

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

TRAVIS HEWITT,
[DOB: 8/7/89]

DAKOTA PEARCE,
[DOB: 11/23/92]

TERRANCE DOOLEY, JR.,
[DOB: 12/10/80]

and

JEN-I PULOS
[DOB: 10/14/80]

Defendants.

No. _____

COUNT ONE:

18 U.S.C. § 241 (*Conspiracy Against Rights*)

NMT: 10 Years

NMT: 3 years Supervised Release

NMT: \$250,000 Fine

Class C Felony

COUNT TWO:

18 U.S.C. § 242 (*Deprivation of Rights*)

NMT: 10 Years

NMT: 3 years Supervised Release

NMT: \$250,000 Fine

Class C Felony

COUNT THREE:

18 U.S.C. § 242 (*Deprivation of Rights*)

NMT: 10 Years

NMT: 3 years Supervised Release

NMT: \$250,000 Fine

Class C Felony

COUNT FOUR:

18 U.S.C. § 1519 (*Falsification of Records*)

NMT: 20 Years

NMT: 3 years Supervised Release

NMT: \$250,000 Fine

Class C Felony

\$100 Mandatory Special Assessment on Each Count

INDICTMENT

THE GRAND JURY CHARGES THAT:

GENERAL ALLEGATIONS

At all times relevant to this Indictment:

1. The Jackson County Detention Center (“JCDC”) was a jail in Kansas City, Missouri. Employees of the JCDC (hereafter referred to as “corrections officers”) were responsible for the well-being of the inmates detained there.

2. Defendants TRAVIS HEWITT and DAKOTA PEARCE were employed by JCDC as corrections officers and served as Acting Sergeants.

3. Defendants TERRANCE DOOLEY, Jr., and JEN-I PULOS were employed by JCDC as corrections officers and served as members of the Disturbance Control Team (“DCT”), also known as the Correctional Emergency Response Team (“CERT”).

4. Members of DCT/CERT were responsible for intervening in inmate altercations and neutralizing threats posed by inmates.

5. J.R. was an inmate at the JCDC, awaiting resolution of allegations that he violated probation.

6. Paragraphs 1 through 5 are hereby incorporated by reference into the counts set forth below.

COUNT ONE

On or about July 4, 2015, in Jackson County, within the Western District of Missouri, defendants TRAVIS HEWITT, DAKOTA PEARCE, TERRANCE DOOLEY, Jr., and JEN-I PULOS, while acting under color of law, willfully combined, conspired, and agreed with each other, to injure, oppress, threaten, and intimidate J.R., a pre-trial detainee housed at the JCDC, in the free exercise and enjoyment of a right secured to him by the Constitution of the United States, that is, the right to be free from the deprivation of liberty without due process of the law, which includes the right to be free from a corrections officer’s intentional use of unreasonable force.

Plan and Purpose of the Conspiracy

1. It was part of the conspiracy for the co-conspirators to strike, assault, harm, and physically punish J.R., in retaliation for a prior altercation that J.R. had with another corrections officer.

2. It was further part of the conspiracy that the co-conspirators would move J.R. from his cell in the Medical Housing Unit, to another holding cell in order to facilitate their assault on him.

3. It was further part of the conspiracy that the co-conspirators would take steps to ensure that the assault would go undetected by (i) having one of the co-conspirators serve as a lookout to ensure the assault was uninterrupted by witnesses; (ii) sending other nearby corrections officers to another part of the JCDC so those corrections officers would not witness the assault; and (iii) ignoring proper protocol when extracting or removing an inmate from his cell.

Overt Acts

In furtherance of the conspiracy, and to effect the objects thereof, on or about July 4, 2015, defendants TRAVIS HEWITT, DAKOTA PEARCE, TERRANCE DOOLEY, Jr., and JEN-I PULOS committed the following overt acts at the JCDC:

1. Defendants TERRANCE DOOLEY, JR. and JEN-I PULOS forcibly removed J.R. from his cell for the purpose of physically assaulting him. In doing so, the co-conspirators defied direct orders from their superior officer to remain outside J.R.'s cell.

2. After J.R. was removed from his cell, defendants TERRANCE DOOLEY, Jr., JEN-I PULOS, and TRAVIS HEWITT placed J.R. in a holding cell down the hall from the Medical Housing Unit.

3. There, all four defendants struck, punched, and otherwise assaulted J.R., who was handcuffed, shackled, confined to a cell, suffering from disorientation and confusion, and not posing a threat to anyone.

All in violation of Title 18, United States Code, Section 241.

COUNT TWO

On or about July 4, 2015, in Jackson County, within the Western District of Missouri, defendants TRAVIS HEWITT, DAKOTA PEARCE, TERRANCE DOOLEY, Jr., and JEN- I PULOS, while aiding and abetting each other and while acting under color of law, repeatedly struck, kicked, and punched J.R., while J.R. was handcuffed, restrained, and not posing a physical threat to anyone, willfully depriving J.R. of liberty without due process of law, a right secured and protected by the Constitution and laws of the United States, that includes the right to be free from unreasonable force by corrections officers. This offense resulted in bodily injury to J.R.

All in violation of Title 18, United States Code, Sections 242 and 2.

COUNT THREE

On or about July 4, 2015, in Jackson County, within the Western District of Missouri, defendants TRAVIS HEWITT and DAKOTA PEARCE while aiding and abetting each other and while acting under color of law, repeatedly struck and punched J.R., while J.R. was restrained and not posing a physical threat to anyone, willfully depriving J.R. of liberty without due process of the law, a right secured and protected by the Constitution and laws of the United States, that includes the right to be free from unreasonable force by corrections officers. This offense resulted in bodily injury to J.R.

All in violation of Title 18, United States Code, Sections 242 and 2.

COUNT FOUR

On or about July 4, 2015, in Jackson County, within the Western District of Missouri, defendant TRAVIS HEWITT acting in relation to and in contemplation of a matter within the jurisdiction of the Federal Bureau of Investigation (“FBI”), an agency of the United States,

knowingly, concealed, covered up, falsified, and made a false entry in a record or document, with intent to impede, obstruct, and influence the investigation and proper administration of that matter. Specifically, the defendant falsely wrote in his departmental report that J.R. bit his right hand, when in fact, the defendant knew that he injured his hand by striking and punching J.R. about the head and face while J.R. was restrained and not posing a physical threat to anyone.

All in violation of Title 18, United States Code, Section 1519.

A TRUE BILL.

4/18/17
DATE

/S/ Megan M. DeLeo
FOREPERSON OF THE GRAND JURY

/s/ David Ketchmark
David Ketchmark
Assistant United States Attorney

/s/ Fara Gold
Fara Gold
Special Litigation Counsel
Civil Rights Division, Criminal Section
U.S. Department of Justice