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INVESTIGATIVE REPORT

On June 3, 2014 District Attorney General Dave Clark was contacted by Oak Ridge Police Chief Jim Akagi to report that a female had just reported being forcibly and vaginally raped in Oak Ridge by a male suspect who appeared to be wearing a police or security guard uniform and driving a police type cruiser. The victim indicated that she was ordered into the police or security guard vehicle by a uniformed male and driven behind the Oak Ridge Mall where she was handcuffed and raped in the back seat of the vehicle. Due to the nature of the allegations, Chief Akagi thought it would be best to have another agency conduct the investigation. In response, I agreed to contact the TBI to authorize and request an investigation. I made an immediate phone call to a field agent who immediately instituted an investigation.

I am well satisfied with the thoroughness of the investigation, and have been involved daily during the initial stages. The TBI conducted several weeks of full-time investigation that included many interviews. A rape kit was collected at Methodist Medical Center as well as buccal swabs from victim and a reported consensual sexual partner of the victim to use as a standard for DNA comparison. Laboratory analysis of the kit and standards has been completed.

The several statements from the alleged victim contain a number of material conflicts. The alleged victim admitted to not telling the full truth in some respects. Physical evidence, including video recordings are not corroborative in material respects to the statements of the alleged victim. The victim's description of the suspect has not resulted in the identification of any person and the description of the suspect and the suspect vehicle is inconsistent with any Oak Ridge Police Officer on duty at the time or of any Oak Ridge Police Department vehicle. In fact, the victim specifically indicated that the vehicle did not match the appearance of an Oak Ridge Police cruiser. No other police agency in this area is known to have a vehicle that matches the description provided by the victim. No relevant physical evidence was identified at the reported scene of the crime and no witness to the crime was identified.

DNA analysis did not reveal any suspect. A CODIS search was done with regard to recovered but unknown DNA profiles without any match being identified.

I am reluctant to discuss any history of the victim in recognition of the valid concerns associated with the rape shield laws. However, it can be said that she travelled to Oak Ridge from California for a brief visit with a prior sexual partner. When she arrived in Oak Ridge, the victim found the man she was seeking to be co-habiting with another woman and admits to having jealous feelings. The alleged victim says that she did not want to report the crime but was compelled to do so. She continues to indicate that she has no interest in prosecuting anyone for the alleged crime and returned to California shortly afterwards.

The inability to corroborate the victim's account together with the inconsistencies in her own statements, inconsistencies with the physical evidence or possible ulterior motives for privately claiming a rape along with a consistent refusal to cooperate in a prosecution and an inability to identify a suspect all lead me to