) on December 13, 2024.

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**PreSentence Investigation Report** filed on December 13, 2024.

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Judge Gull issues an [Order](#) on December 13, 2024.

The Carroll Circuit Court, by Special Judge Frances Gull, having been advised copies of the Presentence Investigation, which was filed on December 13, 2024, may have inadvertently been made accessible to Margaret Christensen, Jessica Laurin Meek, and/or Dan Byron, does hereby order said parties to delete and/or destroy all documents they may have received as part of the Presentence Investigation filing of December 13, 2024. Pursuant to Administrative Ritle 9(G) and Indiana Code 35-38-1-13, the Presentence Investigation is a confidential document and the above named individuals are not permitted parties, pursuant to said statute. So ordered this 13th day of December, 2024.

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**December 16, 2024**

Judge Gull issues an [Order](#) on December 16, 2024.

Defense counsel has previously indicated they may be filing a Sentencing Memorandum with the Court prior to the scheduled sentencing on December 20, 2024. Defense counsel ordered to file any Memorandum on or before Wednesday, December 18, 2024, by 5:00 p.m. to ensure the Court has ample opportunity to review their filing.

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### **December 18, 2024**

Rozzi files a [Praecipe for Transcript](#) on December 18, 2024.

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### **December 19, 2024**

Baldwin files a [Defendant's Motion to Preserve Evidence](#) December 19, 2024.

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Rozzi files a [Motion to Refer to State Public Defender for Appointment of Appellate Counsel](#) December 19, 2024.

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### **December 20, 2024**

McLeland files a **Motion to Seal and Keep Confidential Crime Scene Photos and Autopsy Photos** on December 20, 2024.

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Baldwin files a [Sentencing Memorandum](#) on December 20, 2024.

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[Record of Proceedings at Sentencing Hearing Held 20, 2024](#)

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Judge Gull issues a [Sentencing Order](#) on December 20, 2024.

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Judge Gull issues an [Abstract of Judgement](#) on December 20, 2024.

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Judge Gull issues an [Abstract of Judgment \(corrected\)](#) on December 20, 2024.

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[Richard Allen transferred from Cass County Jail on Dec 20, 2024](#)

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## **December 23, 2024**

Judge Gull issues an [Abstract of Judgment \(corrected\)](#) on December 23, 2024.

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## **December 30, 2024**

Amy Karozos files a [Motion for Authorization to Appoint Two Appellate Attorneys](#) on December 30, 2025.

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Judge Gull issues an [Order](#) on December 30, 2024.

Trial Counsel's Motion to Preserve Evidence reviewed. Counsel's request to preserve "all evidence" is vague, and therefore, denied. Counsel's request to preserve all documents related to the jury venire is granted. The Court will retain records pursuant to jury rules.

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Judge Gull issues an [Order](#) on December 30, 2024.

The Court, having had the State's Motion to Seal and to Keep Confidential Crime Scene Photos and Autopsy Photos under

advisement, now grants same. Court orders the crime scene photos, autopsy photos and reports, and all medical and mental health records be sealed and maintained as confidential.

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Judge Gull issues an [Order](#) on December 30, 2024.

Court notes filing by trial counsel of a Praecipe for Transcript and refers same to appellate counsel, the State Public Defender, for review.

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## **JANUARY 2025**

### **January 3, 2025**

Judge Gull issues an [Order](#) on January 3, 2025.

Defendant's Verified Request for Hearing on Defendant's Verified Motion to Preserve and Produce Specific Evidence, filed February 19, 2025, reviewed and denied without hearing as premature as the State is entitled to respond within the timelines governed by the Trial Rules.

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### **January 8, 2025**

Amy Karozos files an [Acceptance of Appointment and Formal Notice of Appointment of Outside Counsel](#) on January 8, 2025.

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### **January 9, 2025**

Judge Gull files an [Order of Record Concurring in Appointment](#) on January 9, 2025.

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January 20, 2025

Andrew Baldwin files an [Limited Appearance](#) on January 20, 2025.

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Auger files the [Defendant's Motion for Hearing on Motion to Correct Error](#) on January 20, 2025.

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Baldwin files the [Defendant's Verified Motion to Correct Error](#) on January 20, 2025.

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Baldwin files a [Motion to Correct Abstract of Judgment](#) on January 20, 2025.

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Baldwin files a [Motion to Preserve Specific Evidence](#) on January 20, 2025.

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## **FEBRUARY 2025**

**February 4, 2025**

McLeland files the [State's Response to Motion to Correct Error](#) on February 4, 2025..

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**February 12, 2025**

[Andrew Baldwin meets with Ricci Davis on February 12, 2025](#)

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## February 14, 2025

Baldwin files the [Defendant's Verified Motion to Preserve and Produce Specific Evidence](#) on February 14, 2025.

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Baldwin files the [Defendant's Verified Motion to Strike the State's Response to Motion to Correct Error](#) on February 14, 2025.

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Judge Gull issues an [Order](#) on February 14, 2025.

The Court, having received Defendant's, Richard Allen, Verified Motion to Correct Errors filed January 20, 2025, the State's Response to Motion to Correct Error, filed February 4, 2025, and the Defendant's Verified Motion to Strike the State's Response to Motion to Correct Error, filed February 14, 2025, now denies Defendant's, Richard Allen, Verified Motion to Correct Error and further denies the Defendant's Verified Motion to Strike the State's Response to Motion to Correct Error without hearing.

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Judge Gull issues an [Order](#) on February 14, 2025.

Defendant's Motion to Correct Abstract of Judgment, filed January 20, 2025, reviewed and denied without hearing.

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Judge Gull issues an [Order](#) on February 14, 2025.

Defendant's Motion to Preserve Specific Evidence, filed January 20, 2025, is reviewed by the Court. The Defendant has cited no authority, either statutory or case law, that supports his Motion. The Court will maintain the exhibits admitted into evidence in accordance with the Trial and Appellate Rules. However, the Court does not have the authority to "order the State of Indiana, including the prosecutor's office and all law enforcement agencies, labs, or state, federal, and



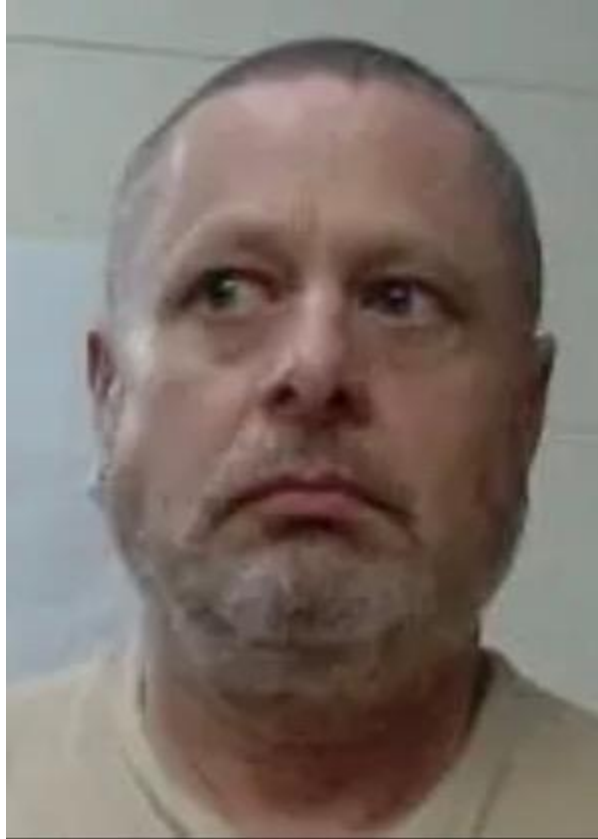
local bureaucracies that possess any of the following evidence to preserve said evidence and not destroy or lose said evidence." Defendant's Motion to Preserve Specific Evidence). Defendant's Motion to Preserve Specific Evidence is, therefore, denied without hearing.

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Judge Gull issues an [Order](#) on February 14, 2025.

Defendant's Motion to Preserve Specific Evidence, filed January 20, 2025, is reviewed by the Court. The Defendant has cited no authority, either statutory or case law, that supports his Motion. The Court will maintain the exhibits admitted into evidence in accordance with the Trial and Appellate Rules. However, the Court does not have the authority to "order the State of Indiana, including the prosecutor's office and all law enforcement agencies, labs, or state, federal, and local bureaucracies that possess any of the following evidence to preserve said evidence and not destroy or lose said evidence." (Defendant's Motion to Preserve Specific Evidence). Defendant's Motion to Preserve Specific Evidence is, therefore, denied without hearing.

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Richard Allen is [transferred to Pendleton](#) on February 14, 2025.

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**February 15, 2025**

[Ricci Davis letter to Max Lewis on February 15, 2025](#)

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**February 19, 2025**

Andrew Baldwin files a [Limited Appearance](#) on February 19, 2025.

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Andrew Baldwin files a [Verified Request for Hearing on Defendant's Verified Motion to Preserve and Produce Specific Evidence](#) on February 19, 2025.

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## February 24, 2025

Andrew Baldwin files [Addendum to Defendant's Verified Motion to Preserve and Produce Specific Evidence](#) on February 24, 2025.

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Judge Gull issues an [Order](#) on February 24, 2025.

Defendant's Motion for Hearing on Motion to Correct Error, filed January 20, 2025, reviewed. No hearing is required on Defendant's Motion to Correct Error, therefore the Motion for Hearing is denied without hearing.

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## February 28, 2025

McLeland files the [State's State's Response to Defendant's Motion to Preserve and Produce Specific Evidence](#) on February 28, 2025.

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## **MARCH 2025**

## March 4, 2025

Andrew Baldwin files an **Appearance** on March 4, 2025.

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Andrew Baldwin files [Richard Allen's Verified Reply Memorandum to State of Indiana's Response to Preserve and Produce and Request for Sanctions](#) on March 4, 2025.

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## March 11, 2025

Jennifer Auger files an **Appearance** on March 11, 2025.

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Auger files [Defendant's Motion to Reconsider Denial of Motion to Correct Error](#) on March 11, 2025.

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Mark Leeman and Stacey Uliana file an **Appearance** and [Notice of Appeal](#) on March 11, 2025.

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### **March 12, 2025**

Sharon Milburn files a [Notice of Completion of Clerk's Record](#) on March 12, 2025.

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### **March 17, 2025**

**Appearance by Deputy Attorney General** on March 17, 2025.

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### **April 11, 2025**

Judge Gull unseals [101 Confidential Orders](#) on April 11, 2025.

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### **April 17, 2025**

Jodie Williams files the **Court Reporter's Motion for Extension of Time** on April 17, 2025.

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## **April 22, 2025**

Chief Judge Altice issues an [Order](#) on April 22, 2025.

Court Reporter Jodie Williams has filed a Verified Motion for Extension of Time to File Transcript. Having reviewed the matter, the Court finds and orders as follows: 1. The Verified Motion for Extension of Time to File Transcript is granted. 2. The transcript is due on June 9, 2025. 3. The Clerk is directed to send this order to the parties and Court Reporter Ordered: 4/22/2025.

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Uliana files a [Supplemental Request for Transcript](#) with the trial court on May 23, 2025.

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**MAY 2025**

## **May 23, 2023**

Uliana files an [Appearance](#) with the trial court on May 23, 2025.

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Uliana files a [Supplemental Request for Transcript](#) with the trial court on May 23, 2025.

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## **May 26, 2023**

Judge Gull issues an **Order** on May 26, 2025.

Court notes filing by Attorney Uliana of a Supplemental Request for Transcript and refers same to the Court Reporter.

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## **JUNE 2025**

### **June 3, 2025**

Jodie Williams files the **Court Reporter's Motion for Extension of Time** on June 3, 2025.

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### **June 6, 2025**

Chief Judge Altice issues an [Order](#) on June 6, 2025.

Court Reporter Jodie Williams has filed a Verified Motion for Extension of Time to File Transcript. This is the second request for an extension of time. Having reviewed the matter, the Court finds and orders as follows: 1. The verified Motion for Extension of Time to File Transcript is granted 2. The transcript is due on July 9, 2025. 3. The Clerk is directed to send this order to the parties and Court Reporter Jodie Williams. Ordered: 6/6/2025.

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## **JULY 2025**

### **July 2, 2025**

Jodie L. Williams, the Court Reporter for Judge Frances Gull, hereby [notifies the parties, pursuant to Appellate Rule 11\(A\)](#), that the Transcript in this cause has been prepared and certified and is complete.

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### **July 22, 2025**

Attorneys representing Allen filed an appeal of his conviction and sentence in Carroll Circuit Court in March. Uliana told The Lawyer that **Allen's transfer**

to Oklahoma will impede his team's ability to consult with him during the appeals process, which she says is essential in a case of his size.

**Delphi killer Richard Allen transferred to Oklahoma facility**

July 27, 2025 | Mauna Johnson

KEYWORDS APPEALS / CARROLL COUNTY / DELPHI / PRISONS

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Richard Allen (IL file photo)

Richard Allen, the man convicted of killing two teenage girls in Delphi in 2017, has been transferred from Indiana to Oklahoma, his appeals attorney confirmed to The Indiana Lawyer.

The Indiana Department of Correction's Incarcerated Database shows Allen is now located in an out-of-state facility, though it does not specify where.

His appeals attorney, Stacy Uliana, confirmed Allen is being processed in Oklahoma but did not specify which facility.

The Lawyer submitted a public records request with the DOC for Allen's transfer documents, but the agency denied the request, saying the documents are confidential.

The transfer form also contains information on why a prisoner is being transferred, and the DOC declined to elaborate on the reason.

Allen, 52, was sentenced to the maximum 130 years in prison last December for the murders of 13-year-old Abigail Williams and 14-year-old Liberty German.

Attorneys representing Allen filed an appeal of his conviction and sentence in Carroll Circuit Court in March. Uliana told The Lawyer that Allen's transfer to Oklahoma will impede his team's ability to consult with him during the appeals process, which she says is essential in a case of his size.

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**July 29, 2025**

Leeman files the [Appellant's Verified Motion for Extension of Time to File Appellant's Brief](#) on July 29, 2025.

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**AUGUST 2025**

**August 4, 2025**

Chief Judge Altice issues an [Order](#) on August 4, 2025.

Appellant has filed a Verified Motion for Extension of Time to File Appellant's Brief. Having reviewed the matter, the Court finds and orders as follows: 1. Appellant's Verified Motion for Extension of Time to File Appellant's Brief is granted. 2. Appellant's brief is due on September 5, 2025. Ordered: 8/4/2025.

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