### JAMES W. JOHNSON Chief of Police



**BALTIMORE COUNTY POLICE** 

Headquarters
700 East Joppa Road
Towson, MD 21286
(410) 887 - 2214
Fax (410) 821 - 8887
bcopd@baltimorecountymd.gov
www.baltimorecountymd.gov/police

Bryan Renbaum Baltimore Post-Examiner P.O. Box 2094 Columbia, Maryland 21045-2094

Sent via electronic mail only

Dear Mr. Renbaum,

The Baltimore County Police Department received your request under the Maryland Public Information Act (hereinafter "MPIA") for a copy of "the county police report pertaining to the alleged UMBC basketball sexual assault." The Baltimore County Police Department is not confirming that a sexual assault investigation involved members of any particular sports team. The investigation documented under police report number 14-351-1633 did involve students of UMBC. The detectives in this case determined that a crime did not occur, therefore closed the case without any charges.

The personal information of the students involved in the investigation was redacted. Maryland law requires the redaction of student personal information contained within "school district records." Md. Ann. Code, Gen. Prov. Art. § 4-313. The Police Department learned that an administrative investigation was/is being conducted by UMBC. With this administrative investigation in mind, the personal information contained in the police report may become a part of the student record. As such, the Police Department has redacted the personal information of those students. A copy of the redacted report is enclosed along with this letter. Should you have any questions, please feel free to contact me at (410) 887-2211.

\*\*\*Please note that this is not a denial letter\*\*\*

Sincerely,

Enclosure: As Stated.



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### BALTIMORE COUNTY POLICE DEPARTMENT Incident Report

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# POLICE

### BALTIMORE COUNTY POLICE DEPARTMENT Incident Report

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On 12/17/2014 at approximately 1430 hours, Ms. entered the Wilkens precinct and advised she needed to speak with an officer in reference to filing a rape report.

advised she is a student at UMBC located at 1000 Hilltop This officer spoke with Ms. advised that on an unknown day in the middle of August Circle in the (2014), she went to a party located at Winters Lane at approximately 2100 hours. Ms. she went to the party with a few friends at which time they drove together. Ms. advised while at the party, she drank too much alcohol (jungle juice, bacardi, and jello shots) and she does not remember most advised in the morning, she woke up in the dorm building next to hers of the night.. Ms. advised advised the dorm belonged to members from the Building). Ms. when she woke up, she was looking for her cell phone and was unable to locate it. Ms. · advised she remembered waking up lying on the floor in her underwear and a t-shirt that did not belong to her. Ms. advised when she woke up, she still felt drunk from the night before. Ms. advised after she could not locate her cell phone, she walked into one of the bedrooms and she observed then asked Mr. now she got to the ) lying in a bed. Ms. location and he said he did not know and that someone named " dropped her off.

Ms. advised she changed and went to her friend advised after they both got to the location, he walked her to her building. Ms. advised approached by four members of the sure she got into her building. Ms. advised told her he left and does not know what happened from that point. Ms. advised while speaking to the change at which time he told her the location, advised after they both got to the location, told her while they were walking, they were told her while they were walking, they were told her he left and does not know what happened to he told her the four subjects were

Ms. advised while talking to , they went to his vehicle at which time she located her cell phone on the passenger side floor of the vehicle. Ms. advised she left the location after she got her phone.

Ms. advised after leaving the location, she called and asked them if anything happened at which time they advised nothing happened.

was talking to from the advised while speaking to slipped" and told her something about "running a train on her and passing her around" on the night of the party. Ms. advised she attempted to get further information from however, he would not tell her anything. Ms. advised he kept asking what happened at which time he made her "guess who all was involved". advised reventually told her that the four subjects mentioned above were the subjects who were involved.

advised after talking to she approached about the incident at which time he stated "you good".



## BALTIMORE COUNTY POLICE DEPARTMENT Incident Report

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advised at no point did anyone say what actually happened during the night of the incident.

This officer contacted Detective Tomas #4951 from Special Victims Unit at which time he responded to interview \_\_ and will follow up with the incident.

Media Relations was notified and a copy of the report was forwarded to them.

Major Dillon of UMBC was notified that the Special Victims Unit would be investigating this incident.



## BALTIMORE COUNTY POLICE DEPARTMENT Incident Supplement Report

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## BALTIMORE COUNTY POLICE DEPARTMENT Incident Supplement Report

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## BALTIMORE COUNTY POLICE DEPARTMENT Incident Supplement Report

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Planedvo Information On 12/17/14, at approximately 2:45pr			
the UMBC and Jungle Julce) at the party. The next thing she remembered was was wearing her underwear and a t-shir walked into the bedroom area, where she phone was and what she was doing in her years with the dorms.	the complainant During the conversa the Office of Stu for their alle tuntil after Detective Iton stated that the sel- ovided Detective Tom m, Detective Tomas a view, adv aded an off-campus pa is commonly referred dvised that she consu- advised that king up on the floor of that did not belong the observed his dorm room.  gave he at dressed and walked old her that he drove be advised that she checked advised that she advised that she advised that she advised that she checked advised that she checked advised that she checked	tion, Major Dillon advisedent Affairs for UMBC ged participation in the Tomas had the opportunion administration had asswith the photos and along with Officer Language that on an evening arty with her friends at a to as the med several alcoholic be she could not remembe the could not remembe the could not remembe the could not remembe the could not remembe at the associated that are a ride back to the done to a part are back to the dorms are that nothing happened by a member of the cher and that she and her that nothing happened by a member of the cher and that she and her that she are that she are that she are that she and her that she are that sh	sexual assault. Detective Tomanity to interview to already started the process for identification information for the #5243 interviewed in August, 2014, she was sexual Winters Lane, Baltimore, MD tue to the residents being of everages (Jell-O shots, Bacardier many details from that evening men area of a dorm suite. She I that she began to freak out and I him if he knew where her cell told her that he did not known when she left the timent to ask him how she got freak out and she went with a couple of guye for her cell phone and located and asked the co.

### BALTIMORE COUNTY POLICE DEPARTMENT Incident Supplement Report

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The stated that
livised that she as well as a never admitted to sexually assaulting her during the recorded conversation. She also contacted and conducted a recorded interview without consent. stated that did not admit to exually assaulting her during the conversation. advised that the recorded conversations were saved on her exually assaulting her during the conversation. advised that the recorded conversations were saved on her exually assaulting her during the conversation. It is a present during the phone asked Detective Tomas if he wanted a copy of the recordings. Detective Tomas advised that time: Detective Tomas asked Ms. If she recalled having any soreness or bleeding when she woke up the morning after the party. She advised that he does not believe that she had any soreness or bleeding. Detective Tomas asked if she had engaged in the does not believe that she had any soreness or bleeding. Detective Tomas asked if she had engaged in any sexual acts with any of the alleged suspects, before or after the incident. In advised that she had not advised that she has known since she began attending UMBC, and that they were all friends. In advised that she had washed the clothing that she wore that evening and that the never responded to any medical facility for an exam or prophylactic treatment for sexually transmitted diseases. The added that she plans on seeing her primary care doctor on 12/18/14.
Co. 12/18/14 at approximately 10:13am, Detective Tomas spoke to Major Dillon via phone and briefed him on the

On 12/18/14, at approximately 10:13am, Detective Tomas spoke to Major Dillon via phone and origin film on the interview with In addition, Detective Tomas had several requests for further information from the UMBC Police Department. Major Dillon advised that he would assign Detective Chester Smith of the UMBC Police Department to assist with the requests.

On 12/18/14, at approximately 10:30am; Detective Tomas contacted and advised that detectives from the Baltimore County Police Department wanted to interview him regarding the sexual assault allegations. Mr. advised that UMBC suspended him on 12/17/14 without providing him with a reason. stated that he wanted to discuss the incident, but he had retained an attorney who advised him not to talk to the police and/or school administration at that time. stated that he would contact his attorney and provide him with Detective Tomas' contact information.

On 12/18/14, at approximately 10:40am, Detective Tomas spoke to Detective Chester Smith via phone and requested any available surveillance video and visitor logs for the

On 12/18/14, at approximately 12:11pm, Detective Tomas contacted from their hometown and that she does not attend UMBC. advised that she is a friend of that she was home for the winter break on the weekend starting on 12/13/14, and that was visiting her recalled that her family was baking cookies that weekend. During that day, she recalled walking was recording the observed that on her cell phone. into a bedroom and observing , was repeatedly trying to get stated that phone conversation by utilizing her notebook computer. the person(s) on the other end of the phone to admit to sexually assaulting her, and that she along with her boyfriend advised that the person(s) on the phone never gave were never supposed to learn about the sexual encounter. specifies on what occurred, and that they believed she was recording the phone conversation. learned that the person on the phone was

via phone. On 12/18/14, at approximately 12:44pm, Detective Tomas spoke to provided the following information regarding the sexual encounter between Ms. dorm room, and that she was During the interview, 'came over to and the alleged suspects. It was his understanding that she was performing fellatio to one of the subjects as another flirting and groping them to come to the dorm room. was not forced into engaging in the requested. stated that subject engaged in vaginal intercourse with her, sexual acts, she was actually requesting them to join in on the sexual encounter. In addition, he learned that she woke



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advised

bed, and that they engaged in consensual vaginal intercourse prior to her leaving up several hours later in was making an issue of the sexual advised Detective Tomas that he believed learned that she had engaged in sex acts with members of the the dorm room. encounter because her boyfriend, was further advised that In addition, it was his understanding that he been promiscuous with other students as well. advised that after the He overheard parts of the conversation and told Mr. was on the phone with observed that vas attempting to get Mr. that she was probably recording him: It was evident to that never admitted to raping her or anything of the sort. to admit that he raped her.

zia phone and advised him On 12/18/14, at approximately 3:30pm, Detective Tomas contacted the detectives from the Baltimore County Police Department wanted to interview him regarding the sexual assault advised that he wanted to discuss the incident, but his attorney advised against discussing the stated that the allegations against him were false, and that he wanted to talk to the school allegations. administration and to the police. He further stated that no one was giving him the opportunity to provide his account of but he along with Detective Burrows #4636 events and clear up any confusion. Detective Tomas advised were available to discuss the incident, however, due to the fact that he retained an attorney, the detectives would prefer provided Detective Tomas with his attorney's him to contact his attorney regarding talking to them, and requested Detective Tomas to talk to his attorney. information :

regarding his clients On 12/18/14, at approximately 3:40pm, Detective Tomas contacted provided the following desire to talk to the detectives assigned to investigate the sexual assault allegations. On an evening in August, 2014, Mr. account of the sexual encounter that he obtained from his offent, esponded to was in his dorm room when he recalled that he needed to return a key to walked into the door which leads into the common dorm room, located at' on the floor lying on his back and straddling his observed , she was simultaneously area of the dorm suite. was straddling groin area. Additionally, he observed that while stated that he believed that while was straddling Mr. performing fellatio on during they were engaging in vaginal intercourse. He later spoke to had engaged in vaginal intercourse with those conversations he learned that had engaged in consensual vaginal and that she performed fellatio on them. He further learned that boyfriend, ' and later spoke to several hours later. intercourse with Detective Tomas advised had engaged in sex acts with half of the told him that egarding this matter. that the detectives would still need to conduct a formal interview with stated that he would be available sometime next week. to advise him of the conversation Detective Tomas contacted Pollowing the conversation with stated that he did not want to wait, he wanted to talk to the detectives. Detective that he should again discuss this desire with his attorney and parents. Detective Tomas that he had to simply contact him if he wanted to meet later that evening to conduct a formal interview. Tomas advised

On 12/18/14, at approximately 4:15pm, Detective Tomas contacted since late June of 2014. stated stated that he had been dating told him about that he did not attend the party in August, 2014. He advised that his teammate, further stated that interaction with other members of the had told him that the alleged suspects ran a "train on her." He understood that to mean that the alleged suspects took later spoke to the alleged suspects and was advised that the turns engaging in sex acts with her, and Mr. stated that after talking to members of the sexual encounter was consensual. believed that the about this incident. , he decided to tell

was on 12/13/14. conversation with

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On 12/18/14, at approximately 4:50pm, Detective Tomas received a phone call from the of stated that she along with wanted the detectives to respond to their residence to interview. Detective Tomas advised that the detectives would respond that evening, but encouraged her to talk it over with attorney. After approximately one hour, contacted Detective Tomas and advised that the attorney has not returned any of her calls. She further advised that she along with wanted to talk about the incident as soon as possible. Detective Tomas advised that he along with Detective Burrows would respond to her residence to conduct the interview.

On 12/18/14, at approximately 6:21pm, Detective Tomas and Detective Burrows responded to to conduct a non-custodial interview with Mr. residence located at who invited the detectives and his mother The detectives were met by into the dining room. All parties sat down at the dining room table. Detective Tomas in the presence of Detective that he was not under arrest, that he was not obligated to talk to the , advised l police, that he had not been charged with a crime, and that he could choose not to answer any question and terminate Burrows and stated that he wanted to talk to understood and the interview at any time. the detectives. "he was in his dorm room advised that after a party held at the 9 During the interview, dorm room, located at responded to i key. when he remembered that he had walked into the door which leads into the common area of the dorm suite. straddling his groin area. Additionally, he on the floor lying on his back and , she was simultaneously performing fellatio on observed was straddling , they were engaging in vaginal observed that while was straddling stated that he believed that while turned around and left the dorm room. He stated that he kept the key and gave it back to Mr. stated that the sexual encounter appeared to be consensual. He later learned from intercourse. that they took turns having vaginal intercourse with her and receiving fellatio t a later time. from her. In addition, he learned that she had been flirting, kissing and grabbing that he engaged in consensual vaginal intercourse advised by their respective penises. woke up later that morning. Detective Tomas asked if he had ever when he and stated "No." He further before or after the date of this incident. engaged in sexual activity with advised stated that he had never engaged in any sexual activity in the dorm room. engaging in sexual acts with other members of the Detective Tomas that he had heard rumors about In addition, he has spoken to other students who confirmed that they have engaged in sex acts with boyfriend, advised that he later spoke to and engaged in sex acts with of what he observed after the party in August, 2014, and that: continued to communicate with added that after the date of the sexual encounter, them via social media, text messages, phone, and had personally socialized with them on several occasions. On 12/19/14, at approximately 10:48um, Detective Tomas contacted the Office of Judicial Affairs for UMBC and that he was

On 12/19/14, at approximately 10:48am, Detective Tomas contacted the Office of Judicial Affairs for UMBC and regarding the allegations. Detective Tomas advised that he was conducting an investigation into the sexual assault allegations against advised that the students were suspended by the Office of Student Affairs. She advised that her office conducts an investigation to determine if the students violated the UMBC Code of Conduct guidelines.

On 12/19/14, at approximately 11:10am, Detective Tomas contacted the Office of Student Affairs at UMBC and spoke to egarding the allegations. Detective Tomas advised that he was conducting an investigation into the sexual assault allegations against with a brief synopsis of the investigation up to that

# POLICE

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"Integrity. Fakonss...Service"

On 12/19/14, at approximately 12:01pm, Detective Tomas received a phone call from Mr.

advised that he was retained to represent regarding the allegations. stated that he has spoken to his client, and that they wanted to proceed with being interviewed by the police. The meeting was scheduled for 12/23/14.

Detective Tomas and Detecti	ive Anderson #5298 had the opportunity to
On 12/23/14, at approximately 10:11am, Detective Tomas and Detective conduct a non-custodial interview with n the presence was not recorded and was conducted in Interview Room "F" at the Baltin	e of his attorney The interview
conduct a non-custodial interview with	nore County Police Départment's
was not recorded and was conducted in Interview Room "F" at the Baldh	6 Detective Tomas advised that
was not recorded and was conducted in interview known in a discussion. MD 21286 Headquarters building, located at 700 E. Joppa Road, Towson, MD 21286  The adquarters building to the police of the profession of	6. Detective Tomas advison
he was not under arrest, that he was not obligated to take to the photose that he could choose not to answer any question and terminate the interview	lew at any time.
that he could choose not to answer any quality proceed with the interview	. During the interview, advised
that he could choose not to answer any question and terminate me mervi advised that they understood and requested to proceed with the interview	with some friends. After the party he
that on an evening in August, 2017 he attended a part of the angeleigh	ive veith he observed
returned to the area of the	and began kissing and flirting with
walking with	s dorm room
them. She asked what they were doing and they advised her that they we	that she wanted to join them and the three of
them. She asked what they were doing and they do not be to hang-out.  advised and them responded to the common area of dorm room. Once it too	invariately began kissing.
them regrouded to the common area of dorm room. Once i	inside, infinediately began visitely
and grabbing the penises of groin areas. stated that he engaged in vaginal intercourse w	ok off her clothing and continued to rub their
and graceing the periods and graced that he engaged in vaginal intercourse w	7ith in addition to her performing
groin areas. stated that he ongaged in vaginal intercourse we fellatio on him. He further advised that had engaged in vagin	nal intercourse with I , and that she
fellatio on him. He further advised that had engaged in vagin performed fellatio on him as well. During the sexual encounter,	had entered the dorm room and observed
addition, exited the bedroom area and observed the sexual en	ncounter, requested
addition, exited the bedroom area and cossiver his penis. At	fter a few moments, exited the
join in on the sexual activity. She kissed him and grabbed his penis. At common area and got back in his bed.  socialized for a short time, then he left.  dvisce	e sexual activity, he along with and
common area and got back in his bed.	the detectives that he did not wear a condom
during this sexual encounter, and that he did not ejaculate as a result of	the covered Later that day,
during this sexual encounter, and that he did not ejaculate as a restit of	to store She also requested 101 fc
advised him that he engaged in vaginal intercourse with	had communicated with
tall her boyfriend that they had sex.	ised that / had confidence Ms
during this sexual encounter, and that he did not ejaculate as a result of advised him that he engaged in vaginal intercourse with prior tell her boyfriend, that they had sex. advised him via social media, text messages, phone, and had personally socialities of the counterprise of the	zed with them on several decasions. This
He further advised that he had engaged in consensual vaginal intercours	se with her sometime after the August mement.
He further advised that he had engaged in solution would	make an allegation against them and wan to
Detective Tomas asked with the models advised that	the sexual encounter became an issue when
He further advised that he had engaged in consensual vaginal intercours  Detective Tomas asked why he thought would report the incident until mid-December 2014. advised that	in sex acts with members of the
MARCIPALITY. 14 Extended Annual Marcin Marci	1 I I was a said to cov only
report the incident until mid-December 2014.  hoyfriend,  was present when  advised  advised	ater learned that radvised Mr.
with members of the team and other students at UMBC.	
, that she was forced to engage in the sex acts.	
	The second of th

On 12/30/14, at approximately 2:05pm, Detective Tomas and Detective Brumfitt #4551 had the opportunity to The interview was not recorded and was conducted in conduct a non-custodial interview with Interview Room "I" at the Baltimore County Police Department's Headquarters building, located at 700 E. Joppa at he was not under arrest, that he was not Road, Towson, MD 21286. Detective Tomas advised obligated to talk to the police, that he had not been charged with a crime, and that he could choose not to answer any itated that he understood and that he wanted to provide question and terminate the inferview at any time. stated that in the early morning hours of a day in August, 2014 he his account of events to the detectives. He overheard people talking in the which is located in the was in his dorm room to return to the stated that he did not expect his roommate, common area of the dorm suite.

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dorm until later in the day, and he knew that his suitemates went back home for the summer break. went He further described that. into the common area and observed was straddling his groin area while moving her body in such a was lying on his back on the floor, and that began taking her clothing off and observed way that he thought they were engaging in vaginal intercourse. She grabbed his penis over his pants, then exposed his penis and put it in her mouth. She performed stated that he did not ejaculate as a fellatio on him for a few minutes, then he returned to his bedroom. stated that when he woke un result of this sex act, and that he did not have a condom on during the sex act. stated that was lying next to him in his bed. several hours later to attend class, he observed that was lying on ner side when she began grinding on his groin area. He he was lying on his side, and that began rubbing on her vaginal area and inserted his finger into her vagina. After putting on a condom, they engaged in splashed water on her face and got dressed. consensual vaginal intercourse. After the sex act, stated that he got dressed and that they had sex then left the room! told him not to tell " before or after this sexual stated that he had not engaged in sex acts with went to class. encounter. on or about 12/15/14, about sexually idvised that he received a text message from and requested that they meet to talk about the allegation. Mr. He texted advised that on 12/17/14, he received a assaulting declined to meet with him to discuss the situation. advised that he knew that Mr. letter stating that he was suspended from the school. During the interview, possibly recorded conversations that she had with ... of the incident, that , and that she has had sex with several UMBC students that are on sports teams. Mr. informed r stated that has a reputation for being promiseuous. communicated with him via social media, text mossages, phone, and had personally socialized with all of the alleged suspects on several occasions after the alleged incident. On 12/31/14, at approximately 12:26pm, Detective Tomas and Detective Burrows conducted a follow-up interview of inconsistencies in her account of During the interview, Detective Tomas advised advised that she did in fact engage in events, as well as information gathered throughout the investigation. after the August incident, and that she continued to socialize and communicate via phone, text messages and social media with the alleged suspects after the August incident leading up to her making allegations against them in mid-December. Detective Tomas reviewed some of the information obtained during the interviews that the alleged suspects provided a . Detective Tomas advised stated that she did with detailed account of the sexual encounter, such that they described the specific sex acts. that in order for some of the sex acts not want to hear the details of the sex acts. Detective Tomas advised to be performed, she would have had to be conscious to participate. Thus, she was not unconscious during the sexual what her intentions were with regards to illegally recording encounter. Detective Tomas asked stated that she was trying to get them to admit conversations that she had with to sexually assaulting her, so she could prove to her boyfriend that she did not consent to the sexual encounters. Ms. urther advised that she had no intention of making a big issue out of this incident. She stated that Mr. told his coach and then she was questioned about the incident. She stated that she never had intentions on involving the police; her father insisted upon reporting this incident to the police. Detective Burrows asked what was making her upset and her reason for wanting the school to do something to the alleged suspects. stated that she was angry because the boys had initially lied to her when she asked them if anything happened. that based upon the investigation it was determined that no criminal acts took Detective Tomas advised stated that she place, thus, no criminal charges were being filed on any party involved in this incident. because "they are genuinely understood, and that really didn't want anything to happen to was advised of the legal ramifications of illegally recording nice guys." The interview was concluded and someone via phone without the person's consent.

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Integrity. Fairness ... Service

received no response.

On <u>01/05/15</u>, Detective Tomas received a phone call from requesting his presence at pre-hearing with Judicial Affairs. Detective Tomas advised that he along with Detective Burrows would attend the pre-hearing.

On 01/06/15, Detective Tomas and Detective Burrows responded to the Office of Judicial Affairs for UMBC and were permitted to join in on pre-hearing by idvised the detectives that the pre-hearing was being audibly and visually recorded. Detective Tomas provided with the outcome of the case and pertinent details obtained during the investigation. Following this brief interview, Detective Tomas and Detective Burrows met with the director of Judicial Affairs. The detectives provided with the outcome of the case and pertinent details obtained during the investigation.

Throughout the investigation, Detective Tomas has briefly spoken to regarding setting up a time to be interviewed.

advised on more than one occasion that he was willing to be interviewed, however, no such opportunity ever occurred.

Case closed.