



STATE OF WASHINGTON

DEPARTMENT OF CORRECTIONS

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CASE TOPIC: STAFF MISCONDUCT RE: CO TORRES/INMATE [REDACTED]

CASE #: 06-039-03-F01

DATE OPENED: 6/17/03

DATE CLOSED: 6/25/03

sign and date at time of review or receipt

IN OFFICE REVIEW	CASE OUT REVIEW	CORP. AUTHORIZATION
		<i>Copy for Issac...</i> <i>for K. Clarke</i> <i>9/18/07 X Kelly</i> 101801 PDW-911

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**Washington State Correction
Center for Women**



**Intelligence & Investigations
Case File
06-039-03-F01**

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**Washington Corrections Center for Women
Intelligence & Investigations
Investigative Case
#06-039-03-FO1**

25 June 2003

TO: Belinda D. Stewart
Superintendent, WCCW

FROM: Steven B. Baxter
Investigator, WCCW

SUBJECT: POSSIBLE STAFF MISCONDUCT RE: CO HENRY TORRES

SYNOPSIS: On 17 June 2003 I&I was notified of possible staff misconduct between Correctional Officer Henry Torres and Inmate [REDACTED] DOC [REDACTED] Roster Manager Joseph Cooper reported to Shift Lt. Baker that he had walked into the staff break room in A Bldg. and observed CO Torres and CO [REDACTED] in an embrace. Lt. Baker notified WCCW I&I.

INVESTIGATIVE INTERVIEWS:

Roster Manager Joseph Cooper: Mr. Cooper was interviewed on 17 June 2003 and submitted a written statement (see attachment 1). Mr. Cooper stated that he had left his office RM A-11 in A Bldg. and went to the staff break room Rm. A-17. Mr. Cooper reports that the lights were off in the breakroom and as he entered he observed Officer Torres and I/M [REDACTED] in the middle of an embrace. Mr. Cooper related that as soon as they saw him they broke the embrace and did not appear to have been kissing but had each other's arms fully wrapped around each other. Mr. Cooper stated that as he began to speak to CO Torres that I/M [REDACTED] rushed past him and entered the women's restroom across the hall.

When asked by Mr. Cooper what was going on Officer Torres is reported to have said: "this was the first time this has happened", "please don't report this", and "this won't happen again." Mr. Cooper then escorted CO Torres to the Shift Lt.'s office. While in the Shift office with CO Torres he heard CO Torres tell Lt. Baker that "we just kind of accidentally knocked into each other and then grabbed onto each other."

Shift Lt. Robert Baker: Lt. Baker was interviewed on 6/25/03 and stated that on the time of the incident CO Torres and Mr. Cooper entered the shift office together and CO Torres stated "I screwed up boss." Mr. Cooper then explained that he had observed CO Torres and I/M [REDACTED] hugging in the breakroom. Lt. Baker removed I/M [REDACTED] from the Bldg. and instructed CO Torres and Mr. Cooper to write statements. After returning to the office CO Torres told Lt. Baker that they were not hugging rather he had been leaving the breakroom and the inmate entering and he had grabbed her to keep her from falling. Lt. Baker reported the incident to WCCW I&I.

Inmate [REDACTED] DOC [REDACTED] was interviewed and made a written statement (see attachment 2) on 6/17/03. I/M [REDACTED] stated that she was in the ladies room in A-bldg. and saw CO Torres walking down the hall towards the breakroom, she finished cleaning the restroom and went into the breakroom to relax a bit. I/M [REDACTED] states that CO Torres was standing in the breakroom looking in the refrigerator. I/M [REDACTED] related that she walked in and started talking to CO Torres saying "Henry, I talked to my Mom today and she's coming tomorrow." I/M [REDACTED] stated that CO Torres just stood there and she told him that they were moving her to minimum soon and that she was scared and what was she going to do. I/M [REDACTED] states that he reached out his arms and they hugged. I/M [REDACTED] states that she felt stunned and as she was pulling

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REF: Staff Misconduct RE: CO Torres

06/25/03

away she saw Mr. Cooper walking to the refrigerator and she quickly released her arms from CO Torres. I/M [REDACTED] states that she quickly left the room as she left she heard Mr. Cooper say "Henry". I/M [REDACTED] related that she went back to the ladies room and stayed there until called out by Tony Smith and taken to Z bldg. During her interview I/M [REDACTED] added that he pulled her to him by her arms said "it's going to be OK" while hugging her. I/M [REDACTED] was administered a Polygraph Exam on 6/23/03 with the following questions and results:

1. **Prior to the hug on 6/17/03 has CO Torres ever hugged you?** Answer: No
Results of the polygraph showed she was being deceptive in her answer.
2. **Has CO Torres ever had any conversations of a sexual nature with her?** Answer: No
Results of the polygraph showed she was being deceptive in her answer.

Inmate [REDACTED] stated during the pre-polygraph interview that CO Torres had held his arm out to her and she might have misconstrued what he wanted and went into his arms.

Correctional Officer 2 Henry Torres: was interviewed and made a written statement on 6/17/03. In his written statement CO Torres stated that he had entered the breakroom in A Bldg. to wash and dry his hands, after completing this task he turned around to leave and ran into I/M Beard as she entered the room. CO Torres stated that he tried to hold the inmate to keep from knocking her over. At that time Roster Manager Cooper entered the room and saw him holding the inmate. CO Torres stated that nothing happened between him and any inmate. During the interview CO Torres denied that he had been talking to Inmate [REDACTED] but she had told him her worries in the dining hall at lunch. When first questioned CO Torres stated that he had grabbed her by the arms but later stated that he had grabbed her around the waist. When questioned about his statements to Mr. Cooper, CO Torres explained he was trying to tell Mr. Cooper that it was all innocent and doesn't recall saying all that Mr. Cooper wrote. CO Torres was reinterviewed in light of the polygraph results and again denied any wrongdoing in this incident or anytime previous.

CONCLUSIONS: Both Mr. Cooper and I/M [REDACTED] state that what happened was a hug, CO Torres states he was simply catching her after running into her. CO Torres's account changed during questioning from grabbing her arms to grabbing her waist. Mr. Cooper is firm on his observation that they were in a full hug with arms around each other. Inmate [REDACTED] stated that their chests touched during the contact. The results of the polygraph came back that Inmate [REDACTED] was being deceptive in her negative answers if they had ever hugged before or if CO Torres had ever talked to her in a sexual nature. No further information was uncovered in this investigation to prove or disprove a relationship between CO Torres and Inmate [REDACTED].

3 Attachments

1. Written statement by Joseph Cooper dated 6/17/03
2. Written statement by Inmate [REDACTED] dated 6/17/03
3. Written statement by CO Henry Torres dated 6/17/03

June 17, 2003


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TO: Michael Green
Correctional Captain

FROM: Joseph Cooper 
Roster Manager


SUBJECT: INAPPROPRIATE CONTACT


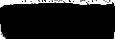
On June 17, 2003 at approximately 1318 hours, I stepped out of my office (Room A-11) to go into the Staff Break Room in A Building (Room A-17) to get an item out of the refrigerator.

The lights were off in Room A-17 (which is standard practice when the room is not occupied). As I stepped into the break room, Officer Henry Torres and Offender  were in the middle of an embrace. As soon as they saw me, they broke the embrace. They did not appear to be kissing, but had each other's arms fully wrapped around each other.

I began to address Officer Torres and Offender  rushed past me into the women's restroom across the hall.

I asked Officer Torres what was he doing and he made statements to the effect of "this was the first time this has happened," "please don't report this," and "this won't happen ever again."

I advised Officer Torres that I could not ignore this and told him to follow me down to the Shift Lieutenant Office since I had to report this. Offender  remained in the rest room.

I immediately advised Lt. Baker of what I had just witnessed and told him that Offender  was still in the women's rest room. I remained in the Shift Lieutenant Office with Officer Torres while Lt. Baker went to retrieve Offender .

While in the office with Officer Torres, I refrained from questioning him further. He made another statement to the effect of "we just kind of accidentally knocked into each other and then grabbed onto each other."

Lt. Baker returned to the Shift Office and advised both of us to write statements concerning the incident.

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Attachment (1)



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INCIDENT REPORT

DATE OF INCIDENT 6-17-03	INCIDENT CATEGORY
TIME OF INCIDENT 1315	LOCATION A Bldg BREAK ROOM
USE OF FORCE INCIDENT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	

WITNESSES

DETAILS: (Who was involved, what took place, how did it happen, description of any injuries, damage, use of force, etc. Attach additional sheet, if necessary.)

ON OR ABOUT ABOVE DATE AND TIME, I ENTERED THE A BLDG BREAK ROOM TO WASH & DRY MY HANDS. AFTER COMPLETING WASHING MY HANDS I STARTED TO TURN AROUND TO EXIT THE ROOM, I'M [REDACTED] WAS ENTERING THE ROOM TO WORK JANITORIAL, BY ACCIDENT WE RAN INTO EACH OTHER AND I TRIED TO HOLD THE INMATE. AT THAT TIME POSTER MANAGER COOPER ENTERED THE ROOM AND SAW ME HOLDING THE INMATE. NOTHING HAPPENED BETWEEN ME AND ANY INMATE.

IMMEDIATE ACTION TAKEN:

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PERSONS INVOLVED

INMATE NAME	DOC NUMBER	LIVING UNIT/POST
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

Corres, Henry R.
 STAFF REPORTING TITLE SUPERVISOR

Attachment (3)

I was in the ladies^①
of A-BLDG & I saw officer
TOMES walking down the
hall towards the break
room & I finished what
I was cleaning in the
ladies room & went
into the breakroom to
relax a bit. Officer
TOMES was standing
in the breakroom looking
in the refrigerator & I
begin to walk in & I
saw # officer TOMES
standing there & I said,
"Henry I talked to my
mom today & she's
coming tomorrow"! He
just stood there & I

said & their moving @
me to minimum soon.
I'm scared what am
I gonna do. He reached
out his arms & we
~~we~~ hugged & I felt
stunned & as I
pulled away I saw
Mr. Cooper walkin to
the refrigerator & I
released my arms
very quickly from
officer Torres. I did
hurry out of the
break room. I ~~he~~ over
heard Mr. Cooper
say "Henry". I thought
oh my God what

just happend. I³
went into the ladies
& began to shake in a
stall, because of
what just happend.

I heard Tony Smith
say Ms. [REDACTED] come
with me & as I walked
out of the ladies room
Lt. Baker said, "Ms. Beard
follow me. I went out
to the main hallway
Lt. Baker told me to
wait there. he came
back a few mins later
& Delgado & Damore
told me to face the

④ wall. cuffed me
up & I was in a
state of shock



6-17-03