

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO,

IN AND FOR THE COUNTY OF KOOTENAI 2021 OCT -4 AM 11: 54

CR28-21-16961
COURT CASE #: CLERK DISTRICT COURT

DEPARTMENT REPORT #: 21-42812
DEPUTY

Vanessa New

THE STATE OF IDAHO)
Plaintiff,)
vs.)
Sean Alexander Barron)
Defendant,)
DOB: 03/23/69)
SSN: 5-4483)
DL#: C 1976F)
State: ID)

Agency KCSO)
Agency #)

I, Deputy D. Goodman #2385, the undersigned, hereby declare and/or otherwise state that the following is true and correct:

- I am a peace officer employed by the Kootenai County Sheriffs Office.
- The above named defendant was charged on the 1st day of October, 2021 at the time of 1430 hours for the offense(s) [list offense(s) and code] 18-918(2)(a) felony domestic battery, 18-6101(4) Rape and 18-1506 sexual abuse of a minor under 16 years of age and/or (check any applicable boxes below)

- Driving under the influence of alcohol, drugs or other intoxicating substances, Idaho Code 18-8004.
- Second DUI offense in the last ten (10) years, prior offense date and location: .
- Two or more DUI offenses in the last ten (10) years, prior offense dates and locations: .
- Boating under the influence, Idaho Code 67-7034.
- Driving without privileges, Idaho Code 18-8001.
- Possession of controlled substance, Idaho Code 37-2732 Felony Misdemeanor
- Possession of paraphernalia, Idaho Code 37-2734A.
- Reckless driving, Idaho Code 49-1401.
- Domestic battery, Idaho Code 18-918.

Location of Occurrence: 12201 W Hayden Ave , Kootenai County, Idaho.

- The above named defendant was identified as: Sean Alexander Barron
 - Military ID State ID Card Student ID Card Driver's License Credit Cards
 - Paperwork Found Verbal ID by defendant
 - Witness: identified defendant.
 - Other:

- Actual Physical Control established by: Observation by Declarant Observation by Officer
 Admission of Defendant to: , Statement of Witness:
 Other:

This is an arrest initiated by a private citizen. The basis for the request for the issuance of a Complaint is set forth in the police report attached and incorporated herein. The information and statements provided to me by _____, the complaining party, are true and correct to the best of my knowledge.

6. I believe that there is probable cause that the above described offense(s) was (were) committed by the defendant based on the following facts:

KCSO CRIME REPORT INCIDENT REPORT

ADDITIONAL NAMES/DESCRIPTIONS: NONE

INJURIES: NO: YES: XX DESCRIBE: BRUISES CAUSED BY BITING IN THE LEFT INNER UPPER THIGH, BRUISES ON THE OUTER THIGHS FROM SQUEEZING WITH THE HANDS

RELATED REPORT NUMBER(S): KCSO report #21-43368

NARRATIVE: On 09/31/21 at approximately 1600 hours, I (Deputy D. Goodman) responded to the CPS office at 1120 W Ironwood in Coeur d'Alene for a sexual abuse of a minor report. On scene I contacted CPS caseworker, M-Shadra Davis, V-██████████ Barron, ██████████'s mother, V/W-Karina Cortez-Barron, and ██████████'s maternal grandmother, W-Carmen Ortega.

Davis and I spoke with ██████████ first and she told us the following: On 09/26/21 at approximately 1900-2000 hours, her father (Karina's husband), O-Sean Barron returned home and appeared to be heavily intoxicated. ██████████, Ortega and ██████████'s little sister, M-██████████ Barron were the only ones home as Karina was at work until 2200 hours. Sean called for ██████████ who was in another area of the house. She came in and Sean was laying on the couch with Isabel on his chest. He called her over and grabbed her right wrist tightly enough to hurt. A short time later he let her go and began telling her repeatedly, "We are family." As he did this he began to caress her, beginning with her upper back and eventually moving down until his hand was cupping and fondling her buttocks. This made ██████████ very uncomfortable and as soon as she could she moved away from him and hid behind Ortega who had come into the room.

A short time later Karina arrived home and began to argue with Sean. He held ██████████ and repeatedly kissed her on the lips. This alarmed Karina as the kissing was much more vigorous than she had witnessed previously. She continued to argue with Sean to leave the girls alone and he grabbed the girls and told them to go to bed, physically putting them in bed together. Sean then began to talk with

██████████ again and caressed her hair and face before moving his hand under the blanket covering her and again cupping and caressing her buttocks. As he did this Karina grabbed his hand and attempted to pull it off of ██████████'s buttocks. Sean resisted and ██████████ was unable to move for several seconds due to the pressure he was putting on her buttocks. As this was occurring, Sean leaned forward and whispered something in ██████████'s ear she couldn't make out. Karina was eventually able to pull Sean's hand away and she left the room with him.

As I spoke with ██████████, she was articulate and answered questions readily. She provided excellent detail and gave no indication of deception. ██████████ admitted being around Sean after the incident makes her uncomfortable, though she used to enjoy his company.

I then spoke with Karina and Ortega. Due to a language barrier (Karina speaks very broken English and Ortega only speaks Spanish) an interpreter assisted with the interview. Karina told me the following: She arrived home and ██████████ was hiding behind Ortega, away from Sean. ██████████ was very upset and appeared very fearful. As she was trying to speak with Sean about what happened, he physically grabbed the girls and put them in the same bed, saying, "Go to bed girls" as he covered them with a blanket. During the process of putting the girls in the bed, Sean had pulled ██████████'s skirt down around her knees. Sean moved his hand under the blanket and caressed ██████████'s leg, moving from her knee to her buttocks. When Karina saw this she knew it "wasn't right in her stomach" and she grabbed Sean's hand in an attempt to stop him. It took several seconds for Karina to remove Sean's hand from ██████████'s buttocks.

Karina was woken up a short time later (approximately 0130 hours on 09/27/21) by Sean who began to "grope" her. He then began to initiate intercourse with her. She initially complied to "get it over with" when Sean bit her on the inner upper thigh very hard. She yelled and told him to stop, but he then overpowered her and forced his penis into her vagina and had very "rough" intercourse with her. Afterward Karina realized she had bruising from the bite and bruising on the outsides of her thighs from where Sean had squeezed her while holding her down. (It should be noted here that Karina knew Sean biting her was wrong but didn't realize Sean forcing her to have intercourse against her will was illegal.) Karina showed me a photo of her leg showing the bruising from Sean biting her. The bruising clearly showed each of Sean's upper and lower teeth in a circular pattern. Karina provided photographs of the bruises and declined medical assistance.

It should be noted here that a clear pattern of sexual aggression was present

during the evening. Sean caressed [REDACTED]'s buttocks twice before engaging in a forcible rape with Karina.

Karina confronted Sean on 09/27/21 when he was sober and he denied any knowledge of the incidents. He voluntarily slept in the garage instead of the home the next night and told [REDACTED], "I'm sorry if anything like that happened."

I completed an IRAD form with Karina with the following results: A total score of 5 (History of violence, Threats of suicide, Coercive or controlling behavior, Prior police contact, and Alcohol or drug abuse by suspect), with with 3 lethality factors (Has forced partner to have sex, Attempted strangulation (not previously reported but used by Sean during sex regularly), and Extreme possessiveness). It should be noted Karina answered negative to factor 2: Threat to kill, saying "He's not stupid enough to make a threat like that and get in trouble." Indicating she believes he is capable of both threatening her life and harming her.

Karina expressed she was very fearful of Sean and didn't want herself or [REDACTED] in the home with him. During my interview with Karina she was open and honest, answering readily. She became noticeably upset when describing the incident with [REDACTED] and when she began to admit that Sean had raped her. I didn't note any behavior indicating deception from Karina.

I provided Karina with a Domestic Violence Pamphlet and Davis agreed to follow up with her for further assistance.

Ortega was able to confirm [REDACTED] hiding behind her and Sean calling her into the living room but didn't witness the other incidents. Due to the language barrier it was difficult to get detailed information from Ortega.

Due to Karina being fearful, I followed her home to contact Sean. He was not at the home and I was able to reach him by phone. Sean was immediately evasive and wanted to know why I was calling. When I asked to speak with him in person, he stated he was "out of Kootenai" clarifying when asked that he was in Washington, out of Kootenai County (i.e. out of my jurisdiction). I found this suspicious as I didn't confront him about the incidents or make any allusions to crimes that occurred. Sean advised he wouldn't be back in Idaho that night and requested to meet with me on 10/01/21.

On 10/01/21 at approximately 1315 hours, I hadn't received a call from Sean to arrange a meeting so I called him twice. He answered the second call and arranged to meet me in Post Falls.

On 10/01/21 at approximately 1400 hours, I met with Sean and he told me the following: He started with describing how Karina smokes "lots" of marijuana regularly. She also has mental issues and makes things up on a regular basis. I recognized this as a common technique used by domestic abusers to discredit their victims.

Sean continued, on 09/26/21 he was at a Bob's 21 bar in Post Falls and had one drink. He suddenly felt "different" and "sick." He came home because he felt "sick" and he couldn't remember anything. Sean fell in the driveway and Isabel assisted him into the house. Sean then explained how a "friend" told him Bob's 21 bar is well known for people getting "roofied" and their vehicles being stolen. Sean went to his doctor in Spokane on 09/30/21 to get tested for drugs in his system. He added the tests came back negative because it was 4 days after the fact, but his doctor agreed the symptoms matched being drugged. It should be noted this account would provide a ready excuse for Sean's behavior.

Sean initially admitted only Isabel confronted him about the events on 09/26/21. As the interview progressed and I confronted him with statements from [REDACTED] and Karina, he then admitted being confronted by Karina for touching [REDACTED] inappropriately. Sean said he remembers the following: He remembers placing his hands on [REDACTED]'s buttocks twice but qualified the memory was "hazy." Sean then apologized to [REDACTED] and went to a counselor to get help. (I felt this was an odd statement given he earlier stated he was drugged and therefore didn't remember what happened.) While Sean admitted to being confronted by Karina about the incident with [REDACTED], he quickly added anything she told me about the incident was exaggerated or an outright lie.

When I asked Sean about the incident with Karina later in the evening he admitted having intercourse with her. He initially denied being confronted by Karina about that incident. Sean asserted Karina didn't object at the time and didn't give any indication that she wasn't a willing participant. Sean denied ever biting Karina and added that she would often bite him. Sean said both that he "never" and "didn't regularly" choke Karina as a part of sex. When asked to clarify, Sean settled on "never" choking Karina as a part of intercourse. I then showed Sean the photo of the bite marks on Karina's upper thigh. He admitted Karina confronted him about "forcing" himself on her. He also admitted Karina showed him the photo but said, "I didn't look at it closely."

In my contact with Sean, he appeared to be trying to absolve himself of responsibility, discredit Karina, and minimize the events. I had to confront him several times because his account was contradictory or had changed in a very

short time.

Based on the statements and evidence, Sean placed his hand on [REDACTED]'s buttocks in two separate incidents a violation of Idaho Code, 18-1506(b), bit Karina causing a traumatic injury, violation of Idaho Code 18-918(2)(a) felony domestic battery, and forcibly raped Karina a violation of Idaho Code 18-6101(4).

I took Sean into custody and transported him to KCPSB where he was booked in for the above violations.

This incident was captured on my in-car dash camera as well as my body worn camera. For the complete details and circumstances of this case please refer to the videos. This report is a summary of the events to my best ability. Please note, the battery on my body worn camera died sometime during the interviews and didn't capture the whole interview. Davis has an audio recording of the interview she agreed to provide.

DISPOSITION: CA

*****DEPUTY'S SUPPLEMENTAL REPORT*****

This supplemental report is to correct information in my (Deputy D. Goodman's) Probable Cause Affidavit. I failed to note V-[REDACTED] Barron is 12 years old as of 06/15/21, thus meeting the criteria for Idaho Code 18-1506, sexual abuse of a minor under 16 years of age.

Please amend the original affidavit or add this supplemental information.

The disposition remains unchanged.

DUI DECISION PTS (check applicable boxes and give supporting comments)

- Odor of alcoholic beverage:
- Admitted consumption of alcohol:
- Slurred Speech: .
- Impaired Memory:
- Glass/Bloodshot eyes:
- Gaze Nystagmus:
- Walk & Turn:
- One Leg Stand:
- Other:
- Drugs Suspected:
- Drug Recognition Evaluation Performed:
- Accident Involved: .

Injuries:

Prior to testing, defendant was substantially informed of the consequences of refusal and failure of the test as required by Sections 18-8002, 18-8002A, 67-7034 and/or 67-7037, Idaho Code.

Defendant was tested for alcohol concentration, drugs or other intoxicating substances. The test(s) was (were) performed in compliance with Sections 18-8003 and 18-8004(4) Idaho Code and the standards and methods adopted by the Idaho State Police.

BAC tested by _____ using: Intoxilyzer 5000 LIFELOC FC20 Alco Sensor _____ Instrument
Serial # of instrument _____ Other: _____
Name of person administering BAC test: _____ Date Certification expires: _____

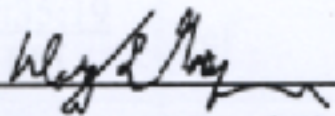
BAC result:

Blood and/or Urine Test results pending: Yes No

Defendant refused test as follows:

By my signature, I hereby certify (or declare) under penalty of perjury pursuant to the law of the State of Idaho that the information contained in this document, and attached reports and/or documents that may be included herewith, is true and correct to the best of my information and belief.

Dated this 1st day of October, 2021.



Law Enforcement Officer/Affiant