

SUMMARY OF FINDINGS:

On July 25, 2009 at approximately 11:54 a.m., officials were dispatched to a home where an unresponsive three-month-old infant was found not breathing. Upon arrival, the first responding official observed the victim's father exiting the apartment. He advised officials that the victim was upstairs in the apartment. The official entered the apartment and ran up the stairs. He observed the victim's mother kneeling on a bed and then observed the victim lying on the bed. The official noted that the victim face and skin was pale blue in color and the victim was not breathing. The victim was cold to the touch and somewhat stiff. Officials began CPR and then handed the victim over to paramedics. The victim was transported to the hospital via ambulance while the victim's mother drove with the responding official.

While the doctors were tending to the victim, officials questioned the victim's mother who advised them that she placed the victim to sleep in her crib at approximately 11:00 p.m. She placed the victim on her stomach as demonstrated in the photograph below.



The victim's mother admitted to receiving safe-sleeping instructions but added that the victim did not like to rest on her back. She explained that the victim normally slept until 7 a.m. however, on the day of the incident she did not hear the victim crying or making any noise. At approximately 11:30 a.m. the victim's mother woke up and went to check on the victim. When she went the victim's bedroom she found the victim face down in the crib "purple" in color and not breathing. The victim was found turned 180 degrees and wedged face down between the

mattress and crib padding. The top of her head was resting against a “womb bear” stuffed toy as demonstrated in the photograph below.



Please see the attached additional photographs and incident report from the police department under Exhibit B. Officials also photographed other items that were located at the foot of the cribs such as stuffed animals and a blanket. Furthermore, there was a baby monitor placed near the headboard inside the crib.

Both of the victim’s parents were prescribed various medications for depression, bi-polar disorder, and “anger management”, however they denied any drug or alcohol use.

An autopsy was performed on July 27, 2009 with the cause of death determined to be position asphyxia as a result of being found in a crib facing the bumper pad. The estimated time of death was approximately 2:00 a.m. The victim was described as weighing 13 pounds 2.4 ounces and measuring 23.2 inches. Please see Exhibit C for the attached autopsy report.

PRODUCT: Crib Bedding

The product involved in this incident is crib bedding consisting of a crib bumper pad and blanket. Officials did not document any manufacturer information.

Manufacturer: Unknown

Dealer: Unknown

ATTACHMENTS:

Exhibit "A" – Contact List

Exhibit "B" – Incident report and photographs obtained from the Alpena Police Department

Exhibit "C" – Autopsy report obtained from the Saginaw County Medical Examiner's Office

Exhibit "A" – Contact List

This in-depth investigation was assigned and initiated on 9/15/11. The information contained in this report was obtained from the following sources:

Alpena Police Department

501 W. Chisholm Street

Alpena, MI 49707



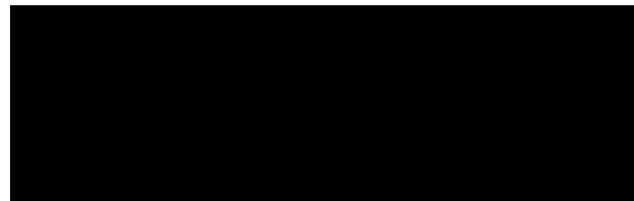
Alpena County Medical Examiner's Office

1063 U.S. North

Alpena, MI 49707



Attempts to contact the victim's parents have been unsuccessful.



Alpena Police Department (989) 354-1800
501 W. Chisholm St., Alpena, MI 49707

Incident No: [REDACTED]

Status: **Closed**

Date Reported: **07/25/2009** Time Reported: **11:54**

Dispatch Time: **11:54** Arrival Time: **11:57** Clear Time:

Officers: [REDACTED] [REDACTED] Detective: [REDACTED]

Classification: **NEGLIGENT HOMICIDE/MANSLAUGHTER -- (0900-2)**
ASSIST AFD (INC AMB) -- (8000-0)

Location: [REDACTED] Section / Nbh:

Description: **DEATH INVESTIGATION** Clerk: **ECC**

Victim:

Juvenile

DOB: [REDACTED]

[REDACTED]
[REDACTED]

Race: **White** Sex: **Female**

Suspect:

[REDACTED]
[REDACTED]
[REDACTED]

DOB: [REDACTED]

Phone: [REDACTED]

Soc. Sec.: [REDACTED]

Ops: [REDACTED]

FBI No: [REDACTED]

SID No: [REDACTED]

Race: **White** Sex: **Male**
Height: **5'05"** Weight: **135 lbs.**

Hair: **Brown**
Build:

Eyes: **Hazel**
Complex:

Ethnicity: **of Community**
Resident:

Suspect:

[REDACTED]
[REDACTED]
[REDACTED]

DOB: [REDACTED]

Phone: [REDACTED]

Ops: [REDACTED]

FBI No: [REDACTED]

SID No: [REDACTED]

Race: **White** Sex: **Female**
Height: **5'06"** Weight: **150 lbs.**

Hair: **Black**
Build: **Heavy**

Eyes: **Blue**
Complex:

Ethnicity: **of Community**
Resident:

Complainant / Witness:

[REDACTED]
[REDACTED]
[REDACTED]

DOB: [REDACTED]

Phone: [REDACTED]

Ops: [REDACTED]

FBI No: [REDACTED]

SID No: [REDACTED]

Race: **White** Sex: **Male**

Subject:

[REDACTED]
[REDACTED]
[REDACTED]

DOB: [REDACTED]

Phone: [REDACTED]

Soc. Sec.: [REDACTED]

Ops: [REDACTED]

FBI No: [REDACTED]

SID No: [REDACTED]

Race: **Unknown** Sex: **Female**

Subject:

[REDACTED]
[REDACTED]
[REDACTED]

DOB: [REDACTED]

Phone: [REDACTED]

Soc. Sec.: [REDACTED]

Ops: [REDACTED]

FBI No: [REDACTED]

SID No: [REDACTED]

Race: **White** Sex: **Female**
Height: [REDACTED] Weight: **lbs.**

Build: **Large**

Complex:

Resident: **of Community**

Signed:

Reviewed By:

Date Printed: **10/11/2011**

Subject:

[REDACTED]
[REDACTED]
[REDACTED]

DOB: [REDACTED]
Phone: [REDACTED]

Ops: [REDACTED]

FBI No: [REDACTED] SID No: [REDACTED]

Race: **White** Sex: **Female** Hair: [REDACTED] Eyes: **Hazel** Ethnicity: [REDACTED]
Height: **5'05"** Weight: **260 lbs.** Build: [REDACTED] Complex: [REDACTED] Resident: **of Community**

Subject:

[REDACTED]
[REDACTED]
[REDACTED]

DOB: [REDACTED]
Phone: [REDACTED]

Ops: [REDACTED]

FBI No: [REDACTED] SID No: [REDACTED]

Race: **White** Sex: **Female** Hair: [REDACTED] Eyes: **Green** Ethnicity: [REDACTED]
Height: **5'06"** Weight: **120 lbs.** Build: [REDACTED] Complex: [REDACTED] Resident: **in County**

Evidence:

1) **TEDDY BEAR**

Tag No: **111269** Category: **Evidence**
Tracking: Loss Type: **Seized**

Submitted on: **07/25/2009**
Submitted by: [REDACTED]

Type: **General Property**

Notes: **BROWN, [REDACTED] BEAR"**

2) **BLANKET**

Tag No: **111270** Category: **Evidence**
Tracking: Loss Type: **Seized**

Submitted on: **07/25/2009**
Submitted by: [REDACTED]

Type: **General Property**

Notes: **PASTEL COLORS**

3) **BLANKET**

Tag No: **111271** Category: **Evidence**
Tracking: Loss Type: **Seized**

Submitted on: **07/25/2009**
Submitted by: [REDACTED]

Type: **General Property**

Notes: **[REDACTED] CHARACTERS**

4) **COMFORTER, BLANKET**

Tag No: **111272** Category: **Evidence**
Tracking: Loss Type: **Seized**

Submitted on: **07/25/2009**
Submitted by: [REDACTED]

Type: **General Property**

Notes: **FOR CRIB, PINK**

5) **FLAT SHEET**

Tag No: **111273** Category: **Evidence**
Tracking: Loss Type: **Seized**

Submitted on: **07/25/2009**
Submitted by: [REDACTED]

Type: **General Property**

Notes: **FOR CRIB, PINK W/CIRCLES**

6) **FITTED SHEET**

Tag No: **111274** Category: **Evidence**
Tracking: Loss Type: **Seized**

Submitted on: **07/25/2009**
Submitted by: [REDACTED]

Type: **General Property**

Notes: **FOR CRIB, PINK W CIRCLES**

Evidence (continued):

7) CRIB BUMP GUARD

Tag No: 111275 Category: Evidence
Tracking: Loss Type: Seized

Submitted on: 07/25/2009
Submitted by: [REDACTED]

Type: General Property

8) DISC, CD-R

Tag No: 111276 Category: Evidence
Tracking: Loss Type: Manufactured

Submitted on: 07/25/2009
Submitted by: [REDACTED]

Type: General Property

Notes: Child at Morgue, Nursery, and Autopsy

9) DISC, CT SCAN

Tag No: 111277 Category: Evidence
Tracking: Loss Type: Manufactured

Submitted on: 07/25/2009
Submitted by: [REDACTED]

Type: General Property

Notes: Provided by Radiology Dept. at ARMC on 7/26/09

10) DISC, CD-R

Tag No: 111278 Category: Evidence
Tracking: Loss Type: Manufactured

Submitted on: 07/25/2009
Submitted by: [REDACTED]

Type: General Property

Notes: Copy of 911 Call to Central Dispatch.

11) DISC, CD-RW

Tag No: 111279 Category: Evidence
Tracking: Loss Type: Manufactured

Submitted on: 07/25/2009
Submitted by: [REDACTED]

Type: General Property

Notes: Copy of surveillance footage from ARMC cameras of ER lobby area on 7/25/09.

12) DISC, CD-RW

Tag No: 111280 Category: Evidence
Tracking: Loss Type: Manufactured

Submitted on: 07/25/2009
Submitted by: [REDACTED]

Type: General Property

Notes: Copy of surveillance footage from ARMC cameras of ER parking lot on 7/25/09.

Original Narrative, completed 07/26/2009:

On the above stated date and time I, Officer [REDACTED] over heard radio traffic for the ambulance to be sent to the above location for an unresponsive not breathing infant baby. I responded and arrived on location. I advised central that the apartment is located off of the parking lot closest to [REDACTED] and the ambulance will see my patrol car parked in front of the apartment.

I exited my patrol car and observed a male subject, later identified as the father [REDACTED] exit the apartment. I asked the subject where they were and he told me upstairs. I noted at that time that the subject showed no emotion. I also noted that the ambulance was turning from [REDACTED] onto [REDACTED]. I told the subject to direct the ambulance to where I was. I then entered the apartment and ran up the stairs. Once at the top of the stairs I looked left and observed a female subject kneeling on a bed. I entered the room. I then observed an infant baby lying on the bed. The female subject got off of the bed and moved to the side. She was crying hysterically and yelled "help her". I noted that the babys face/ skin was pale blue and discolored. The baby had what I believed to be a t shirt on and diaper. I also noted that the

Original Narrative, completed 07/26/2009 (continued):

baby was not breathing. I scooped the baby up in my left arm in a football carrying hold as trained to do. At that time I noted that the baby was cold to the touch and was somewhat stiff. I gave one unprotected rescue breath and started chest compressions as trained. I walked down the stairs, carrying the baby and doing chest compressions, because I knew the ambulance crew was there. Once outside I handed the baby over to paramedic [REDACTED]. I then made contact with ambulance crew to see if they needed me to drive the ambulance. They advised that they were all set. I was then approached by the male subject who I initially made contact with and he asked if I could transport the mother to the hospital. I noted again that he had no emotion. I advised him yes. I later learned that this subject was the baby's father.

The ambulance transported the baby to ARMC. I transported the mother, [REDACTED] to ARMC. While enroute to the hospital [REDACTED] was crying hysterically asking where her baby was. I advised [REDACTED] that she is in the ambulance and that they are taking care of her. I then asked her if I could contact anyone for her. [REDACTED] advised that she has a cell phone. She attempted to call someone but was having difficulty getting through. [REDACTED] attempted to contact someone on the phone the entire trip to the hospital. We arrived at ARMC and I checked out. I parked my patrol car near the front entrance to the emergency room. [REDACTED] was crying hysterically. We walked into the emergency room and I located a nurse. I advised her of the situation and asked her if we could use the family waiting room. We were then brought back to the waiting room. Once in the family waiting room I asked [REDACTED] again if there was someone I could contact for her. [REDACTED] then advised that she was able to get a hold of her aunt and that she was coming.

I then spoke to [REDACTED]. I asked [REDACTED] what her daughters name is. [REDACTED] advised that her babys name is [REDACTED] DOB [REDACTED]. I asked [REDACTED] who lives in the apartment with her. [REDACTED] stated her boyfriend, [REDACTED] and [REDACTED] ARMC security officer [REDACTED] then entered the room. [REDACTED] advised me that the victims advocates had been contacted and that they are enroute. [REDACTED] then asked if she could see [REDACTED]. I asked her who [REDACTED] was. [REDACTED] stated that she works here and was the nurse she had while she was in OB. [REDACTED] advised he will try. I then asked [REDACTED] how she found her daughter. [REDACTED] stated that she was in her crib on her stomach. I asked [REDACTED] when did she put [REDACTED] in her crib. [REDACTED] stated that she put [REDACTED] to bed at around 11pm last night. [REDACTED] stated that [REDACTED] would usually sleep until 7am. [REDACTED] then stated that she did not hear [REDACTED] crying or making noise and she went and checked on her and found her lying on her stomach. [REDACTED] stated that when she picked her up she was blue. I wanted to relay this information to hospital staff so I excused myself from the room. I advised a nurse of the information. I was then advised that [REDACTED] was deceased.

After a short time had passed Dr. [REDACTED] and Dr. [REDACTED] along with a nurse entered the family waiting room and talked to [REDACTED]. I was not present during their conversation. I waited outside of the waiting room.

After they spoke to [REDACTED] I was then advised by Dr. [REDACTED] that she had some concerns of marks on the babys left side. She requested that I photograph the baby for their records. Using a camera supplied by the hospital I photographed the baby for the hospital I then gave the camera back to the nurse who gave me the camera. Dr. [REDACTED] advised that she will consult with Dr. [REDACTED]. I asked Dr. [REDACTED] if she would contact me if any further investigation is needed.

I then requested Officer [REDACTED] to bring a department camera so I could take photographs for us as

Original Narrative, completed 07/26/2009 (continued):

well. I took 4 overview photos of the baby and one close up of the baby's left side near the shoulder.

I then cleared the hospital and returned to the station. Once at the station a report was completed and the photographs I took with the department camera were down loaded and added to this report.

STATUS: Open

Additional, dated 07/25/2009, by Officer [REDACTED] completed 07/26/2009:

I, Officer [REDACTED] was contacted at home by Sgt Davis. Sgt Davis advised that he had been contacted by Dr. [REDACTED] and that there was trauma to the baby and further investigation was needed. Sgt Davis advised that Det/Sgt Jett had been called in and was at the station. I was on speaker phone and they both asked several questions to clarify what I had originally reported. I answered as best I could. I asked if they wanted me to come in and I was advised it was not necessary. The phone call was then ended. I then determined that since the complaint was still fresh in my mind, I would come to the station and further document my report. I arrived a short time later.

Once at the station I was requested by Det/Sgt Jett to stay on and assist in the investigation. After speaking to both Sgt Davis and Det/Sgt Jett, I was requested to fill out a State of Michigan Sudden & Unexplained Child Death Scene Investigation Form to the best of my ability from the information that I had. I filled out the form with the information I had at the time.

I was then requested to go with Det/Sgt Jett and Pam Idema from Child Protective Services to interview [REDACTED] and [REDACTED]. My role was to observe and note any discrepancies with the information I was given at the time of the original complaint. Det/Sgt Jett and I went to the location and met Pam Idema there. Upon arrival I activated the in car camera and microphone.

Det/Sgt Jett knocked on the door several times before it was answered by [REDACTED]. [REDACTED] was advised why we were there by Det/Sgt Jett and he asked if we could come in and talk to her and [REDACTED]. [REDACTED] agreed. Upon entry into the apartment I observed two subjects in the living room playing guitar here. The male subject was identified as [REDACTED] and the female subject was identified as [REDACTED]. They were both asked to wait outside while we spoke to [REDACTED] and [REDACTED].

I stood by while Det/Sgt Jett and Pam Idema spoke to [REDACTED] and [REDACTED]. During the interview I noted that both [REDACTED] and [REDACTED] stated that [REDACTED] also lives in the apartment downstairs. I noted that [REDACTED] would cry hysterically when talking about her baby. I also noted that [REDACTED] showed no emotion during the interview. The only real emotion I noted was at one point [REDACTED] advised that she and a friend had made turkey burgers and this seemed to upset [REDACTED]. I also noted that [REDACTED] was very figity. He was constantly yawning and stretching. [REDACTED] would rock back and forth in his chair. [REDACTED] feet were constantly moving. [REDACTED] breathing was fast and erratic. During one part of the interview, when Det/Sgt Jett was asking about any type of injury to [REDACTED] [REDACTED] was nodding his head up and down as if answering yes. When [REDACTED] was called on this by Pam, [REDACTED] advised that he was not thinking about that but was "in a different world." Also when Det/Sgt Jett and Pam were taken upstairs to [REDACTED] room to take photographs I waited outside the room with [REDACTED] and [REDACTED]. I over heard the conversation they were having about more children. [REDACTED] wanted another girl and wanted to name her [REDACTED]. [REDACTED] then stated " No I don't want another baby like that one".

Additional, dated 07/25/2009, by Office [REDACTED] completed 07/26/2009 (continued):

After the photographs were taken I assisted in gathering a stuffed bear, crib sheets, blanket and crib rail guard. These items were placed in bags. I then brought the bags out of the apartment and placed them in my patrol car. When I exited the apartment I noted that there was a gathering of people, friends and family of [REDACTED] and [REDACTED] outside of the apartment. I noted that it was more of a party atmosphere than one of bereavement. We then cleared the apartment and returned to the station. Once at the station I removed the items collected from my patrol car and placed them in the secure bay.

STATUS: Open pending further investigation.

Detective Bureau, dated 07/25/2009, by Officer 34 JETT:

INITIAL BRIEFING

At approximately 15:30 hours on the above date, I, D/Sgt. Jett, received a telephone call at my residence from Sgt. Davis. Davis, the afternoon shift commander, advised Officer [REDACTED] had responded to [REDACTED] shortly before noon when he heard Central Dispatch send an ambulance for a child that wasn't breathing. [REDACTED] was first on scene and reportedly found the mother, [REDACTED] and her three-month-old infant, identified as [REDACTED] in an upstairs bedroom. [REDACTED] gathered up the infant and provided (unprotected) rescue breathing as he carried her downstairs to the arriving ambulance. [REDACTED] was transported by ambulance to the Alpena Regional Medical Center where she was subsequently pronounced DOA.

According to Officer [REDACTED] initial report [REDACTED] stated she had put the child in the crib at about 23:00 hours the previous evening; however, she did not check on her until almost noon the following day when she (the mother) finally woke. The infant was discovered face down in the crib with a bluish color and not breathing. Davis further advised he had spoken with Pam Idema of Children's Protective Services and that she was initiating an investigation. I replied I would be enroute to the station.

I received a second telephone call from Davis shortly before 16:00 hours. He reported Ms. Idema had just spoken to Dr. [REDACTED] the attending ER physician, and that the CT scan revealed evidence of a basilar fracture with subdural hematoma - suggesting [REDACTED] was possibly violently shaken.

INVESTIGATION

I arrived at the station at 16:15 hours and met with Sgt. Davis. I confirmed he had spoken with [REDACTED] of the Saginaw County Medical Examiner's office and that an autopsy was scheduled for the following Monday, 7/27/2009. Davis and I then contacted Officer [REDACTED] by phone to get some additional information. He added that a male subject, later identified as [REDACTED] was standing outside the apartment by the front steps when he [REDACTED] arrived on scene. [REDACTED] said [REDACTED] appeared very calm and simply directed him to the upstairs bedroom. Shortly after speaking with him, [REDACTED] reported to the station and advised he wished to further assist with the investigation.

Ms. Idema arrived at the station at 16:35 hours. Idema, Davis, [REDACTED] and I discussed the case and reviewed past contacts with the victim's parents. Afterwards, I assigned specific tasks to the officers and Ms. [REDACTED]. It was determined Davis and I would re-examine the body at the ARMC morgue and take

Detective Bureau, dated 07/25/2009, by Officer 34 JETT (continued):

additional photographs; Officer [REDACTED] would complete a Sudden and Unexplained Child Death Scene Investigation Form to the best of his ability, and Ms. Idema would search for and review additional information at her office. Once the assigned tasks were completed, Idema, [REDACTED] and I would return to [REDACTED] to conduct interviews and a scene examination.

Davis and I arrived at ARMC ER department at approximately 17:50 and were subsequently allowed access to the morgue by RN [REDACTED]. A cursory examination of [REDACTED] failed to reveal any obvious injuries, but several areas of redness/lividity were photographed. We returned to the station at 19:00 and conducted a second briefing with Idema and [REDACTED]. Prior to departing for [REDACTED] I requested Sgt. Davis update Chief Miller and brief prosecutor Ed Black. He agreed.

We arrived at [REDACTED] at approximately 19:30 hours. I knocked on the front door and it was eventually answered by [REDACTED]. After introductions, I offered our condolences and explained we needed to ask some questions. She agreed and we entered the apartment. A male subject, [REDACTED], was descending the steps leading to the living room. Two other subjects, identified as [REDACTED] and [REDACTED] were in the living room playing the [REDACTED] videogame. Again, I explained we needed to ask [REDACTED] and [REDACTED] some questions and asked [REDACTED] and [REDACTED] for some privacy. They agreed to wait outside and exited.

I used the Sudden & Unexplained Child Death Scene Investigation Form as a general guide during the interview and examination of the scene. Ms. Idema also posed several questions that were included in the document. The investigative form was later typed from the hand-written notes - see attached.

While collecting background information, it was learned that both [REDACTED] and [REDACTED] were prescribed various medications for "bi-polar" disorder and "anger management." They also denied any alcohol abuse or drug use.

Regarding the events of the previous evening, [REDACTED] stated she first attempted to put [REDACTED] to sleep for the evening at approximately 21:30 hours (after feeding her an estimated one-ounce of formula from a four-ounce serving). [REDACTED] was resistant, so [REDACTED] brought her downstairs until about 23:00. At that time, she returned [REDACTED] to her crib and "patted her butt" until the child fell asleep. When asked about the [REDACTED] initial position in the crib, [REDACTED] readily admitted she was placed on her stomach (facing left) near the middle mattress. She also admitted she had previously received safe-sleeping instructions, but added [REDACTED] did not like to rest on her back. [REDACTED] said she and [REDACTED] retired a short time later to their bedroom that was adjacent to the nursery. Both slept soundly through the night and into the morning. [REDACTED] added he woke at some point in the morning to use the restroom. He recalled it was daylight, but did not note the time. He also did not check on [REDACTED] and returned to bed.

Later in the morning, estimated at 11:30, [REDACTED] woke and immediately went to the nursery. [REDACTED] remained in bed. She said her first thought was that it was odd [REDACTED] had not stirred as she normally woke much earlier. Upon entering the nursery, [REDACTED] discovered [REDACTED] turned in the opposite direction with her face down between the mattress and crib bumper (padding). [REDACTED] was unresponsive, "purple" in color, and cold to the touch. She said she screamed for someone to call 911 as she scooped the child from the crib and carried her to the adjacent bedroom. Moments later, someone handed her a telephone and she received instructions on how to perform CPR. An officer [REDACTED] then arrived and carried [REDACTED] outside to an ambulance.

Detective Bureau, dated 07/25/2009, by Officer 34 JETT (continued):

At the conclusion of the interview, I obtained a signed Consent to Search (for the residence) and a Release of Medical Records from [REDACTED] and [REDACTED]. With [REDACTED] and [REDACTED] standing by, Ms. Idema and I first inspected the kitchen and other living areas. Although in slight disorder, the kitchen was adequately stocked with supplies for both the adults and child. [REDACTED] commented she had asked for [REDACTED] "bouncy chair" to be removed as it was too painful to see.

The nursery was well furnished with clothing, toys, and other items associated with a child of [REDACTED] age. The temperature was comfortable with a screened window open. Of primary interest was [REDACTED] crib. Using a stuffed animal as a prop, Ms. Idema confirmed [REDACTED] initial sleeping position and how she was found that morning - reportedly turned 180 degrees and wedged face down between the mattress and crib padding. The scene was also photographed and several articles were collected and placed into evidence.

During the contact, I noted [REDACTED] expressed appropriate emotions as she described the traumatic event, but I found [REDACTED] lack of distress curious. The only time he seemed visibly upset was when he learned [REDACTED] had prepared "turkey burgers" the previous evening while he was away. Further, just prior to our departure, [REDACTED] had joined several other young people on the front steps to the apartment. They appeared very jovial and carefree despite the death of the child.

We returned to the station shortly before 21:30 and discussed further investigative options. During the debrief, Officer [REDACTED] mentioned a comment he overheard from [REDACTED] stating something to the effect of 'he didn't want another baby like that one.' Ms. Idema also heard the comment, but clarified [REDACTED] did not want to name another child [REDACTED]. Sgt. Davis also contacted Chief Miller and provided another update.

STATUS

Open.

Copy of 911 Call Received, dated 07/26/2009, by Officer 34 JETT:

Per my request, Sgt. Davis obtained a copy of the 911 call to Central Dispatch. The item was entered into evidence.

STATUS

Open.

Copy of CT Scan Received from ARMC, dated 07/26/2009, by Officer 34 JETT:

A copy of the CT Scan was obtained from ARMC for review by the forensic pathologist.

STATUS

Open.

Forensic Autopsy, dated 07/27/2009, by Officer 34 JETT:

I met the driver for [REDACTED] funeral home, [REDACTED] at the entrance for the ARMC morgue at 10:30 hours on 7/27/2009. [REDACTED] body was transferred to the vehicle and escorted to the Saginaw Covenant Hospital for the forensic autopsy.

I witnessed/photographed the autopsy, conducted by forensic pathologist Dr. [REDACTED] and also presented him with the scene photographs and the disc of [REDACTED] CT scan. He did not find any evidence of a basilar skull fracture or subdural hematoma. Dr. [REDACTED] believed the CT scan was misread and concluded [REDACTED] died from positional asphyxia. The manner of death was determined an accident. A microscopic examination of the lungs revealed parenchymal fresh hemorrhages and supported the doctor's conclusion. He further estimated the time of death was 02:00 hours on 7/25/2009.

Request for ARMC Medical Records, dated 07/30/2009, by Officer 34 JETT, completed 07/30/2009:

I delivered the signed release for medical records to ARMC on the above date at approximately 12:10 p.m. I received a message a short time later advising documents were ready to be picked up and obtained the packet at 13:30 hours.

Medical Arts Records Received, dated 07/31/2009, by Officer 34 JETT, completed 08/04/2009:

Pam Idema advised she had obtained the medical records for [REDACTED] from Medical Arts and offered to provide me a copy of the documents. I retrieved the packet from the front desk at DHS at approximately 15:00 hours.

Autopsy Report Recieved, dated 01/27/2010, by Officer 34 JETT:

I received Dr. [REDACTED] autopsy report on the above date at 15:05 hours. The autopsy findings were listed as asphyxia with pulmonary edema and focal pulomanary hemorrhage. Cause of death was positional asphyxia, and the manner of death was an accident.

Disposition, dated 01/27/2010, by Officer 34 JETT:

Prosecutor Ed Black was briefed on this investigation from the onset. He subsequently advised there was not sufficient cause for further investigation or prosecution.

STATUS

Closed.

State of Michigan Sudden & Unexplained Child Death Scene Investigation Form



Instructions:

Please fill out this form as much as possible and attach it to your investigation report.

Return a copy to the Medical Examiner's Office within 24 hours.

Contact your Prosecuting Attorney's Office to ensure all laws and regulations are followed.

Child, Caregiver and Family Demographic Information

Name and contact information for person(s) being interviewed:

[Redacted] and [Redacted]
[Redacted]

Interviewee's relationship to child: Biological mother and father

Child's name: [Redacted] Date of birth: [Redacted]

Child also known as: [Redacted] Date of death: 7/25/2009

Race/ethnicity of child (Caucasian, African American, Native American, Asian, Hispanic, Bi-racial, Other):
Caucasian

Child's skin color: White Child's sex: M F
Female

Scene address where child was found unresponsive:

[Redacted] (upstairs bedroom/nursery)

Address(es) where child has been in the last 12 hours:

Same as above

Who had responsibility for child at time of death? (list address):

[Redacted] and [Redacted] (parents)

Who has legal custody of child? (list address):

Same as above

Who does child primarily live with? (list address):

Parents @ [Redacted]

Other care providers (list address):

[Redacted] (paternal grandmother), [Redacted], Alpena
[Redacted] (maternal aunt), [Redacted], Alpena

Was anyone else present when the child died? (list address):

[Redacted] (stays in basement).

Family and Social Conditions

Number of persons living at scene: 4 Number of individuals under 18 years of age at the scene: 1

Was the child being supervised by a minor? Yes No

Is the site of the incident or death scene a day care or other child care setting? Yes No

If yes: Day Care Unlicensed Day Care Foster Care Relatives Home Other

How many children were under the care of the provider at the time of incident or death?

Are there any cultural practices that may have contributed to the death? Yes No

Describe:

Child's Health History (Obtain Medical Records)

Source of medical information:

Doctor Other Health Care Provider Medical Record Mother/primary caregiver Family Other

Name(s) of child's health care provider(s):

[REDACTED] M.D. Alpena Medical Arts, 211 Long Rapids Rd.
Alpena, MI 49707 TX: (989) 354-2142

Has the child been sick in the last 2 weeks? Yes No
If yes, describe:

Was child taken for treatment? Yes No
If yes, where or to whom?

Did child receive any medications in the last 2 weeks? Yes No*

If yes, list home remedies, herbal/prescription/over the counter medications, vaccinations - get name, dose last given, date/time/reason given. Obtain containers if possible.

*OTC [REDACTED] for fever after receiving 2mo vaccinations.

Has the child had any serious illness or injury in the past? (lung disease, heart disease, stopped breathing, seizure, broken bones, head injuries, other illness, other injuries or allergies):

No. Mother reported suspected hearing loss in left ear. Recently saw doctor at Otsego Memorial Hospital [REDACTED] and ENT [REDACTED] in Grand Rapids.

Did child have any birth defects? Yes No Has child received appropriate well visits? Yes No

Has child ever been hospitalized? Yes No
If yes, why and where?

Did the infant visit a location with a large number of people within the last 24 hours? Yes No

Has child been exposed to any ill persons or pets recently? Yes No

Does child go to daycare? Yes No If yes: licensed non-licensed relative

Name and address of caregiver(s):

[REDACTED], Alpena
[REDACTED], Alpena

Describe any recent travel by child or caregivers:

None.

In the past or currently, does any caregiver use over the counter medications, prescription medications, herbal remedies, cigarettes, alcohol, other?

Describe:

Mother and father both prescribed various medications for depression, bi-polarism, and "anger management". Deny drug/alcohol use.

Is there a family history (immediate or extended) of infections, abuse/neglect, mental illness, pneumonia, prematurity, birth defects, trauma, other infants who died suddenly, other medical issue?

Several reports to DHS of domestic assaults, etc. Most recent was on 6/3/08. [REDACTED] (father) reportedly pushed pregnant sister down stairs.

Have any family members or others who have been around the baby been reported for past child abuse / neglect or domestic violence, been in the foster care system, or been convicted of a crime? Yes No

Contact DHS to obtain information from protective services.

Birth History

Birth place name and address:

Alpena Regional Medical Center, 1501 W. Chisholm Street, Alpena, MI

How long was the infant in the hospital?

Unknown

Infant's weight at birth:

9 1.4oz

Infant's length at birth:

Unknown

Was the infant born on time, early or late?

Two weeks later per mother

Vaginal or c-section?

C-section

Was the infant a twin, triplet or more?

No

Did the infant have any health issues when born? Yes No

Any birth defects?

Possible hearing loss in left ear.

At how many weeks/months did mother begin prenatal care?

At 9.5 weeks

Did she have regular prenatal visits? Yes No

Where did mother receive prenatal care?

Dr. [REDACTED] at Alpena Medical Arts.

Any problems of pregnancy or maternal health problems? Yes No

If yes, explain:

Was mother injured at any time during her pregnancy? Yes No

During pregnancy, was mother taking OTC/Rx medications or herbal remedies for any of the above conditions? Yes No

If yes, list medications used:

[REDACTED] for headaches (approximately twice)

List complete contact information for birth mother, including current address and SSN, how long she has been at address, and maiden name:

[REDACTED]
Moved to current residence on 10/27/2008

Feeding History

Time child last ate:

Approximately 9:30 p.m. on 7/24/2009

Name of the person who last fed the infant:

[REDACTED]

What is his/her relationship to the infant?

Mother

Is child usually bottle fed or breast fed? Bottle Breast

What foods and liquids were fed in the last 24 hours?

Formula

How much? (Have caregiver show/describe anything that was mixed in.)

Typically 4 ounces. Child consumed about 1 ounce at 9:30 p.m.

List any feeding difficulties:

None. Mother claimed child had healthy appetite.

Was a new food introduced in the 24 hours prior to his/her death? Yes No

Was the infant last placed to sleep with a bottle? Yes No If yes, was the bottle propped? Yes No

What was the quantity of liquid (in ounces) in the bottle?

Did death occur during breastfeeding, bottle feeding, or eating solid foods? Yes No

Any known food intolerances or allergies? Yes No

Describe:

Condition of Child

Describe condition/behavior of child during the last 24 hours:

Normal. Described as happy, content baby.

Was there anything unusual with the child's behavior or appearance?

No.

When Last Known Alive

Time the child was last known alive:

By whom? (list address):

Mother placed child in crib at approx. 11pm (7/24).

Explain how you knew the infant was still alive:

Baby was moving and she patted buttocks until child went to sleep.

What was the infant wearing when last known alive?

"Sleeper" - no further description

When Found Unresponsive

Time the child found unresponsive:

By whom? (list address):

*Call to 911 was at 11:54 a.m on 7/25/09.

[REDACTED] (mother) thought it was about 11:30 a.m. when she found child.

How was the child when found unresponsive? (Leave open ended but can give examples such as breathing, not breathing):

Not breathing, cold to the touch, "purple."

What did the infant feel like when found unresponsive?

Sweaty Limp, flexible Rigid, stiff Warm to touch Cool to touch Other Unknown

What was the infant wearing when found unresponsive?

Sleeper

Was the infant tightly wrapped or swaddled? Yes No Any discolorations around the face, nose or mouth? Yes No

Were there any secretions? (foam, froth): Yes No Any pressure marks? (pale, blanching): Yes No

Any rash or petechiae? (Small, red blood spots on skin, membranes or eyes): Yes No

Body temp if known (degree, time, method):

81.5 at 12:07pm - rectal

Were there any birthmarks or injuries of any type, including bruises, scrapes, burns or diaper rash? Yes No

Describe shapes and sizes:

See attached photographs.

Position of Child (Conduct Doll Reenactment and Photograph)

Child Last Placed

Where was the infant last placed? (bassinet, crib, car seat, adult bed, swing):

Crib

In what room and what proximity to people?

Nursery. Parents claimed they went to sleep in adjoining room.

By whom? (list address):

[REDACTED] (mother)

In what position was the infant last placed?
 Sitting Back Right side Left side Stomach
 Other Unknown

Was this the infant's usual position? Yes No
Mother said child didn't like to sleep on her back.

What was the child's face position when last placed?
 Face Down Face Up Face Right Face Left
 Other Unknown

What was child's neck position when last placed?
 Hyperextended Flexed Neutral Turned Other
 Unknown

Child Last Known Alive

Where was the infant last known alive? (bassinet, crib, car seat, adult bed, swing):

Crib

In what room and what proximity to people?

Nursery (parents sleeping in adjoining room)

In what position was the infant last known alive?
 Sitting Back Right side Left side Stomach Other Unknown

Was this the infant's usual position?
 Yes No

What was the infant's face position when last known alive? Face Down Face Up Face Right Face Left Other
 Unknown

What was the infant's neck position when last known alive? Hyperextended Flexed Neutral Turned Other
 Unknown

Child Found Unresponsive

Where was the infant found unresponsive? (bassinet, crib, car seat, adult bed, swing)

Crib (turned 180 degrees and next to padded side)

In what room and what proximity to people?

Same as above.

By whom? (List address):

[REDACTED] (mother)

In what position was the infant found unresponsive?
 Sitting Back Right side Left side Stomach Other Unknown

Was this the infant's usual position?
 Yes No

What was the infant's face position when found unresponsive? Face Down Face Up Face Right
 Face Left Other Unknown

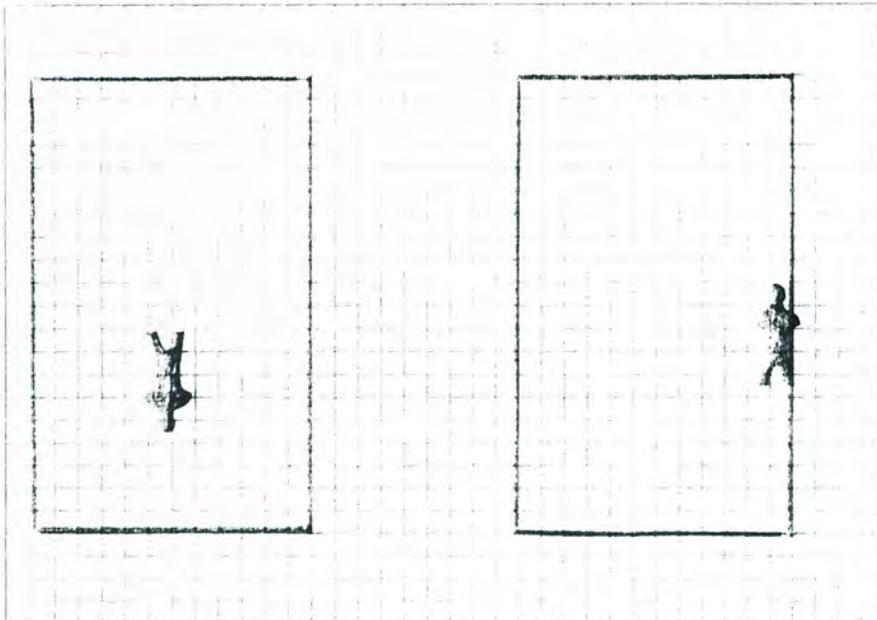
What was the infant's neck position when found unresponsive? Hyperextended Flexed Neutral
 Turned Other Unknown

If found face down, was there a visible cup, pocket or depression in bedding? Yes No

If yes, investigator try to measure diameter and obtain photos. Attach photos to report. **Diameter:**

Draw the following: Infant's position when last placed and when found.

Indicate direction of child's head.



Was it hard to get child out of a space?

Yes No

Was the child's body pinned?

Yes No

If pinned, vertically or horizontally?

Vertical Horizontal

Not to scale.

Possible Obstructions (Doll Reenactment, Photograph, Evidence Collection)

List all materials and objects near child when found, including blankets, sheets, pillows, bumper pads, other covers, stuffed animals, toys, household objects, etc:

Per mother, child was lying face down next bumper pad.

Top of head was resting against a "womb bear" (stuffed toy)

Indicate types and numbers of layers of bedding, both over and under infant, not including wrapping blankets:

Fitted sheet, flat sheet, comforter under child. Mother stated baby was also covered with blanket when put down. All collected.

Secretion found on any blanket, sheet, clothing, pillow, other? Yes No

If yes, list types of secretions (blood, purge, vomit, etc):

Was child sleeping alone? Yes No

If no, who was child sleeping with?

List for all persons sleeping with child - name, age, height, weight, and location in relation to infant:

Name	Age	Height	Weight	Location

When child was found unresponsive, were any arms, legs or other parts of person's body covering child? Yes No

Were persons sleeping with child intoxicated at the time?

Yes No

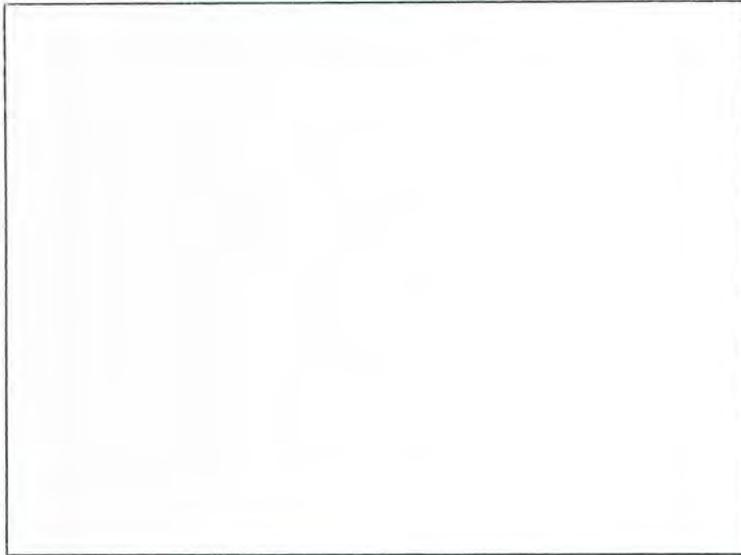
Was there recent alcohol or other drug consumption by person(s) sleeping with child? Yes No

Were persons sleeping with child overtired at the time?

Yes No

Picture of body for documentation - ASAP after death.

PBT results:



Breathalyzer results:

Blood/urine results:

Does reenactment match lividity patterns?

Yes No

Does family/caregiver story match doll reenactment?

Yes No

Environmental Conditions (Photograph and Evidence Collection)

When the child was found unresponsive, was the room temperature too warm, too cold, or just about right?

Responding officer did not notice anything unusual.

Current temperature in the room where the child was found unresponsive:

Thermostat setting:

OFF

Thermostat reading:

72 degrees (7:30p)

Outside temperature:

approx. 70

Heating or cooling sources being used at time of death:

- Central Air A/C Unit Ceiling Fan Floor/Table Fan Window Fan Open Window(s) Gas Furnace/Boiler
- Electric Furnace/Boiler Space Heater Baseboard Heater Electric Radiant Fireplace (Wood) Fireplace (Coal)
- Kerosene Heater Wood Burning Stove Other Unknown

Where was the child found in proximity to the heating/cooling source?

N/A

Any devices operating in the infant's room? Collect apnea monitor as evidence.

- None Apnea Monitor Humidifier Vaporizer Air Purifier Other Baby Monitor

Describe the general appearance of the incident scene (cleanliness, hazards, overcrowding):

Well furnished nursery. Several items in crib (toys, blankets), but items did not appear to contribute to incident.

Describe any environmental hazards at the scene (insects, smokey smell, dampness, mold growth, pets, peeling paint, rodents or vermin, odors or fumes, presence of alcohol containers or drug paraphernalia, prescription drugs, OTC drugs, electric hazards near the crib, other):

N/A

Source of drinking water at the scene: Public/Municipal Well Bottled Unknown Other

Investigator Activities

Investigator Name:

D/Sgt. Joel Jett

Agency:

Alpena Police Department

Phone:

[REDACTED]

Date Completed:

7/26/2009

Date and time child pronounced dead:

7/25/2009, 12:07 pm (approx)

Name of authorizing physician who pronounced child dead:

Dr. [REDACTED] (ARMC ER)

Times - law enforcement at scene, other investigator at scene, infant at hospital:

11:54 911 Call 11:57 am Police on scene (rescue breath)
 11:58 EMS arrive and transported to ER 12:06 Arrived at E/R

Evidence Collection

Describe all items recovered from the site of the incident or death scene:

Evidence #	Origin	Description	Disposition	Collectors Name
1-6	Residence	Bedding, toy	APD	Carlson

EMS/First Responder ContactWas there a response to the scene? Yes NoWas anyone doing CPR when EMS arrived? Yes No

Name of agency(ies):

Officer [REDACTED] APD
Alpena Fire Dept/EMS

Yes, Mother was getting instructions from 911 operator.

Did EMS administer resuscitative efforts? Yes No

If yes, list what was done:

Unknown.

Conveyed to a medical facility? Yes No

If yes, name and address:

Alpena Regional Medical Center

Was there evidence of livor mortis (lividity)? Yes No

If yes, describe where on child:

See attached photographs.

Was there evidence of rigor mortis? Yes No

Yes, per Officer.

 EMS run sheet/report obtained 911 tape obtained Photos or video taken and noted Doll reenactment/scene re-creation

- Interviews completed with parents and other caregivers, physicians, witnesses, first responders, others as appropriate
- Notify next of kin or verify notification
- Referral(s) for counseling
- Other agencies informed and involved as appropriate: public health (especially for bereavement support), social services, prosecuting attorney. *CPS*
- Other law enforcement investigation as appropriate
- Other scenes visited and investigated as appropriate

Alerts to Pathologist

Are there any factors, circumstances, or environmental concerns that may have impacted the infant that have not yet been identified?

If more than one person was interviewed, does the information differ? Yes No
 Detail any discrepancies of relevant information:

Does the caregiver's explanation fit with investigative findings? Yes No

Indicate whether preliminary investigation suggests the following:

- Asphyxia
- Diet issues
- Recent hospitalization
- Previous medical diagnosis
- Change in sleeping condition
- Sharing of sleeping surface with adults, children or pets
- Hyperthermia/hypothermia
- Environmental hazards
- Unsafe sleeping conditions
- History of acute life-threatening events
- History of medical care without diagnosis
- Recent fall or other injury
- History of religious, cultural or ethnic remedies
- Any finding in history that could indicate natural death
- Other deaths of children in home or family
- Previous encounters with police or social service agencies
- Request for tissue or organ donation
- Objection to autopsy
- Pre-terminal resuscitative treatment
- Death possibly due to trauma (injury), poisoning or intoxication
- Suspicious circumstances
- Other alerts for pathologist's attention

Pathologist information

Name: Dr. [REDACTED]

Agency: Saginaw County Medical Examiner

Phone: [REDACTED] Fax: [REDACTED]

[Handwritten signature]

Incident No: [REDACTED]

Status: **Closed**

Date Reported: **07/25/2009** Time Reported: **11:54**

Dispatch Time: **11:54** Arrival Time: **11:57** Clear Time:

Officers: [REDACTED] **43 DAVIS** Detective: **34 JETT**

Classification: **NEGLIGENT HOMICIDE/MANSLAUGHTER -- (0900-2)**
ASSIST AFD (INC AMB) -- (8000-0)

Location: [REDACTED] Section / Nbh:

Description: **DEATH INVESTIGATION** Clerk: **ECC**

Associated Incident Pictures



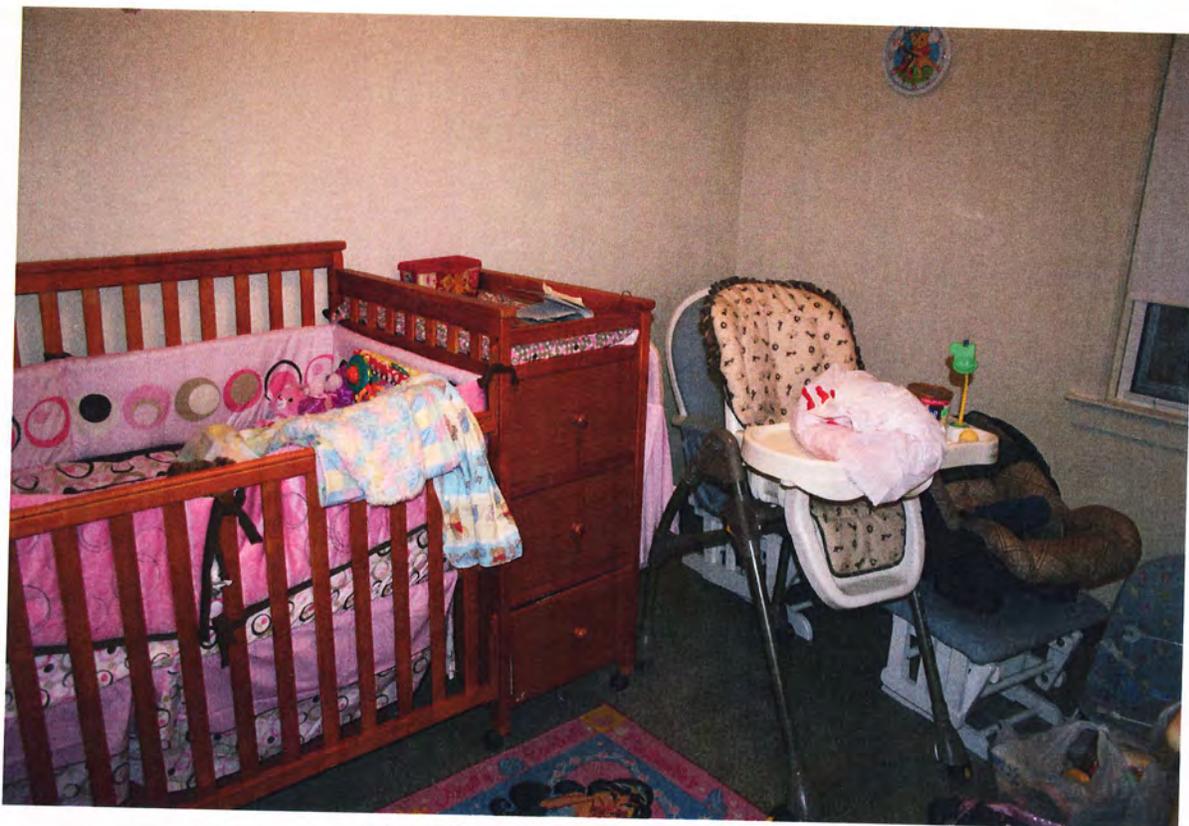
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Signed:

Reviewed By:

Date Printed: **10/11/2011**

Associated Incident Pictures (continued)

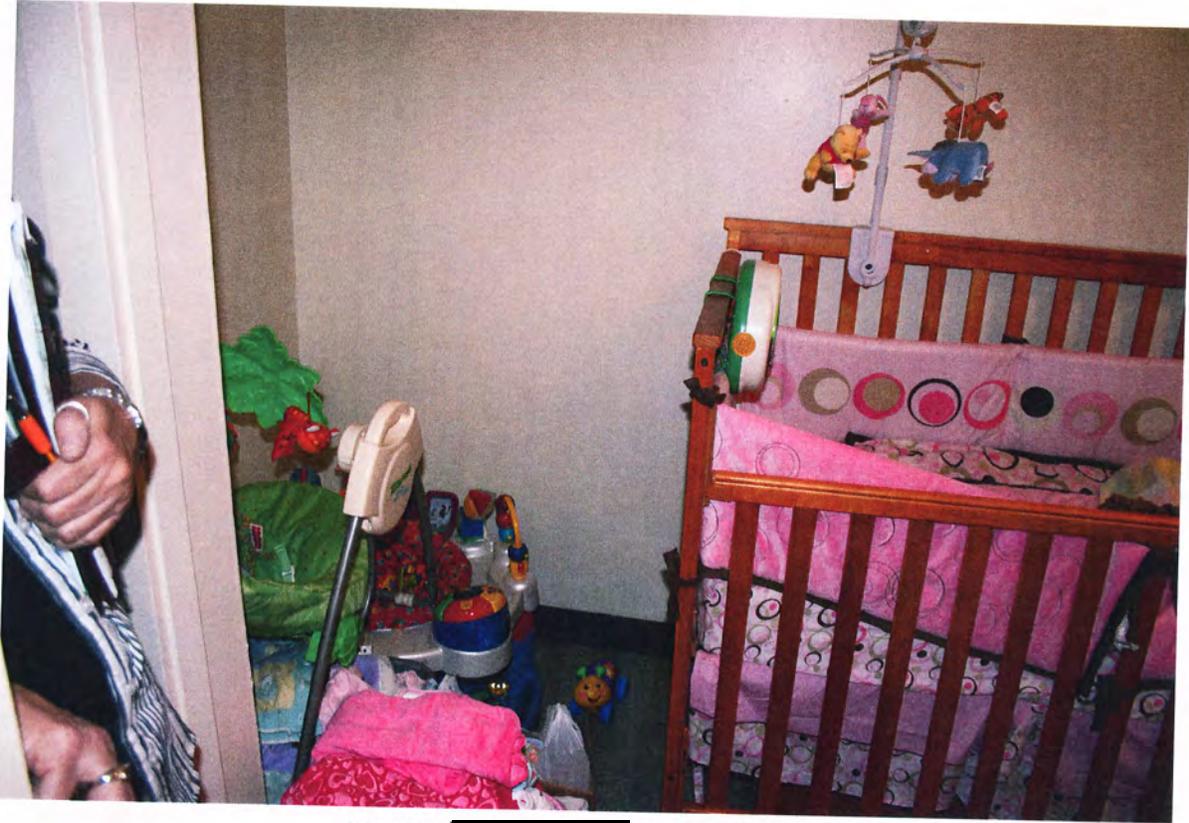


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Associated Incident Pictures (continued)



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Associated Incident Pictures (continued)



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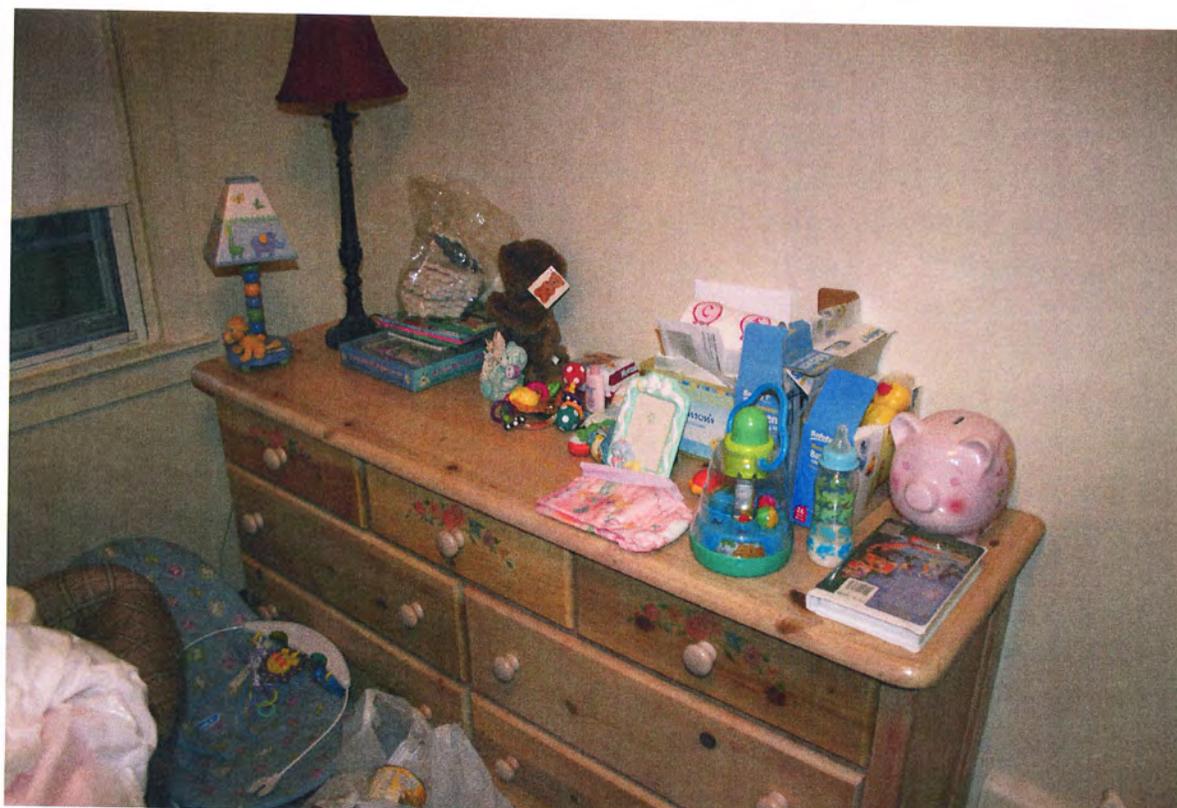


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Associated Incident Pictures (continued)



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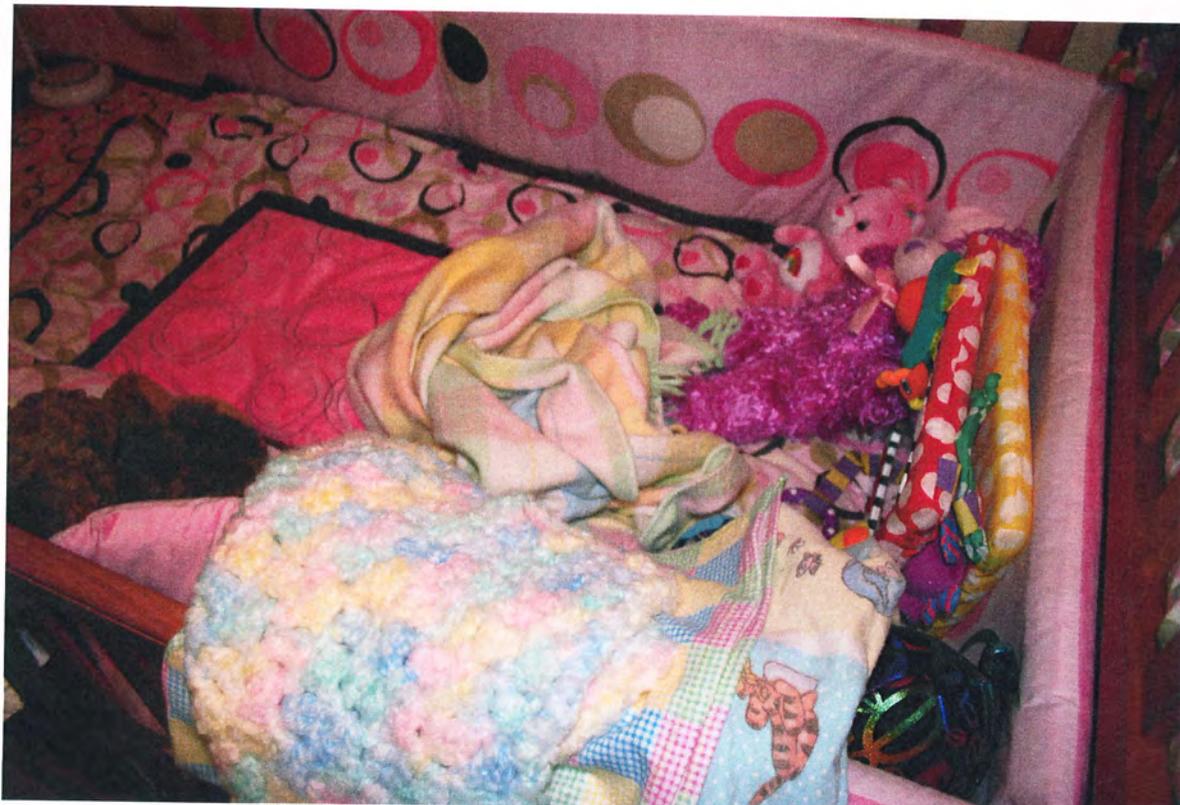


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Associated Incident Pictures (continued)



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Associated Incident Pictures (continued)

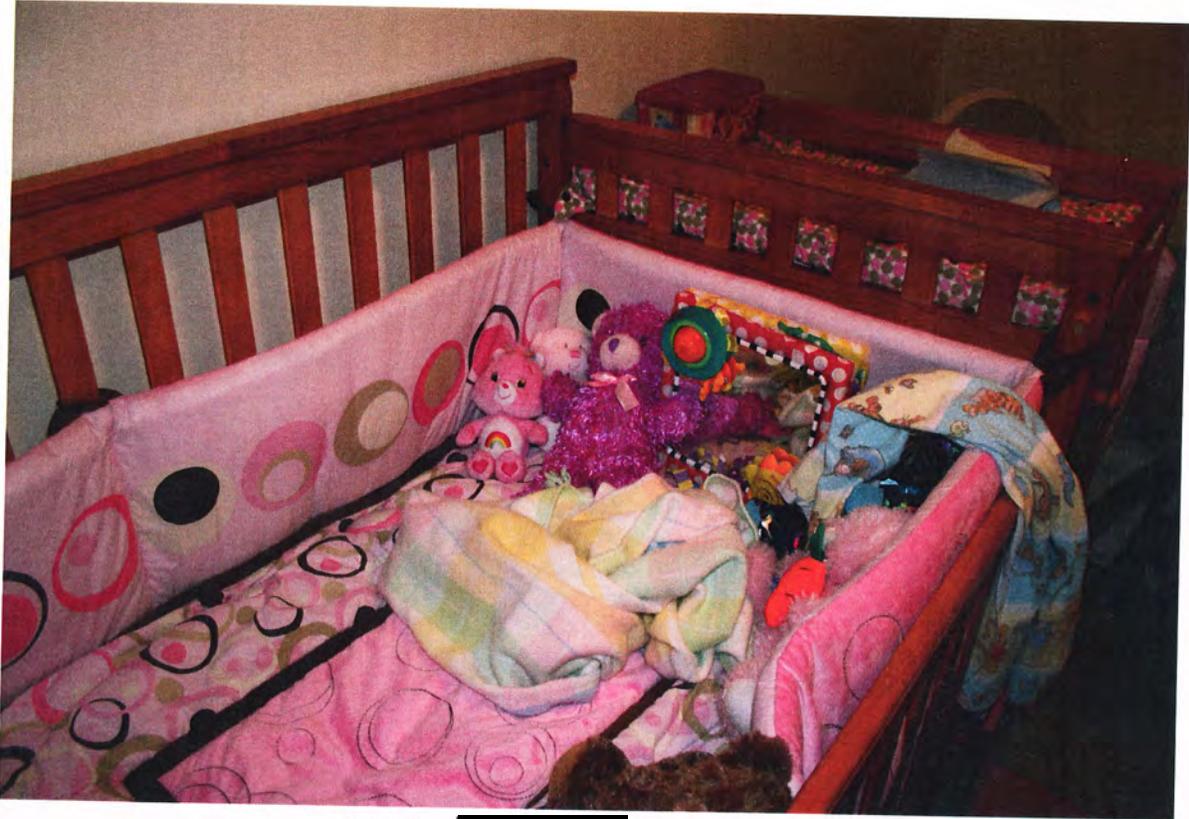


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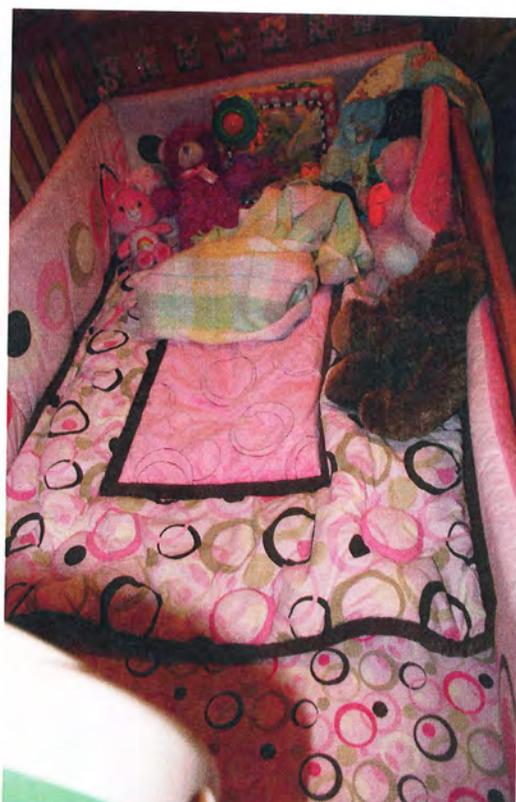


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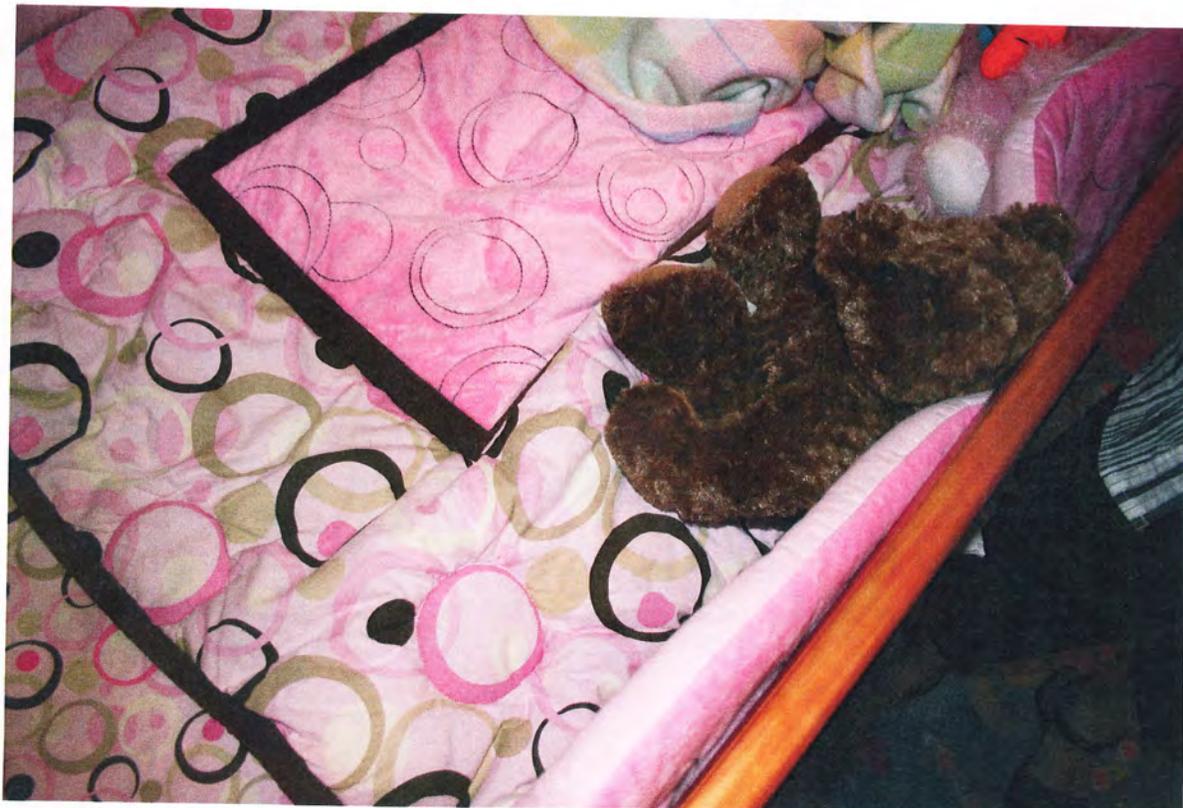


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Associated Incident Pictures (continued)



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Associated Incident Pictures (continued)

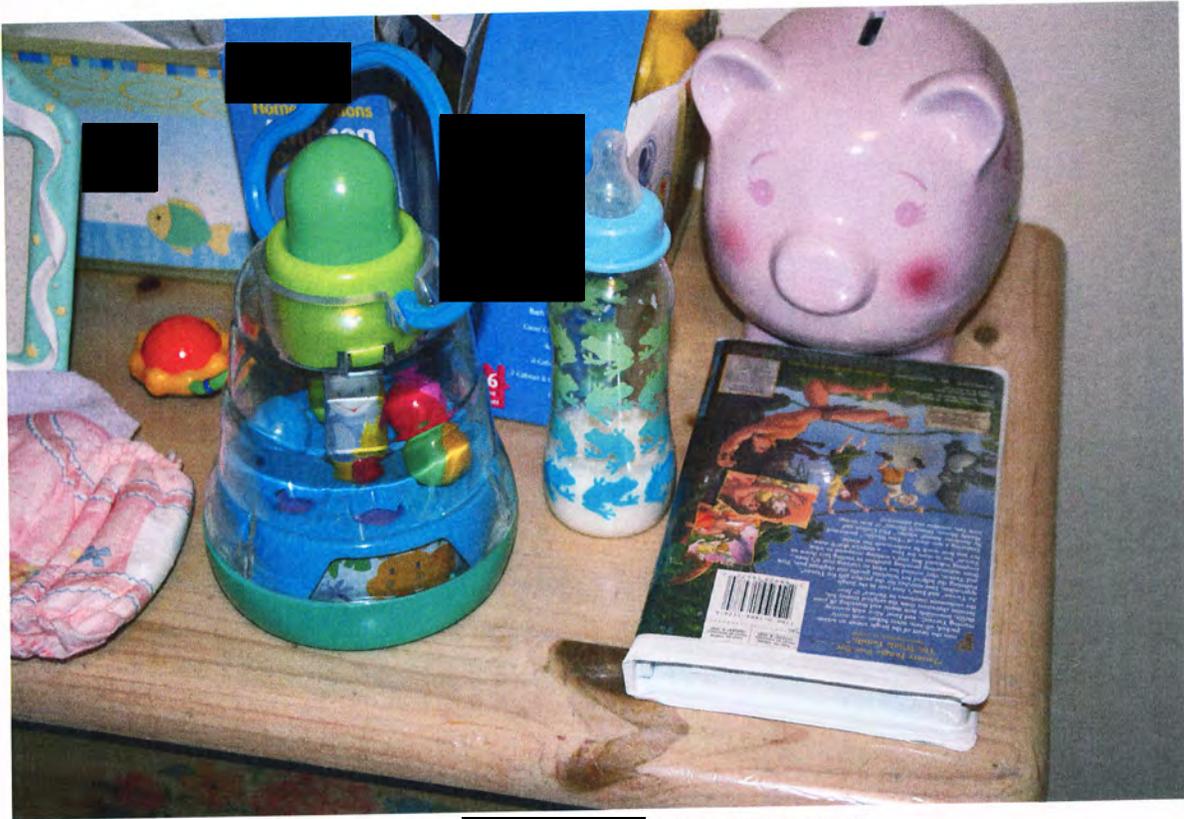


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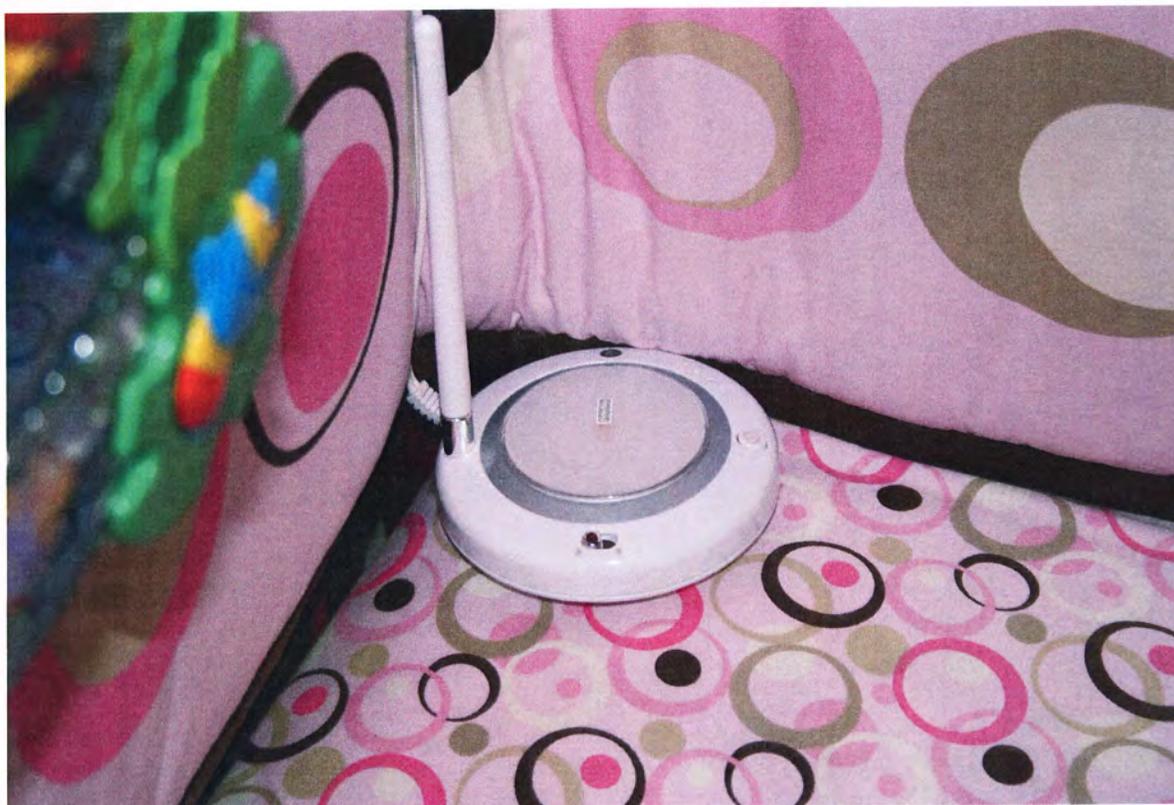


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