

IN THE DISTRICT COURT OF POTTAWATOMIE COUNTY
STATE OF OKLAHOMA

FILED
IN THE DISTRICT COURT

FEB 07 2012

STATE OF OKLAHOMA)
)
COUNTY OF POTTAWATOMIE)

Case No. CF-12.68

POTTAWATOMIE COUNTY, OK
RETA HEAD, COURT CLERK
BY [Signature] DEPUTY

AFFIDAVIT OF PROBABLE CAUSE IN SUPPORT OF AN APPLICATION FOR AN ARREST WARRANT

The undersigned, upon oath deposes and states the following:

That the affiant is employed by the Oklahoma Department of Corrections, Office of Internal Affairs Division, 3400 Martin Luther King, Oklahoma City, OK 73111, and has been so employed for approximately four years;

That on September 2, 2011, I was assigned to investigate allegations made by Mabel Bassett Correctional Center (MBCC) offender [REDACTED] that she had been involved in a physically intimate relationship with MBCC correctional Officer David Heath Juber at the Mabel Bassett Correctional Facility which is within Pottawatomie County, State of Oklahoma;

That I interviewed [REDACTED] on September 6, 2011, at Mabel Bassett Correctional Center. She admitted to me that she has had a physically intimate relationship with correctional Officer David Heath Juber that occurred from approximately December 2010 – May 2011;

That on or about December 7, 2010; December 20, 2010; and May 6, 2011, [REDACTED] performed oral sex on Officer Juber. That on March 1, 2011, [REDACTED] and Juber engaged in vaginal sexual intercourse;

That as a result of these sexual encounters, [REDACTED] was able to learn intimate details regarding Officer Juber's body including that he has pierced nipples, a circumcised penis, and shaved pubic hair and testicles. Additionally, [REDACTED] wrote journal entries dating back to December 7, 2010 regarding her sexual encounters with Juber and wrote letters to her family dating back to February 2011 regarding a relationship with Juber where she refers to him with a code name.

That I interviewed David Heath Juber on September 21, 2011, at DOC Headquarters in Oklahoma City, Oklahoma. He confirmed that he did know offender [REDACTED] and had worked on her housing unit for several months. Juber also confirmed that he does have pierced nipples, a circumcised penis, and shaved pubic hair and testicles;

That on October 10, 2011, Kinsey conducted a follow-up interview with [REDACTED]. During this interview, [REDACTED] stated that Juber informed her that former Mabel Bassett offender [REDACTED] had performed oral sex on him during her incarceration.

That on October 19, 2011, Kinsey interviewed [REDACTED] at the Southwest District Community Corrections Sub-Office in Lawton, Oklahoma. [REDACTED] stated that sometime before she was transferred from Mabel Bassett Correctional Center to a lower security facility in January 2011, she engaged in oral sex and vaginal intercourse with Officer David Heath Juber.

That as a result of this sexual encounter, [REDACTED] was able to learn intimate details regarding Officer Juber's body including that he has short, trimmed pubic hair, pierced nipples, and a tattoo on his chest.

That on October 21, 2011, Kinsey conducted a follow-up interview with David Heath Juber, at DOC Headquarters in Oklahoma City, Oklahoma. During this interview, Juber confirmed that he knew offender [REDACTED] and stated that she lived on the housing unit he worked on. Juber stated that he did have a tattoo on his chest and indicated that there is no reason that any offender at the facility should know that he has one and was unable to explain how offender [REDACTED] would know these details about his body.

Upon a finding of probable cause, the undersigned affiant prays the Court issue a felony warrant of arrest for David Heath Juber, a white male, date of birth 04/03/1974, [REDACTED], last known address [REDACTED] for the felony offense of:

The undersigned swears and affirms that the above information is true and correct.

Peggy King

AFFIANT

Subscribed and sworn to before me this 6th day of January, 2012

My Commission Expires

9/12/13



LORI EVANS WILSON

Notary Public
State of Oklahoma

Commission # 05669463 Expires 09/12/13

Lori Evans Wilson

COURT CLERK OR NOTARY PUBLIC

FINDING OF PROBABLE CAUSE

The undersigned Judge of this Court, upon affidavit, hereby finds there (is) (is not) probable cause to detain the Defendant, pending further proceedings.

DATED this 7th day of February, 2012.

Dawn R. E. L.

JUDGE