



THE PROSECUTOR

newsletter from

Mat Heck, Jr.
Prosecuting Attorney



Dayton-Montgomery County Courts Building, P.O. Box 972, 301 W. Third Street, Dayton, OH 45422

Spring 2014

Assistant Prosecuting Attorney Kelly Madzey Promoted to Supervising Attorney of Child Abuse Bureau

On January 16, 2014, Montgomery County Prosecutor Mat Heck, Jr. announced that Ms. Kelly Madzey was promoted to the position of Supervising Attorney of the Child Abuse Bureau of the Prosecutor's Office, located at CARE House.

Ms. Madzey received her law degree from the University of North Dakota School of Law in Grand Forks, North Dakota in 2005. Kelly joined the prosecutor's office in May of 2008 and was assigned to the Appellate Division. She was then assigned to the Juvenile Division in October, 2009. In June, 2012 she was assigned to the Intake/Grand Jury Section before being promoted to Criminal Docket Attorney in January, 2011.

As Supervising Attorney, Ms. Madzey will supervise the Child Abuse Bureau (CAB) located at CARE House, the local child advocacy center. The attorneys at CAB prosecute felony child abuse cases, including physical and sexual abuse cases, when the victim is less than 13 years old. CAB also prosecutes cases where the victim is 13-18 years old and the offender is a family or household member. Additionally, CAB handles cases where the victim is up to 21 years old and is mentally or physically handicapped.

Prosecutor Heck said, "Kelly has extensive experience as a criminal docket prosecutor. Her dedication and genuine concern for victims will be invaluable in handling these sensitive cases."

JULY 4TH WEEKEND - DON'T DRINK AND DRIVE!



You decide - spend the weekend in jail, or take a free cab ride home over the holiday weekend. Montgomery County Residents can call ArriveSafe at 449-9999, and we'll pay up to \$50 for the ride. Available 6:00 p.m. Thursday, July 3rd through 6:00 a.m. Sunday, July 6th.

New CARE House Dedicated



The new CARE House, located at 520 Valley Street, Dayton, Ohio

On February 14, 2014, Prosecutor Heck participated in the ribbon cutting ceremony of the nation's newest building housing a children's advocacy center, Montgomery County's CARE House.

As the elected prosecutor for Montgomery County Ohio since 1993, Mr. Heck has made it a priority to hold those who abuse children accountable. In addition to being a past president of the National District Attorney's Association, Heck is also a past president of the National Children's Alliance, the national accrediting agency for children's advocacy centers across the United States. He served as the Chair of the Capital Campaign to raise the funds necessary for our new facility, and over \$2.3 million dollars were raised, surpassing our goal.

In 1994, it was decided to develop a multi-disciplinary team (MDT) approach to respond to child abuse allegations to insure complete, accurate and coordinated investigations and interviews of children and the idea for CARE House was born.

In 1998, that multidisciplinary team was started. On February 9, 1999, that team moved into our first child advocacy center. However, as CARE House continued its mission, serving over 8,000 child victims of abuse, it became obvious that the building did not efficiently accommodate the growing number of children and families requiring advocacy services.

The new CARE House is handicapped accessible and has space for community outreach and education, as well as room for group therapy and support groups. It is bright, with large windows and lots of natural light, and it is decorated with a child-friendly, soothing nature theme. The new facility also has two soundproof interview and observation rooms with state-of-the-art recording equipment. Our new facility will allow us to address emerging needs and seize new opportunities to advocate for children.

Prosecutor Heck added, "As one of the original partners of CARE House, I can assure you that the team approach has an enormous impact in these most difficult cases. All partners, agencies and professionals, working together as a team, insure an efficient and sensitive experience for the victim, and hold the offender accountable whenever possible."

24th Annual Violence Prevention Project Awards Ceremony Held

On Wednesday, May 7, 2014, Prosecuting Attorney Mat Heck, Jr. announced the winners of the 24th annual Violence Prevention Project. The event was held at the Dayton Masonic Temple, 525 W. River-view Avenue, Dayton, Ohio.

During the awards ceremony, the winners of the annual Violence Prevention Contest were announced and recognized. The top 150 students were invited to attend and enjoyed a free pizza lunch, courtesy of Dayton's Original Pizza Factory.

This year, nearly 1,500 entries were submitted by students from over 40 area schools. The Violence Prevention Project encourages Montgomery County's youth to submit a poster or write an essay describing ways to prevent violence. Common themes are bullying, shootings, and drug and alcohol abuse, showing that our youth are well aware of the dangers and causes of violence.

Every student who participated received a prize. The ceremony recognized some of the best entries, and those participants were awarded additional prizes. Sponsorship of the Violence Prevention Project this year came from Montgomery County Sheriff Phil Plummer, Dayton Police Chief Richard Biehl, Centerville Police Chief Bruce Robertson, King's Island, the Kroger Aquatic Center, the Dayton International Peace Museum, Aullwood Audubon Center, the Root Beer Stande, McDonalds, Wal-Mart, the Boonshoft Museum of Discovery, Evans Bakery and Mike-Sells Potato Chips.



Many of the posters submitted to the contest will be featured in Prosecutor Heck's 2015 Violence Prevention Calendar. Annually, over 6,000 copies of the calendar are distributed to residents and students in the Miami Valley.

Prosecutor Heck added, "The Violence Prevention Project is a great way to encourage young adults in our community to think about and to discuss non-violent ways to resolve conflicts. It seems at times that we only hear about the negative side of our young citizens. This ceremony gives us an opportunity to acknowledge the positive efforts of these students."

Staff Position Promotions

On June 3, 2014, Prosecutor Heck announced that Lynda Ashbery Dodd had been promoted to the Violent Crimes Bureau of the Prosecutor's Office. The Violent Crimes Bureau handles all murder and homicide prosecutions in Montgomery County.

Ms. Dodd joined the staff full-time in 1997. She has worked in the Child Support Enforcement, Appellate, Preliminary Hearings, Grand Jury and Criminal Docket sections of the office. From August 2006 to March 2007, she was the Supervising Attorney of the Intake and Grand Jury Division. In March 2007, she was promoted to Criminal Trial Supervisor.

On June 4, 2014, John C. Amos was promoted to Criminal Trial Supervisor of the Criminal Division of the Prosecutor's office. This position supervises the Assistant Prosecutors handling criminal dockets in Common Pleas Court.

Mr. Amos joined the prosecutor's office in May 2000, and was assigned to the Child Support Enforcement Division. He was then assigned to the Juvenile Division before being assigned to the Intake/Grand Jury Section. John served as a Criminal Docket Attorney from January 2003 until he was promoted in 2013 as the Supervising Attorney of the Intake/Grand Jury Section.

Also on June 4, 2014, Jon C. Marshall was promoted to Supervising Attorney of the Intake/Grand Jury Section of the office. As Supervising Attorney, Mr. Marshall will supervise the Assistant Prosecutors presenting criminal cases to the Montgomery County Grand Jury as well as the Assistant Prosecutors handling Preliminary Hearings in Municipal Court. He will also be the primary Assistant Prosecutor responsible for reviewing cases presented by law enforcement for felony criminal charges.

Mr. Marshall joined the office in September 2005 and was assigned to the Appellate Division. He was then assigned to the Child Protection Unit before being assigned to the Intake/Grand Jury Section. In November 2007, Jon was promoted to Criminal Docket Attorney.

Prosecutor Heck said, "All three of these Assistant Prosecutors have been successful criminal docket prosecutors. Their knowledge of the criminal code, and experience as criminal docket prosecutors make them all well suited to their new positions."

A Personal Note from Prosecutor Heck

Since 1992, I have had the proud honor to serve as your elected Prosecuting Attorney. When I was elected to the position of Prosecuting Attorney, I made it my mission to protect the rights, property and well-being of the citizens of Montgomery County. I vowed to hold offenders accountable through effective and efficient prosecution, and to provide the highest quality legal service available to those we serve.

Those values remain my number one priority today.

Whether you are a crime victim, a witness, a taxpayer, a voter, or just an interested citizen, my staff and I are at your service.

Ohio Supreme Court Refuses to Hear Appeals

On March 12, 2013, the Supreme Court of Ohio declined to hear Raliegth Trammell's appeal of the Second District Court of Appeals decision affirming his conviction and sentence.

On August 29, 2012, Trammell was sentenced to 18 months incarceration and ordered to pay \$38,000 in restitution as a result of guilty verdicts on 51 felony counts related to defrauding the poor and elderly. The defendant appealed his conviction and sentence to the Second District Court of Appeals. On October 18, 2013, that court affirmed his conviction and sentence, stating that the convictions on all charges were supported by the evidence.

Prosecutor Heck said, "This defendant has exhausted his appeals, and we expect he will be incarcerated for his full stated prison term. Not only did this defendant steal taxpayer money, but he also denied meals as promised to elderly and frail citizens. His conduct over many years is shameful, and his sentence is well deserved."

On May 14, 2014, the Supreme Court of Ohio declined to accept the appeal of 34-year-old China Arnold, convicted of the aggravated murder of her 28-day-old daughter, Paris Talley, on August 30, 2005.

The defendant was indicted by the Montgomery County Grand Jury on December 9, 2006 and the case proceeded to trial. On January 28, 2008, the Judge in that trial declared a mistrial.

On August 8, 2008, the case once again proceeded to trial, and on August 28, 2008 the jury found the defendant guilty as charged. On September 8, 2008 the defendant was sentenced to life in prison without the possibility parole.

The defendant appealed her conviction, and on November 5, 2010 the Second District Court of Appeals overturned her conviction.

The case then proceeded to trial on April 25, 2011 and, once again, a jury found the defendant guilty as charged. On May 20, 2011 the defendant was again sentenced to life in prison without the possibility of parole.

On December 6, 2013, the Second District Court of Appeals affirmed her conviction.

Prosecutor Heck commented, "This defendant was found guilty by 24 jurors during two separate jury trials. With today's decision by the Ohio Supreme Court declining to accept her final appeal, we hope that, finally, this horrifying case is closed and the defendant will serve the rest of her life in prison for murdering her own 28-day-old baby girl in a microwave oven."

OFFICE STAFF UPDATES

New office staff members since the last update:

DATE	NAME	POSITION AND ASSIGNMENT
10/28/2013	Amber Loesch	Legal Secretary, Case Management
11/1/2013	Karen Groseth	Assistant Prosecutor, Child Protection Unit
11/4/2013	Liza Luebke	Assistant Prosecutor, Civil Division
11/12/2013	Michael Zimmerman	Assistant Prosecutor, Juvenile Division
12/16/2013	Joanna Taylor	Legal Secretary, Appellate Division
12/30/2013	Joel Walker	Assistant Prosecutor, Juvenile Division
1/13/2014	Jeannine Hudson	Assistant Prosecutor, Child Protection Unit
2/3/2014	Traci Walker	Legal Secretary, DeTAC
2/24/2014	Alexa Staas	Legal Secretary, Case Management
3/10/2014	Jessica Newsom	Legal Secretary, Case Management
3/31/2014	Michael Rich	Assistant Prosecutor, Child Protection Unit
4/7/2014	Stacy Kennard	Legal Secretary, Case Management
5/1/2014	Megan Lucking	Legal Secretary, Case Management
5/12/2014	Jonathan Sauline	Assistant Prosecutor, Juvenile Division

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