

Exculpatory Evidence

① Dirty diapers left behind now in the deep freeze.

Why is this significant?

When the house was searched by the investigators the day after baby Elijah passed, they left behind two trash bins with over 50 dirty diapers that were untouched. When we realized they had not taken them to be checked and analyzed, we were surprised, especially in light of the allegations the lead detective had just made in our initial interviews with him - allegations of murder and molestation. When we discovered that they had left all of the baby's diapers behind we dumped them all out, opened several, took pictures and sent the pictures to the assigned DHS officer and called him to inquire as to why they wouldn't want to have them checked and analyzed. Many of them also showed good evidence of the problem the baby tended to have with constipation and hard, dry stools. Our thought was that they would want to gather them to check for DNA, blood, semen, lubrication, latex or anything but no one showed any interest. We put some into the deep freeze after triple bagging them and we still retain them. The DA, ADA's and lead detective have been aware of this all along but have made no effort to get them or have them checked.

② Fluid stained, white, cotton mattress pad left behind.

Why is this significant?

Baby Elijah was drooling a lot which we attributed to his allergy problems and possible teething so I put down a small mattress pad on top of the navy blue fitted sheet that was on his mattress. When I placed him to bed that evening at approximately 10:30 pm, we laid him right on his mattress pad. In the morning the mattress pad had an 18" fluid stain on it that appeared to soak over onto the sheet causing another large fluid stain on it as well. The mattress pad would have been heavy with fluid. They left it behind and did not take it to have the fluid checked though the local unaccredited ME office

declared that the baby had pneumonia in one lung. We were told by an ME that pneumonia and its severity is determined by the amount and location of the fluid found in the lungs. She did not find a lot of fluid in his lungs. Could some or most of the fluid that leaked out onto the mattress pad and sheet have been fluid from the lungs indicating a more serious case of pneumonia than she thought?

She also found 5 virus' in his system but also wrote them off as being non-contributory.

2 other points:

1. On pg. 126-127 of the March 26, 2019 transcript, the detective testifies on the stand that they confiscated the mattress pad in the beginning and that he also sent it off to the OSBI to be analyzed. We knew this was not true because it was left at our house.
2. Also the diaper with hard, dry stool the baby was discovered in, contained no blood. Without blood there are no lacerations and the slides showed no evidence of contusions or bruising.
3. The unaccredited local ME alleged lacerations on his mouth, yet there was no blood on the mattress pad nor on the sheet his face laid upon which was taken to be analyzed. She took no tissue samples from his mouth, back and just one from his anus but alleged injuries to all. Each allegation was debunked by the experts. When the child abuse and Chief ME examiner reviewed the slides, tissue samples, autopsy records and pictures, he found there was no evidence of lacerations bruising or contusions anywhere and showed that his anus, mouth and his body had no marks of trauma, injury or struggle and were normal. He gave tissue sample slides to 3 of his top MEs and intentionally avoided giving them any additional information that could bias them one way or another. He asked them to report their findings back to him. Each came back reporting that there was nothing on the slides, no evidence of injury at all.

③ Over 30 diaries/journals left untouched.

Why is this significant?

These journals went back 30 years and all the way through to the end of March, 2018 when Elijah passed. We found it strange that they were not confiscated since they would tell so much about our lives.

There were at least 3 different firearms in our home.

Why is this significant?

We found it strange that we could be accused of being capable of murder but they left firearms with us in the home.

4

Elijah's prepared bottle
Why is this significant?

I had prepared his usual bottle of milk and added the Smooth Move laxative tea to it to address his constipation and as usual and I warmed it and set it on the dining room table before I went to his room to get him up for feeding. It was not taken by the detectives so we put the milk in the deep freeze along with the diapers that they left behind.

Again we thought they would have been interested in analyzing what he was eating on a regular basis.

Clayton's First forensic interview.
Why is this significant?

5

This was performed the day after Clayton learned of the loss of his baby brother and was taken to Kids Space in Muskogee and it was performed well after his bedtime. Clayton indicated no abuse of anyone in the house. It was an hour and a half long. It was a clean interview.

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Clayton's SANE interview (most suspect).
Why is this significant?

(Notable: The detective indicated that he stayed in communication with the forensic interviewer and the SANE nurse during their process)

There was recording equipment available for her use at the center. According to Kathy Bell who trains most of Tulsa area SANE nurses, there is nothing that prohibits SANE nurses from using recording equipment in their exams. She also indicated that this nurse was one of her students. This SANE nurse had only completed one full year as a SANE nurse. She chose to forego recording her time with Clayton which she stated was 2 more hours that included rapport building, etc. She alleged that he made some serious accusations opposite of all he said in the 1st forensic interview.

Of all the pieces of evidence, this is one of the most critical and grievous. To do justice please read her 1 page, hand written report - from her memory - also please carefully read 25 point rebuttal and the July 31st, 2018 court transcript of the SANE nurse testimony.

(Notable: The SANE nurse testified under oath that she saw no reason to refer Clayton out for aftercare of any kind as she found no signs that he was traumatized physically, psychologically or emotionally.)

Clayton's 2nd Forensic Interview.

Why is this significant?

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This was ordered by the DA and then administered a few days after the first one in hopes of getting Clayton to repeat what the SANE nurse alleges he said during ~~the first forensic~~ interview to get it on tape. *for*

This 2nd forensic interview was indicated in the discovery this way: "(I) Jake Kelley took the 5 year old victim to Kids Space in Muskogee for a second forensic interview on 4/4/18."

***Yet whenever our defense attorney's - 2 different attorneys, both requested a copy of the transcript twice. They were told by the ADA that there was in fact no second forensic interview and that what was found in the discovery was simply a mistake. One of the attorneys recorded the, then, ADA in this lie.

Notable: Detective Elliott attended this interview and it was also then withheld from the defense for over a year.

For one year the prosecution denied the existence of this interview.

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As it turns out, when the forensic interviewer asked Clayton about what he shared with the SANE nurse a few days earlier concerning Elijah being raped, she asked him, "Did you say something to the nurse about Elijah's privates, butt or other body parts?" Clayton answered "No" that he did not. This statement could have disqualified the SANE nurse's hearsay report and exonerated us in the beginning but it was kept from us for a year. *and its existence denied.*

Another point of interest: On page 4, the forensic examiner asks Clayton if someone ever hurt his body and he indicates that someone did, but not his family, but rather at his foster home his body was hurt somehow. The interviewer does not stop to explore this but moved on to other topics.

As we pored over DHS documents we found atleast 3 other interviews of Clayton administered by various DHS workers. We can produce them. In each he says they were always safe in their home and never harmed, yet each was ignored.

Never Any DNA

Why is this significant?

9

There were 2 times that the prosecution sent items to OSBI for testing. Initially it was swabs and rape kits I believe, and there was no DNA from any of us found. Then 1 year after the baby passed and the very morning (per receipt) of the prelim hearing when the lead detective was scheduled to be cross examined on the stand, he sent in the bedding and other coverings to be tested by the OSBI. Many months later the results indicated there was no DNA either.

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All computers, phones, Ipad and electronics were confiscated and were clean

Why is this significant?

All electronics were confiscated in an attempt to find porn. None was found anywhere nor in our buying records. In the discovery report an investigator explains that almost all abusers use porn and/or records or pictures

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Clayton's school records and trauma behavior

Why is this significant?

None of Clayton's school records from his teachers, counselors, speech therapists, school nurses, family doctor and nurses, as well as interviews with them show any evidence of behaviors associated with an abused, neglected or traumatized child. Neither was he ever found to have any injuries on him consistent with any type of abuse throughout his lifetime.

Yet, once Clayton was removed from our home he began to develop many signs of trauma behavior. He began to need medication to calm him. He began to wear a weighted vest for anxiety. He began playing with his penis for self comfort. He lashed out at people. He had to be escorted everywhere. He has been counseled as a sexual abuse victim for ²/₃ years which had to be very confusing for him and his personal sense of identity. *other behaviors*

None of these behaviors were ever seen by anyone or in any records at school, daycare, Sunday school, his doctors or anywhere until he was removed from his home.

12

Many Caregivers-much regular exposure to the care of others

Why is this significant?

Clayton was cared for and supervised by other caregivers at least 6 times per week or more. Elijah was approximately 5 to 7 times per week which of course involved removal of his clothing for diaper changes or baths yet no one ever saw anything concerning

Here is a list of their many of their caregivers:

- LifeChurch nursery workers
- Kingdom Rain nursery workers
- Playtime Day Care center workers
- Weekend visits with paternal grandparents
- Doctor/nurse visits/exams
- 4 different babysitters
- Relatives

while Clayton and the family watched and did nothing

According to the statements the SANE nurse alleged Clayton made, Elijah was sexually abused **each and every day**. Yet no one at anytime of his life ever saw marks on him or on Clayton or noted any behaviors of an abused or traumatized child. All of the above caregivers records and notarized statements and testimony consistently testify to happy, well cared for, very socialized children. It should be noted that the vast majority of the caregivers have been through required training for protecting and detecting abused children, some through special training, DHS and some through CASA. One is a 34 year DHS veteran investigator of child abuse/neglect and managed the Laura Dester house for many years.

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Expert Witnesses - Dr. Block and Dr. Carl Schmidt.

Why is this significant?

Dr. Carl Schmidt reviewed the slides and all autopsy and medical records. He is Chief ME of Detroit Michigan and all of Wayne County. He is a published child abuse expert. He himself has to perform approximately 30 infant autopsies each year and oversees about 80 more among his staff of fully accredited ME's in an average year.

I know you know all about Dr. Block who also reviewed all available records and found no evidence of abuse or neglect.

Both experts have testified for the prosecution approximately 500 times in their distinguished careers. Dr. Schimdt has only been willing to testify on behalf of the defense 3 times and Dr. Block 2 times of which we are one for each of them.

In spite of the fact that both experts concluded no evidence of foul play whatsoever, Clayton and Desiree, his mother, our daughter's direct DHS worker, Yolanda Martinez and her direct supervisor unrelentingly and dogmatically accuse Desiree of being unfit and unwilling to protect her son because she did not state that she agreed that her parents were murderers and child rapists. They have used this as a basis for terminating her parental rights. They feel they know more than these experts and ignore the evidence listed on these pages. *and have beat the hope out of her on many occasions.*

14

Bill's psycho-sexual and physical response evaluations

Bill was given the following tests by Dr. Curtis Grundy:

- Minnesota Multiphasic Personality Inventory (MMPI-2)
- The Multiphasic Sex Inventory (MSI-II)
- The System Checklist - 90 - Revised (SCL-90-R)
- Beck Depression Inventory - 2 (BDI-2)
- Beck Anxiety Inventory (BAI)
- The Substance Abuse Subtle Screening Inventory - 4 (SASSI-4)
- The Hare Psychopathy Checklist - Revised: 2nd Edition (HARE PCL-R: 2nd Edition)
- The Static-99R

Bill was given these tests by Dr. Richard Kishur:

- Able Assessment for Sexual Interest (AASI-3)
- Monarch Behavioral Technology System Penile Plethysmograph (PPG)
- Monarch 21 PPG

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Bill passed all tests cleanly.

Lie detector Test Promised but Denied

On at least 2 different occasions, the lead detective and his assistant detective spoke at length in the 3/31/18 interview transcript about how they promised to arrange and schedule polygraph tests for both of us and during another parting conversation with the 3 of us.

In the beginning I pleaded with them to allow the 3 of us - Bill, myself, and our 17 yr old daughter - to have the tests. We were promised that they would schedule them for us and call us promptly with the appointment times and instructions. That never happened.

Clayton's Disclosures?

16
Recently Desiree and Clayton's DHS worker has asserted that Clayton has been making disclosures finally of being sexually abused.

They shared 2. They said to attorney Andrea Brown that:

1. Someone handed Clayton a lollipop and he said "Oh, I have to practice."
2. Clayton was instructed to choose a code word that he can share when he begins to feel overwhelmed. Apparently he chose the words "purple popsicle".

** Both were interpreted by the hearers through a sexual lense apparently

Answers to these:

1. Clayton used to practice his sight words with us. We would give him a fruit juice sweetened lollipop if he applied himself as a reward.
2. Our family did not purchase prepared popsicles. Rather we bought the kits from Wal-Mart where we could make our own. We always bought purple grape juice 2 packs from Sam's Club and Clayton would often help pour the grape juice into the molds and put the sticks in before we placed them in the freezer. He often shared with the neighbor's children - Matthew, Mykala, and Meridith.

17 X-ray by Local ME

When the local ME performed the autopsy she first took an x-ray of Elijah's body. As you enlarge the picture, it is plain to observe, even with the naked eye, that not only is there a stool in his diaper, she describes as hard and dry but it is also plain to see that his rectum is also packed full of stool as the pattern and folds in it are evident and unbroken.

This leads us to ask -how could a baby be penetrated without disrupting the pattern of the stool and without displacing the stool? The detective asserted that Elijah was sodomized to death.

18 Elijah's Mom had an ongoing battle with drugs and Meth

Desiree struggled with meth, cigarettes and pot addictions throughout most of her pregnancy, trying to overcome on her own with occasional, temporary victories before she reached out for help to Freedom House Teen Challenge of Checotah. This started after she had an accident with her friends when she was 15 and broke her tooth down to the nerve and the orthodontist prescribed opioids for the pain. From there her battle began and slippery slope.

When she was 23 and pregnant with Elijah, She had prenatal care, however not consistently and transportation was a constant problem.

Elijah, though 14 months when he passed, seemed to be developmentally around 10 months of age.

19

Yolanda - DHS case worker

now known

It is documented (~~unbeknownst to Yolanda~~ *now known* at this time) that in a conversation with a co-worker she admits that there are real no grounds for terminating Desiree's parental rights.

We have been told that this case worker and another, in the beginning, tried to listen in through the cracked door during part of the SANE nurse exam. We are not sure if this was a HIPPA violation but if true, given the surrounding activity, commotion and voices of other people in the outside area of the room and the fact that they could not therefore have been able to hear things in their fullness, entirety and context, nor with the other factors that incorporate full communication with a child such as body language, movement, facial expressions, eye contact, demeanor, inflection, attitude, etc.

We have no doubt that both Yolanda and her direct supervisor have done a lot of good for many people but we strongly believe that in this instance they have become cemented into confirmation bias and we need your help!

20

Foster Mom actually tells Clayton that he was abused

In the document, Clayton tells his FM that he wants to go back to Papa and Gramma's house. The FM responds by saying to him, you don't want to go back there. Remember all of the bad things he did to you?" Clayton answered "No, Angela." And then he is quiet.

(Knowing him like we do, he would be likely to get quiet if he was made to feel ashamed of asking for something he wanted though we don't believe shame was her intention)

Baby Elijah's paternal grandparents and presumed father gave statements to a PI that they never saw any signs of abuse or neglect of Elijah and had full confidence in the care he was receiving.

21

Suffocated to Death?

What was discovered by the accredited experts was that tell tale signs of suffocation were missing and that even the original, local, unaccredited ME did not find these signs, yet proceeded (with the lead detective by her side throughout the autopsy that he describes, per transcripts, as the "slicing and dicing" of Elijah) to accuse us of murdering him via suffocation/asphyxiation.



Missing tell tale signs of asphyxiation:

- Deformity (compression) of the prominent parts of the face, nose and chin
- Fabric imprints
- No faint hand marks anywhere
- No contusion from teeth pressing on inner lips
- No loose teeth
- No petechiae (eyes white and clear, none anywhere else)
- No welts or signs of being slapped or spanked (as we were accused by SANE nurse statements of spanking him into submission for the purpose of molesting him)
- No signs of struggle/ fight from being restrained

22

Bias of Lead Detective

According to his supervisor that morning, the detective said to him while enroute to the scene that this was likely murder since there is no such thing as SIDS. This man is willing to testify to this. Again the detective upon cross examination on the stand on March 26, 2019, refers to SIDS as a "fictional diagnosis".

Further, in the transcript of the detectives interview with Clayton and Elijah's mother on April 11, 2018, the detective describes his own horrible, abusive past when being raised in north Tulsa with no father and a drug addicted, promiscuous mother who did not protect him who he describes as a very bad person. He goes on to say that later, as a young adult, he discovered that his niece was being abused by some devout church family and that it was all his fault because he was responsible to protect her and failed and couldn't forgive himself.

Also in an article posted by his wife on FB, she describes his horrible abusive past and he also makes some reference to his bad past on the stand on March 26, 2019.

It has been difficult for us to believe that people put in such powerful positions of authority and power do not have to go through psychological evaluations before being given such

power and can project their own issues on others and destroy their lives because of their own unresolved issues. *We very much hope they do!*

23

Detectives refuse to consider any alternative possibility

In the April 11, 2018 transcript of the detectives when interviewing Desiree, mother of both boys, as they are preparing to leave the interview, they hand their business card to Desiree and ask her to please call them if she should happen to think of anything that might help them, but "not alternative options" (At the 1 hr. And 20 in. mark)

All transcripts from both preliminary hearings (July 31, 2018 & March 26, 29, 2019)

They are very telling, showing the weakness of lack of real substantiation of the charges.

24

Multi-county Grand Jury

Our youngest daughter, 17 when Elijah passed, was a suspect as she was also home when he died. She was subpoenaed to testify at a multi-county grand jury in OKC. She was told that she was a suspect and could also be arrested and put in jail but in exchange for her testimony about us, would be given immunity. *She was told that the detective wanted her taken to jail but the DA claimed he was "holding him back"*

This took place in December 2018. After ^{questioning} hearing from our daughter, the grand jury was unwilling to indict us. Still in disregard of this and all the other evidence, we were arrested for a 2nd time just before Christmas and 9 months after Elijah's death. We were accused of murder and sexual abuse and enabling. We still wonder why it took 9 months to bring these charges if the Tulsa ME report and SANE nurse handwritten 1 pg report was so strong.

After

25

A Growing # of Affidavit Statements

There are approximately 20 of these to date from various people in the community that personally knew or even cared for the boys. This group of people is comprised of professionals, DHS managers and CASA volunteers, nurses, child care professionals, ministers and other parents with the vast majority being trained in child abuse awareness and prevention.

SANE Nurse

There are many glaring discrepancies on her one page hand written report when seen in the light of so much other evidence. To really appreciate the magnitude of these discrepancies, one would need to read her report, the 25 point rebuttal and probably the court transcript as well. Still here are a few very significant discrepancies:

She says she spent nearly 2 hours with Clayton building rapport but on the stand she says that Clayton had no speech impediment. Mind you, everyone else noticed it, stumbled over it trying to understand him. In the 2 surrounding forensic interviews, the interviewer is often found struggling to understand his words and having to start over with questions. This is plainly seen in the recording. It is well documented that Clayton was in his 3rd yr of speech therapy.

As the SANE nurse writes out her report, she quotes Clayton as speaking a type of street slang or Ebonics "he be crying and crying" and "She don't care. She don't do nothin" It's plain to hear in the recorded interviews that Clayton never speaks this way. No one in his life has ever heard him speak in such a way and he doesn't even know how to. We truly wondered if it could be possible that she interviewed the wrong child?

Also per July 31, 2018 transcript, when cross examined she indicates that she is not trained as a child interviewer and that she does not ask children questions but simply writes down what they say yet she is shown to ask Clayton at least 8 questions. All 8 support the presumption of abuse. We believe that, if any questions were asked, simple questions like "What was Papa wearing when this happened?" this would have brought clarity and settled everything right then, but they were not. She describes 8 questions she asked but more questions were found in other documents later that she failed to put in her report.

26

Desiree's former Attorney-a witness

Former U.S. Attorney Danny Williams was Desiree's attorney before Andrea Brown was hired ^{several} ~~about 3~~ months ago. Given Andrea's many years and expertise in juvenile law and crimes against children and Desiree's struggles with trying to communicate with her caseworker and her cemented bias, she hired Andrea.

Still many things happened with her former attorney, Danny. The ADA over Desiree and Clayton's deprived case is Haley Robinson. Danny indicated that on more than one phone conversation with Haley, Haley told him that she had rarely seen a mother accomplish as much as Desiree or a Mother ^{or} ~~who worked~~ as hard to get her son back. Desiree has completed several sets of parenting classes, advanced parenting classes, physiological assessments, counseling, group therapy, ISP's, etc) According to Danny she has also expressed to him that she sees no reason why Desiree and Clayton

should not begin reunification. Still if you only heard from her case worker and not from Desiree and her attorney, one could easily be led to conclude many erroneous things about Desiree.

During another conversation, Haley told Danny, "I know we are going to lose." Then Danny asked her "Then why are you doing this?", She answered "It's not coming from me, it's coming from up above me."

Another ADA , Jon Bennett told Danny while coming out of one of the court hearings that he was disappointed that they could not convince the judge to dissolve Desiree's parental rights that day so they might use this in the criminal case against us. (Bill and Lisa Woolley)

Desiree has always insisted that she believes her son, Clayton, however she does not necessarily agree with the SANE nurses interpretation of many of the things that she says he said or sometimes what he meant. She has also insisted from the beginning that she would do whatever she had to do to have her son back including not being around his grandparents if that is what they required. She has also expressed that she wants to protect his relationship with his current foster Mom as long as it is a healthy one because she has no desire for him to be traumatized any further than he already has been.

27

Professional Child Interviewer Evaluator

Recently, a highly credentialed child interviewer, Dr. Trentham, was approached to evaluate Clayton's forensic interviews and to review the hearsay statements of the SANE nurse that were cross examined on July 31, 2018 and further evaluated at a later date revealing even more discrepancies.

His assessment was that there was no evidence of disclosures or indications of any abuse and acknowledged contrary and exonerating answers from Clayton.

Most Sincerely, Bill and Lisa Woolley
(918) 695-6334

(All statements have supporting evidence and documentation.)

Addendum

28

Clayton's very first interview Why is this significant?:

Clayton's very first interview administered by the lead child abuse expert, Shane Greer at Clayton's school BEFORE there was any disruption in his life. To Clayton it was just another day. (he didn't yet know his brother was deceased and he had not yet been taken from his childhood home and family.)

As is commonly understood among experts in the field, there is generally no interview quite as reliable as the first one because nothing and no one could have influenced the child yet whether inadvertently or inadvertently.

Some of Clayton's honest and unadulterated key statements in this interview, attended by direct and present witnesses were

- A. When asked 'who can keep you safe at school?' Clayton answered "teachers " and that he would tell them if anything bad was happening to him."
- B. When asked who keeps him safe at home, Clayton answered, "Gramma, Papa and Glory"
- C. When asked if he ever gets hurt at home, Clayton answered, "No".
- D. When asked if he feels safe at home with Gramma, Papa and Glory, Clayton answered "Yes."
- E. When asked if he ever feels afraid at home with Gramma, Papa and Glory, Clayton answered that the only thing he is afraid of is rattlesnakes.
- F. When asked asked when Gramma and Grampa fight, does anybody ever get hurt, Clayton answered "Nobody ever gets hurt".
- G. When asked if there are more happy faces or sad faces at his home with Gramma and Papa, Clayton answered, "More happy faces"

NOTABLE:

***This interview was withheld from the defense for over a year until at last a judge intervened