

M1-2011-150

IN THE DISTRICT COURT
OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA
MAR 14 2011
PATRICIA PRESLEY, COURT CLERK
By: [Signature]



AFFIDAVIT AND APPLICATION FOR ARREST WARRANT
AND THE ARREST WARRANT FOR THE PERSON(S) OF:

Thomas Frank Salazar
DOB: 1-3-80 M/M Bro/Bro 5'11" 165lbs

Sands Motel and RV Park

FOR THE CHARGE OF: ASSESSORY AFTER THE FACT TO LEWD ACTS
WITH A CHILD (SS 21-173/SS 21-1123.A.2).

ASSESSORY AFTER THE FACT TO LEWD OR INDECENT PROPOSALS OR
ACTS TO CHILD UNDER 16 (SS 21-173/SS 21-1123.A.1).

ASSESSORY AFTER THE FACT TO ALLOWING ABUSE BY CARETAKER
(SS 21-173/ SS 21-843.5)

**I, DETECTIVE DOUGLAS HURST, the Affiant, being first duly sworn, upon oath,
depose and say:**

**That the facts known to the Affiant which establish probable cause to believe that a
criminal offense was committed, and that the offense was committed by the above
named person, are the following:**

On 01/14/11, Your Affiant was called out in reference to a reported sexual abuse by a caretaker. I
was called to 5222 S. Anderson to meet with DHS workers who had information involving the case.
DHS stated SU Maurice Martinez is a single foster parent of three teenage boys and has three
additional adoptive teenage boys living in the home. Maurice has a total of six teenage boys in his
residence ages 12 to 17. Maurice has been a foster parent for 11 years and has had numerous boys
under his care during those years.

DHS stated they received a call from a pastor of the Douglas Blvd Methodist Church. (Name later
received as Jeannie Hlmes). Jeannie advised DHS she wanted to be anonymous but that one of the
children (name not given) had disclosed to her that Maurice had been sexually touching him.

The foster children were taken into protective custody on 01/14/11. The other children were taken
just a few days later. On 01/14/11, DHS workers told Maurice Martinez not to have contact with the
children.

On 01/16/11 Maurice Martinez showed up to the Children's Shelter in his police uniform, demanding to speak with the foster kids held. He demanded that some drinks be offered be given to them.

Detectives contacted 16 yoa Victim E.M. Victim E.M. is Maurice Martinez' adopted son. Victim E.M. was interviewed on several occasions. During the course of these interviews Victim E.M. was originally reluctant and didn't disclose any information regarding sexual abuse. Victim E.M. later did disclose sexual abuse by his foster/adopted parent Maurice Martinez and stated sexual abuse was ongoing with other children in Maurice Martinez's care as well. Victim E.M. stated the sexual abuse began when he was approximately 14 yoa. Victim E.M. stated he had masturbated Maurice Martinez's penis and had his penis fondled by Maurice Martinez as well. Victim E.M. stated Maurice Martinez requested Victim E.M. to perform oral sex upon Maurice Martinez's penis, but Victim E.M. refused. Victim E.M. recanted this disclosure afterward.

A video of Victim E.M. recantation was released to several news outlets and the website 'You Tube'. This video showed Victim E.M. at a restaurant establishment while being recorded. Detectives later learned the location of the video (Jack-In-the-Box) and that Victim E.M. was pressured to recant by Maurice Martinez, who was present when the video was produced.

On 01/19/11 Detective Gregory spoke with a Donna Bassham who has been involved with Victim E.M. through her church at Douglas Blvd. Methodist. They had formed a friendship and she drives Victim E.M. to the church or picks him up from time to time. Donna has tried to assist in the Martinez household when needed. Donna was also a Social Worker for several years as well.

Donna Bassham stated Victim E.M. had confided in her while he was with her at church on 01/12/11. Victim E.M. advised her Maurice has been sexually touching him for some time. In addition to this disclosure of sexual contact, Donna stated Victim E.M. did tell her he helped Maurice install a surveillance camera into one of the bedrooms of the boys. At the time, Donna had Victim E.M. sit down with the youth pastor Megan Borum and associate pastor Jeannie Himes. Victim E.M. again relayed in front of the three of them about the sexual abuse in the home.

Megan and Donna both stated Victim E.M. spoke of another boy, D.M. age 16, who is made to masturbate Maurice but Maurice does not touch D.M. in return. This is because D.M. cannot get a erection. All three ladies informed this detective about Victim E.M. telling them about the installed camera's in the boys bedrooms at the residence.

Maurice Martinez was interviewed and arrested. Pursuant to the arrest his phone was seized. A search warrant was obtained for the file and content of the phone. Your Affiant observed numerous images of homoerotic. These images showed young men in semi-nude poses. Among these images your Affiant found an image of a former foster child (redacted) in a similar pose.

A Search Warrant for Maurice Martinez's home of 5222 S. Anderson Rd was executed on 1-20-11 and continued on 1-21-11. During the course of this search warrant, officers were stopped by a locked bedroom door and a gun safe located in the home. This door was the master bedroom door where Maurice Martinez slept. In order to allow time for officer's to obtain a locksmith for the door, the home was secured during the evening hours while a uniformed patrol officer was placed in front of the home. During this time, the home was burglarized. The following day (1-21-11), detectives discovered items seen on the prior day which were missing. These items were removed before a complete search of their contents could be conducted. Furthermore, officers realized the master bedroom door had been unlocked and someone had entered.

CSI was called to the scene and found a footprint in the snow northeast of the home. The footprint was in the snow indicating a recent print and faced toward the home. It should be noted the patrol officer assigned to secure the home was positioned in the front of the home (west side). On the east side of the home was a large backyard and wooded area. North of the home is highway I-40. The above footprint was located near the wooded area, north and east of the home and south of I-40.

After this discovery was made, the search resumed. Detectives found two surveillance cameras in the home. It should be noted one of these cameras was found in a bedroom of one of the teenage adopted children confirming information obtained from the above members of the Douglas Blvd Methodist Church. In addition to the surveillance cameras, detectives found and seized several computers to include an HP desktop computer located in Maurice Martinez's bedroom.

A Search Warrant was executed for these computers and the files and contents were analyzed. Several photos and videos were recovered of evidentiary value. Your Affiant found numerous photos of identified foster and adopted children in Maurice Martinez's home in various stages of undress. Several of these images show these foster/adopted children posing in a mirror and exposing their penia. Officers discovered hundreds of photos of homosexual pornography on the computer. Numerous images of homosexual pornography were found where the ages of the young men would lead an observer to believe they were under the age of 18 by several years. For instance one image depicts two boys engaging in oral sex where one male had acne and appears to be approximately 15 years old. Several images found on this computer were also found on Maurice Martinez's cell phone. It should be noted several images on the HP computer depicted men displaying their penia. The same image was observed on Maurice Martinez's cell phone only with the penis cropped/alterd from the photo. These images from both the computer and cell phone lead your Affiant to believe Maurice Martinez did enjoy both hardcore homosexual pornography and homosexual erotica and receives sexual gratification from viewing explicit sexual acts performed by young, thin, White/Hispanic males aged 15-25 with very little body hair and young appearing features (no wrinkles, age spots, grey hair, etc). It should be noted this description is commonly the same type of child Maurice Martinez has cared for in his numerous years as a foster parent.

Your Affiant observed several videos on the HP computer. One of the videos showed a juvenile known to be a foster child in Maurice Martinez's care identified as Victim J.M. In these videos, Victim J.M. is shown being physically assaulted by several juveniles who are also in the care of Maurice Martinez. Victim J.M. is shown being kicked, beaten, choked, and tackled by several other children. Commands are given to various participants to beat victim J.M. further and to perform other degrading acts upon him. In a separate video, Victim J.M. is shown holding a dollar bill. Victim J.M. states to the camera that he received the dollar bill for "licking" Victim E.M.'s testes. Your Affiant interviewed Victim J.M. on two separate occasions. Victim J.M. confirmed being a foster child of Maurice Martinez in 2010. He stated while at the home several of the other foster/adopted children would perform abusive acts against him. For example, Victim J.M. stated Victim E.M. urinated upon him, placed his testicles in Victim J.M.'s mouth. Victim J.M. described a time when he was "egged" (eggs thrown on him), and a time when he was handcuffed outside of the home and wasn't allowed to enter until he ran inside the home naked. Victim J.M. stated he told Maurice about the incident where he was urinated upon and where the other kids threw eggs at him. Victim J.M. stated Maurice Martinez told him he would talk to the other boys in the home. Victim J.M. didn't know if he did. Victim J.M. stated Maurice Martinez didn't do anything to the kids as far as disciplinary action was concerned. Your Affiant found a photo of Victim J.M. The photo is taken of his side profile. On the side of his face is what appears to be fresh spit and a hand is seen grabbing his hair.

On 2-11-11, Detectives Gregory and Helm spoke with a confidential informant (CI). This CI possessed information indicative to the case. It should be noted this CI had not been used before in police investigations to your Affiant's knowledge. This CI had knowledge of foster children in Maurice Martinez's custody, knowledge of Maurice Martinez's home, vehicle(s) Maurice Martinez drives, and known associates of Maurice Martinez. It should be noted, CI has multiple felony arrests for drugs and other warrants and received a 3 year Deferred Sentence for Grand Larceny in 1989.

CI stated Maurice Martinez had been with Victim E.M. while he recanted his disclosure. CI named the restaurant (Jack-in-the-Box) where Victim E.M. and Maurice Martinez filmed the recantation. Furthermore, CI stated Maurice Martinez met regularly with several of his foster children and discussed this case. During these meetings, CI overheard Maurice Martinez discussing the above mentioned burglary to his home which occurred during the search warrants execution. CI overheard

Maurice Martinez admitting to instructing an associate of his whom he/she identified as Thomas Salazar DOB: 01-03-2008. Thomas Salazar was instructed to commit the burglary and which items to take from his locked bedroom. CI also spoke of a conversation where Maurice Martinez planned to hamper the case by hiding his adopted children from police and DHS. During this conversation Maurice Martinez stated if these children could not be located by police and DHS it would destroy the case against him. CI also stated a second video would soon be released and made available to the media. It should be noted a second video was provided to the Oklahoma City Police Department several days later on 2-14-11.

On 2-14-11, Detective Gregory went to Jack-in-the-Box which CI specified and independently confirmed the location where the first video was filmed. Additionally with the release of the second video this showed a vast amount of credibility on behalf of CI by knowing an event to take place in the near future. Due to the above information independently verified by officers and the knowledge of a soon to be released video your Affiant finds the information to be credible and believable.

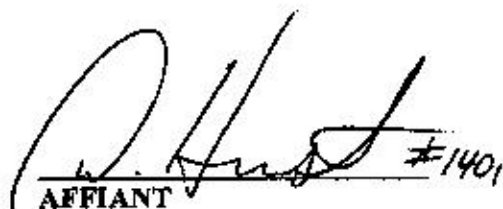
On 3-10-11, Detectives Helm and Gregory went to Fort Drum (New York) to speak to a former foster child of Maurice Martinez named Troy Dobbs (DOB 7-12-92). Troy Dobbs had a lengthy stay with Maurice, once from December of 2005 to July of 2006 and then again from January of 2007 until he turned 18 in July of 2010. Troy Dobbs enlisted in the Army but continued contact with Maurice Martinez and the numerous foster/adopted children in the house. Among the people Troy was closest to was Victim E.M. Troy stated in his interview with detectives he had spoken with Victim E.M. about being touched by Maurice Martinez. Troy said Victim E.M. told him Maurice had touched him sexually. Troy stated after Victim E.M. had been removed from Maurice Martinez's custody, Troy took Victim E.M. to the above mentioned Jack-in-the-Box to see Maurice Martinez. Troy stated Maurice Martinez arraigned for Victim E.M. to recant his disclosure on video. Troy stated Victim E.M. had difficulty with this and would lock up during the filming of the video. Troy stated Maurice Martinez would stop the video and then push Victim E.M. to continue recanting. Troy stated shortly after the above burglary of 5222 S. Anderson Rd. (while under police custody), he was with Maurice Martinez, Thomas Salazar and two other former foster children at Maurice's mother's home. Troy stated Maurice Martinez spoke about how Thomas Salazar burglarized the home. He stated Maurice Martinez spoke about Thomas Salazar parking near the highway (I-40), walked through the backyard field, opened the sliding glass door (which was broken and wouldn't lock) and entered the bedroom of Maurice Martinez. Troy stated evidence was removed and some items planted (placed at the scene). Detectives presented Troy with a photo of Thomas Salazar and he made a positive identification.

Troy stated during his stay with Maurice Martinez, he had heard of kids being urinated upon or handcuffed by the other foster children. Troy stated the abused kids would go to Maurice Martinez about these abuses. Troy stated Maurice Martinez would tell them he would talk to the other kids in the home. Troy stated Maurice didn't do anything and a couple of days would pass and the abuses would continue.

Your Affiant believed probable cause exists Thomas Salazar did assist Maurice Martinez by entering a secured home (5222 S. Anderson Rd., Oklahoma City, Oklahoma), removing items of evidentiary value and adding other items for detectives to find. Two separate informants being CI and Troy Dobbs have both independantly named Thomas Salazar as the person responsible for this break in. Additionally, Troy Dobbs positivley identified Thomas Salazar from a photograph. Troy Dobbs was able to specify how Thomas Salazar was able to enter the home and his direction of approach; being specific details inherent to the crime and not common knowledge.

Thomas Salazar has a history of committing numerous crimes. In 2010 Thomas Salazar was arrested twice for Larceny of a Vehicle (CN 10-59669 and 10-56366). Thomas Salazar was arrested for Possession of CDS in 2006 (CN 06-111752). In 1997, Thomas Salazar was arrested for Assault and Battery with a Dangerous Weapon (CN 97-72634). Thomas Salazar received a 5 year Deferred sentence for Unauthorized Use of a Motor Vehicle (Oklahoma County CF 10-4900) and 5 year

Deferred sentence for Unauthorized Use of a Motor Vehicle and Concealing Stolen Property
(Oklahoma County CF 10-5120).

 #1401
AFFIANT

Subscribed and sworn to before me this 11th day of March 2011.


JUDGE OF THE DISTRICT COURT