

IN THE DISTRICT COURT OF ROGERS COUNTY
STATE OF OKLAHOMA

AUG 26 2013

KIM HENRY, COURT CLERK

KH
DEPUTY

In re: A PETITION TO IMPANEL
A GRAND JURY

Case No. GJ-13-1

PETITION FOR GRAND JURY INVESTIGATION

It is resolved that the undersigned qualified elector¹ of this county, pursuant to the Oklahoma Constitution, Article 2, § 18, and Title 38 O.S. §§ 101-108 of the Oklahoma Statutes, does hereby call upon the District Court therein to approve the following petition requesting the impaneling of a Grand Jury to investigate:

- 1) Whether District Attorney Janice Steidley conspired with others to commit witness tampering in violation of 21 O.S. §§ 421 and 452, involving the following allegations;
 - a. Steidley's husband and brother were being investigated by the Oklahoma Department of Wildlife in or about December, 2012, for violations of law.
 - b. A co-conspirator was provided a copy of the Oklahoma Department of Wildlife investigative report that outlined the violations.
 - c. A witness in the investigation was approached by the co-conspirator who reported having been sent by Steidley. The co-conspirator attempted to change the witnesses' testimony by making false allegations that the investigating game warden had engaged in misconduct and that the investigation had been conducted for political purposes.

¹WARNING: It is a felony for anyone to sign a petition for the convening of a grand jury with any name other than his own, or knowingly to sign his name more than once for the convening of a grand jury, or to sign such petition when he is not a legal voter of the county. 22 Ok. Stat. 311.1.

- d. Steidley made similar bogus allegations against the investigating game warden to another person.
- 2) Whether District Attorney Janice Steidley and Assistant District Attorney Bryce Lair conspired with others in 2011 to intercept wire, oral, or electronic communications by endeavoring to wiretap employee workspaces in the courthouse in violation of 21 O.S. § 421 and 13 O.S. § 176.3.
- 3) Whether District Attorney Janice Steidley sent threatening text messages to a deputy sheriff on or about May 8, 2012, threatening “war” with the officer over criticisms made of her professional performance in violation of 21 O.S. § 1172(A)(2).
- 4) Whether District Attorney Janice Steidley, Assistant District Attorney M. Bryce Lair, and others conspired to falsely report a crime in 2013 in violation of 21 O.S. §§ 421 and 589(A), involving the following facts:
 - a. A Claremore police officer publicly criticized the District Attorney’s Office for poor performance and corruption. Steidley and Lair learned that the officer’s wife was considering running against Steidley for District Attorney.
 - b. Steidley and Lair manufactured bogus allegations of perjury against the officer relating to a rape the officer investigated eighteen (18) months earlier.
 - c. Steidley and Lair reported their bogus allegations to the United States Attorney, on or about January 7, 2013, in an effort to generate a federal investigation into the officer for perjury. After this effort failed, Steidley, as well as other representatives of the District Attorney’s Office, publicly acknowledged that the Claremore police officer did not, in fact, commit perjury. Subsequent to these public statements and using the same evidence as in the first attempted perjury

investigation, Steidley and Lair approached the Oklahoma Attorney general and another Oklahoma District attorney in an effort to generate a state perjury investigation.

- d. The Oklahoma State Bureau of Investigation, the Oklahoma Attorney General and another Oklahoma district attorney concluded that no evidence of perjury existed as Steidley and Lair had alleged.
- 5) Whether District Attorney Janice Steidley and Assistant District Attorney David Iski conspired to willfully omit to perform a duty required of them by the Oklahoma Records Management Act, found at 67 O.S. § 201-217, by, in or about Summer, 2012, ordering another person to destroy government emails that were the subject of an Open Records request in violation of 21 O.S. §§ 421 and 345.
 - 6) Whether District Attorney Janice Steidley attempted to obtain money by false pretenses in or about May, 2013 by using fraudulent data to obtain grant money from the United States Bureau of Justice Assistance in violation of 21 O.S. § 1541.2.
 - 7) Whether Assistant District Attorney David Iski intentionally misled a judge of the District Court by statements made in filings on March 4, 2013, in JD2012-17 and on March 5, 2013, in CF2012-655, both in violation of 21 O.S. § 554.
 - 8) Whether Assistant District Attorney Timothy Wantland willfully omitted to perform duties required of him by the Oklahoma Victim's Rights Act, found at 21 O.S. § 142A, by depriving child victims' parents knowledge of plea bargains and depriving the child victims' parents the right to victim impact statements, all in violation of 21 O.S. § 345, in at least the following cases.

- a. On or about May 31, 2012, in Rogers County CF-2009-499, State of Oklahoma vs. Thomas Dougan, and
 - b. On or about March 27, 2013, in Rogers County CF-2012-23, State of Oklahoma vs. Mary Applegarth.
- 9) Whether Assistant District Attorney Timothy Wantland intentionally misled a judge of the District Court in statements on May 31, 2012 in CF2009-499, by representing to the judge that the family of a child molestation victim had agreed to a plea agreement that included reducing the crime and dramatically reducing the minimum punishment, all in violation of 21 O.S. § 554.
- 10) Whether Rogers County Commissioners Mike Helm and Kirt Thacker committed “bid splitting” in late 2009 by structuring purchase orders totaling approximately \$100,000 for the purchase of equipment, materials, and/or services from vendors in violation of 19 O.S. § 1501(A)(3)(a), and then accepting gratuities from some of those same vendors in the form of dinners and gifts several months later.
- 11) Whether Commissioner Mike Helm violated the County Purchasing Act, found at 19 O.S. § 1505, in the summer of 2012 by purchasing materials and/or services in excess of \$10,000, specifically including purchase order #301164, without submitting the purchases for bid in violation of 21 O.S. § 345.
- 12) Whether Commissioner Kirt Thacker performed work on private property without the consent of the Board of County Commissioners, as is required by 19 O.S. § 3, in at least the following instances;
 - a. In July of 2011 by using a county-owner bulldozer and other equipment to dig a pond on land he had leased for his cattle, and,

- b. In the summer of 2012 by using county equipment, manpower, and resources to do road work on private property, both in violation of 21 O.S. § 345.

13) Whether Commissioner Mike Helm received campaign contributions in 2012 from various corporations in violation of 21 O.S. § 187.2, including from corporations that received millions of dollars in contracts from Rogers County.

14) Whether District Attorney Janice Steidley should be removed from office, pursuant to 22 O.S. § 1181, for oppression and corruption in office and willful maladministration, including:

- a. Whether each crime described above supports Steidley's removal from the office of District Attorney.
- b. Whether, in April, 2013, Steidley refused to argue against parole for a child molester in Rogers County CF2009-499 in an effort to punish the victim's parents for criticizing her office.
- c. Whether, in or about January, 2013, Steidley manufactured bogus ethical allegations against an Oklahoma Department of Wildlife game warden as punishment for the game warden investigating crimes committed by Steidley's husband and brother.
- d. Whether, on or about January 9, 2013, Steidley filed an administrative complaint against a Pryor Police officer for seeking a candidate to run for the office of District Attorney in the next election.
- e. Whether, in or about 2012, Steidley lied to investigators of the US Department of Justice in an investigation relating to a former employee's termination.

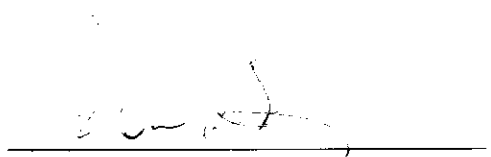
- f. Whether, on or about March 7, 2013, Steidley provided the name and telephone number of the father of two child rape victims to a Tulsa World reporter in violation of the father's wishes to remain anonymous.
- g. Whether Steidley administered over violations of 21 O.S. § 142A-2(A)(1) by regularly causing victims and witnesses to be unnecessarily subpoenaed to court.
- h. Whether Steidley administered over violations of 21 O.S. § 142A-2(A)(17) by regularly allowing sex crimes and other prosecutions to be delayed for years.

Title 38 O.S. §§ 101-108 provide the procedural framework for the impaneling of a grand jury. Section 101 requires a filing with the Court Clerk of the petition to impanel a grand jury prior to the obtaining of any signatures. Section 102 requires a determination by the presiding district judge of the sufficiency of the petition within four (4) days of the filing of the petition. Upon the entry of an order finding the petition to be sufficient, Section 103 provides that the circulators of the petition have forty-five (45) days to obtain sufficient signatures to authorize the entry of an order impaneling a grand jury. If the number of signatures of qualified electors on the petition, as certified by the Election Board to the Court Clerk, is sufficient, and all other requirements of Sections 101-108 are met, Section 107 mandates that the presiding district judge shall order the impaneling of a grand jury to convene within thirty (30) days of the date the certification was received by the Court Clerk from the Election Board.

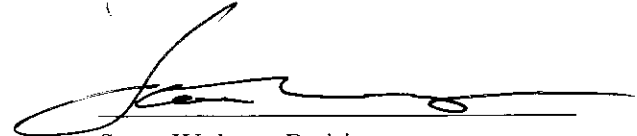
WHEREFORE, premises considered, the undersigned petitioners respectfully petition the Court for an order finding that the face of this petition sufficiently states the subject matter or matters of the prospective grand jury, states a reasonably specific identification of issues to be inquired into, and states sufficient general allegations to warrant a finding that such

inquiry may lead to information which, if true, would warrant a true bill of indictment or action for removal of a particular public official.

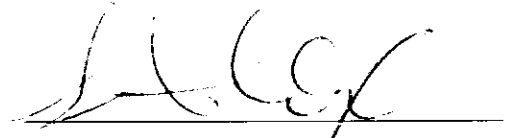
RESPECTFULLY SUBMITTED




John Singer-Petitioner



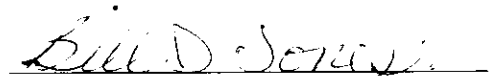
Scott Walton -Petitioner



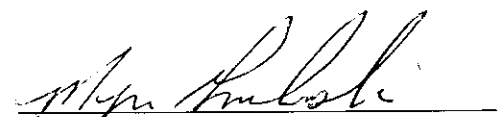
Steve Cox-Petitioner



Russell Guilfoyle-Petitioner



Billy D. Jones-Petitioner



Myron Grubowski-Petitioner

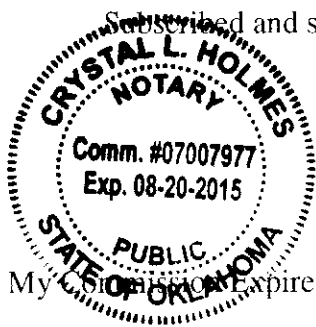
VERIFICATION

STATE OF OKLAHOMA)
) SS.
COUNTY OF ROGERS)

Billy D. Jones, as petitioner, being first duly sworn upon oath, deposes and states that he has read the above and foregoing Petition to Impanel a Grand Jury, that he is familiar with the contents thereof, and that the facts therein set forth are true and correct to the best of his knowledge and belief.

Billy D. Jones
Billy D. Jones

Subscribed and sworn to before me this 24 day of August, 2013.



Crystal L. Holmes 07007977
Notary Public

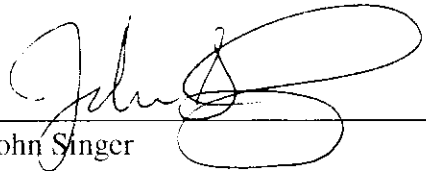
My Commission Expires:

8-20-2015
(SEAL)

VERIFICATION

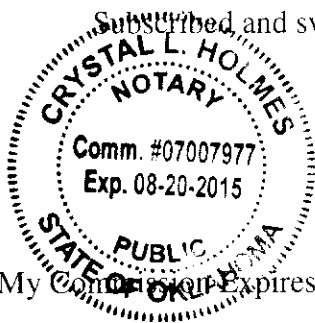
STATE OF OKLAHOMA)
) SS.
COUNTY OF ROGERS)


John Singer, as petitioner, being first duly sworn upon oath, deposes and states that he has read the above and foregoing Petition to Impanel a Grand Jury, that he is familiar with the contents thereof, and that the facts therein set forth are true and correct to the best of his knowledge and belief.



John Singer

Subscribed and sworn to before me this 25 day of August, 2013.



 # 07007977

Notary Public

My Commission Expires:

08-20-2015

(SEAL)


VERIFICATION

STATE OF OKLAHOMA)
) SS.
COUNTY OF ROGERS)

Scott Walton, as petitioner, being first duly sworn upon oath, deposes and states that he has read the above and foregoing Petition to Impanel a Grand Jury, that he is familiar with the contents thereof, and that the facts therein set forth are true and correct to the best of his knowledge and belief.


Scott Walton

Subscribed and sworn to before me this 25th day of August, 2013.


Notary Public

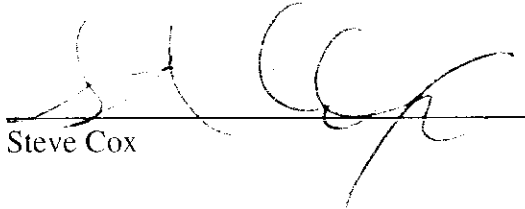
My Commission Expires: 2-6-16

(SEAL)

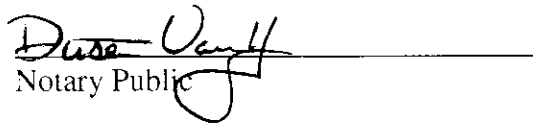
VERIFICATION

STATE OF OKLAHOMA)
) SS.
COUNTY OF ROGERS)

Steve Cox, as petitioner, being first duly sworn upon oath, deposes and states that he has read the above and foregoing Petition to Impanel a Grand Jury, that he is familiar with the contents thereof, and that the facts therein set forth are true and correct to the best of his knowledge and belief.


Steve Cox

Subscribed and sworn to before me this 25 day of August, 2013.


Notary Public

My Commission Expires: 2-6-16

(SEAL)

VERIFICATION

STATE OF OKLAHOMA)
) SS.
COUNTY OF ROGERS)

Russell Guilfoyle, as petitioner, being first duly sworn upon oath, deposes and states that he has read the above and foregoing Petition to Impanel a Grand Jury, that he is familiar with the contents thereof, and that the facts therein set forth are true and correct to the best of his knowledge and belief.

Russell Guilfoyle

Russell Guilfoyle

Subscribed and sworn to before me this 25th day of August, 2013.

Diana Vayt

Notary Public

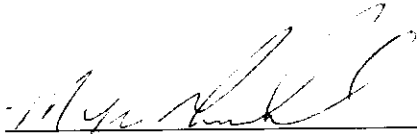
My Commission Expires: 2-6-16

(SEAL)

VERIFICATION


STATE OF OKLAHOMA)
) SS.
COUNTY OF ROGERS)

Myron Grubowski, as petitioner, being first duly sworn upon oath, deposes and states that he has read the above and foregoing Petition to Impanel a Grand Jury, that he is familiar with the contents thereof, and that the facts therein set forth are true and correct to the best of his knowledge and belief.



Myron Grubowski

Subscribed and sworn to before me this 25 day of August, 2013.



Notary Public

My Commission Expires: 2-6-16

(SEAL)