

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

Alleged Victim: [REDACTED] [REDACTED]

Investigation Agency: DPPC

DPPC Case Number: 144506

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Date of Incident: on-going

Allegation Investigated:

The Alab had been seeking out the Alv and showing up when he played soccer. The Alv began asking for the Alab to be his clinician and advocate. On Tuesday (4/12) the Alv and Alab were seen together talking on a bench. [REDACTED] had the Alab's cell phone and saw numerous long calls to the Alv's cell phone at various hours of the night and morning. The Alv's cell phone was looked at the text messages were found. Messages were sexually explicit and included talking about having sexual contact. It is unknown at this time if anything physical has happened. The Alab did not deny it when confronted. The Alab was terminated immediately yesterday (4/13) after it was discovered.

The Alleged Victim (Alv) is a "Disabled Person" as defined by M.G.L. Chapter 19C &/or 118 CMR? If not, please explain:

118 CMR Definition: a person between the ages of eighteen and fifty-nine, inclusive, who is mentally retarded, as used in M.G.L. c. 123B, §1, or who is otherwise mentally or physically disabled, and, such mental or physical disability prevents or restricts the individual's ability to provide for his own daily living needs; provided, however, that a person who is temporarily dependent upon a medically prescribed device or procedure to solely treat a transitory physical ailment or injury shall not be considered a disabled person for the purposes of M.G.L. c. 19C unless that person otherwise meets the definition of a disabled person. The term "person with a disability" may be used in place of the term "disabled person" without changing the meaning of either.

Alleged Victim's Primary Disability:

▶ The Alleged Abuser (Alab) does meet the definition of a "caretaker" as defined by M.G.L. Chapter 19C &/or 118 CMR?

If Alab does meet the definition, provide at least one example of care provided. If Alab does not meet the definition, list facts that support this determination.

Alab was employed [REDACTED] at Alv's residential program, she had met with him periodically on the campus, attended off-site soccer as one of the staff participants and could have been called upon in her staff role to assist with any client/participant at any time.

118 CMR Definition: any state agency or any individual responsible for the health and welfare of a person with a disability by providing for or directly providing assistance in meeting a daily living need regardless of the location within which such assistance occurs. Minor children and adults adjudicated incompetent by a court of law shall not be deemed to be caretakers.

**Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report**

Category of abuse committed by the Alleged Abuser: Act

Injury sustained by the Alleged Victim:

Physical Injuries:

First: None

Second: None

Emotional Injuries:

First: Other

Second: None

Abuse Per Se: Sexual exploitation

If "Other" or more than two types of injury explain:

Other: stopped eating for a day, which Alv is known to do when stressed

Description of the act and/or omission of the Alleged Abuser that caused the injury sustained by the Alleged victim?

Alab engaged in a texting relationship with Alv that included sexual language and made reference to the sharing of related photos and/or videos. The texts were found on Alv's phone after suspicions of an inappropriate relationship between the two were made known. Subsequent to this, phone calls from Alv's phone to the number from which the sexual texts were made was answered by Alab. Although the texting was clear, no referenced photos or videos were found on Alv's phone.

Although neither Alv, nor Alab specifically confirmed their relationship, neither completely denied participating in the explicit texting about which they were confronted. Alab's position ██████████ in the program in which Alv was a client, and the explicit policies of the agency against sexual interaction between staff and students (as employee policy) clearly delineate an inequality of position and power in this relationship. Alab was aware of agency policy, and aware that Alv was a client of the intensive behavioral program for which she worked, thus Alab's act of engaging in this relationship with Alv is sexual exploitation, regardless of Alv's seemingly voluntary participation.

In addition, Alv suffered a day of not eating after he was questioned about the texting. This is a known reaction he has to stress and occurred right after the texts were revealed to others. This additional emotional injury is also a likely consequence of Alab's actions.

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

► Facts pertinent to the allegation(s) investigated:

Alv is a [REDACTED] man, who has been a client of Judge Rotenberg Center (JRC) [REDACTED]. [REDACTED] I-6 described that Alv "seems hard on the outside, but is a spoiled child on the inside." I-6 described that [REDACTED] "babied" him instead of making him face consequences for behavior prior to his coming to JRC, and that Alv was "highly susceptible to being taken advantage of and manipulated." Because of Alv's history, I-6 stated that the work he did with Alv was to try to take away his neediness so that more appropriate behaviors might emerge. I-6 described that Alv has done well at JRC, however he described some ways in which it was clear to him that Alv sometimes had a "disconnect between reality and every day." I-6 noted that Alv had asked to be I-6's friend, after they had worked together for some time, and I-6 tried to describe that they couldn't just "hang out," since I-6 was [REDACTED] and at times had to enforce consequences in the JRC system and talk with Alv about his behavior. This caused stress in their relationship, as Alv continued to want to "be friends." At one point, Alv wanted a [REDACTED] because of this, however I-6 reminded Alv and [REDACTED] of the progress Alv had made working with I-6 and they agreed to continue. I-7 also stated that Alv "has issues with boundaries," and that Alv "doesn't discern difference between [I-7] as [REDACTED] and a friend" and that this "causes issues even now."

I-1 also described similar difficulties in explaining things to Alv. I-1 [REDACTED]. I-1 described that his role was to explain to Alv rights in the program and have Alv sign a paper that he understood them. Alv kept saying, "I'm not going to be a fink," in response to being told that he had the right to be treated appropriately in the program. I-1 said the conversation lasted 10-15 minutes and that Alv just couldn't get past his interpretation of what I-1 was saying.

I-2 and I-3 reported knowing Alv very well, [REDACTED]. I-2 and I-3 stated that they first suspected that Alv might have a crush on Alab and that perhaps Alab was not doing enough to discourage Alv appropriately. I-2 and I-3 noted that Alv had recently asked to change [REDACTED] from I-1 to Alab and [REDACTED] had asked to change his [REDACTED] from I-6 to Alab. I-2 and I-3 said that they had seen Alv in a conference room, alone with Alab, which seemed odd to them, as she was neither his advocate nor his clinician. Alv had talked to I-2 and I-3 about Alab after soccer outings and they began to see that Alab was always going to the off-campus soccer events, which took many hours from her work day day, hours that others interviewed indicated were excessive. I-2 and I-3 indicated that any one of these things might have caused concern, but taken together, they began to worry.

I-2 stated that she had first mentioned her concerns to I-1 near the end of March, wondering how Alab has time to go to the soccer events, and that the clinician and advocate requests came after this. I-2 and I-3, thought at first it was just "[Alv] being [Alv,]" trying to manipulate people, as he has a tendency to be needy. I-2 and I-3 stated that then, on a Thursday, there was a "surprise level 8 party" for students on that level or above to mingle with administrators. I-2 and I-3 went to the event, and Alv said he did not want to go, as he had hurt his ankle playing soccer. Although I-2 and I-3 had seen him walking okay in the hallway, they decided to humor him and suggested that he could use a wheelchair that happened to be in the office. Alv refused, and they said that they would bring him back a plate of food. After a short time, Alv came in to the event, and sat on stairs near I-2. Alab had been at the party socializing with students and then she came over to sit in one of two chairs that was right in front of Alv and I-2. I-2 described that the interaction between Alv and Alab "seemed strange," as they both looked right at each other for a time, but neither spoke to the other. I-2 said that it was this lack of any verbal interaction that seemed strange, since she had known them to have been spending significant time together.

I-2 and I-3 spoke with I-7, who said that he would also speak with I-6. I-7 also arranged for the soccer staff to keep an eye on Alv and his interactions there. The soccer staff told them that when Alab arrived, she came to the group and said, "Am I on [Alv's] team?" Then later, Alv asked to use the bathroom, which the staff approved. The staff then noted that Alab had gone that way, too. The soccer staff reported that they found them sitting together at a table talking, so the staff stayed close by.

This was Tuesday, and I-2 and I-3 said that they had agreed that they would speak with I-4 the following day. They said that they did not want to accuse anyone, especially since Alv had been known to "have crushes" before. I-2 stated that she just had a feeling about this, because usually there are only a very specific set of staff who interact with each student, and though Alab was not one of those staff for Alv, she was spending significant time with him.

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

The following morning, Alv came to I-2 and I-3 and said he needed to take the afternoon off from his campus job. There had been a planned Six Flags reward trip that was canceled and he said that he wanted a different reward that day. Some students were going to play basketball, some were going to Dave and Busters, but he said that he wanted to go out to eat, with [REDACTED]. When I-2 asked who, he motioned down the hall and said, "[REDACTED]." I-2 asked if he meant Alab and he said yes.

I-2 and I-3 went to I-4 and I-5 with their concerns right away, on 4/13/16, as the trip seemed imminent. Alab had put in for it, but I-7 had yet to approve it. Based on the concerns, I-4 and I-5 had I-7 get Alv's cell phone for review (as is typical in the JRC environment), and several sexual texts between Alv and one number were found. There were also calls on his phone from Alab's JRC phone (one reportedly for 52 minutes after 11 at night).

I-4 called the other involved number from Alv's phone, and she believed that Alab answered, but I-4 said that she wasn't sure, so she (I-4) had just hung up. Just then, as I-4 was holding Alv's phone a text came in from the unknown number. Then I-4 called the number again, with I-2 standing outside of Alab's office. I-2 heard it ring, and I-4 then spoke to Alab, identifying herself and asking Alab to come to her office.

Alab went to I-4's office and met with I-4 and I-5. I-5 asked if she knew why she was there, and I-4 reported that Alab said she did, and said, "I was going to take him [Alv] out to lunch today to end it." I-4 said that Alab was "whimpering" and looked at I-4 as if to speak, but I-4 said to Alab that she "could not hear it" and informed her she had read the texts. I-4 stated that Alab did not deny anything. I-5 told Alab that she was terminated and needed to leave the premises immediately. I-4 said that Alab asked about next steps, [REDACTED]. Alab later sent contact information to I-4, so that she could participate in investigations.

I-5 was present for the meeting with Alab and I-4. He confirmed what I-4 reported had occurred, that Alab said she was "going to end it today" and that she cried. I-5 left to get Alab her last check and escorted her to her office as she packed up her things that day. I-5 also had [REDACTED] print out the texts to and from Alv and Alab. The texts were in a phone application called WhatsApp. They are dated from 4/11/16 to 4/13/16, and between screen names "[REDACTED]" (Alab) and "[REDACTED]" (Alv). Among the things texted from v!da, are the following, "I wanna fuck you too," "Omg I am so in love with you baby," "I was cumming because I was looking at your beautiful face, imagining you here, touching me, fucking me," "u r fine... beautiful, sexy," "thinking about you all the time baby," and "My pussy is so wet and hot for you." The texts refer to photos that Alv wanted Alab to send him, with her face and body showing, and Alab responds, "Wanted to, but I thought I should keep my face out of it just in case." Alab makes reference to having to care for [REDACTED]. Alab also makes reference to hearing Alv talking to I-7. Alv says to Alab that he wants to lose weight and she responds, "ur perfect," then "well if you were outta that place we could fuck all the time and lose weight together... lol." I-4 noted about the text exchange that Alv's texts were less detailed and almost seemed confused at times. (Note: The texts were mostly in English, which is not Alv's first language.) In addition, it seemed that the texts refer to pictures and/or videos exchanged, as at one point, Alab asks, "How did you feel watching me do that?" and Alv responds "Exacithing (sic)", to which Alab responds, "I could tell which turned me on." No such photos or videos were found on Alv's phone. I-5 confirmed that Alab was terminated for violation of JRC policies.

According to JRC records, Alab had been employed [REDACTED] at JRC [REDACTED]. [REDACTED]. She was never Alv's assigned clinician, however in her capacity as a staff person she could be called upon to assist any client of the program at any time. She also would have had access to Alv's records via JRC's computerized system. Alab had received all JRC trainings and should have abided by all agency policies, which include: 1) Staff/Student Interaction Policy (which advises against "slipping into the role of 'social friend'" as this may be detrimental to a client's treatment), 2) Inappropriate Conversations (which advises that no employee "should discuss their own...personal life in front of any student" as staff needs to "maintain a distanced and professional relationship" with clients), and 3) JRC Employee Code of Conduct, which notes "All employees are expected to protect all JRC students from any acts of abuse or neglect. While it is not possible to list all examples of what would be considered abuse or neglect, employees must be aware that any sexual interaction with a JRC student is abuse, regardless of the age of the individual," and "All written communication, including but not limited to those concerning students...shall be strictly limited to information and statements that are professional and factual."

-----Continued in Supplemental Information Section-----

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

M.G.L. c. 19C / 118 CMR Conclusion

► Based on information gathered by the Investigator there is sufficient evidence to conclude that Alv is a victim of abuse, as it is defined by M.G.L. c. 19C and/or 118 CMR, by Alab(s) 1

Therefore, the investigation(s) is/are **substantiated** for DPPC case number(s) **144506**

When there are multiple Alabs and allegations are substantiated on some of them, but not on others, explain:

N/A

► **Individuals Interviewed or Contacted by Investigator (Provide redaction code, name, title or relationship to Alleged Victim, method of contact and date for each person interviewed):**

I-1, [REDACTED], JRC, 4/14/16, 4/28/16
I-2, [REDACTED] JRC, 4/28/16 (with I-1 and I-3 present)
I-3, [REDACTED], JRC, 4/28/16 (with I-1 and I-2 present)
I-4, [REDACTED] JRC, 4/28/16 (with I-1 present)
I-5, [REDACTED], JRC, 4/28/16 (with I-1 present)
I-6, [REDACTED], JRC, 4/28/16 (with I-1 present)
I-7, [REDACTED], JRC, 4/28/16 (with I-1 present)
Alv, [REDACTED] Alleged Victim, 5/3/16 (by C-1)
C-1, Emil DeRiggi, Deputy Executive Director, DPPC
Alab, [REDACTED] formerly at JRC, 5/9/16 (with C-1)

[REDACTED]

Redaction Code Key
Alv – Alleged Victim or Victim
Alab – Alleged Abuser or Abuser
OI - Other Individual
PC – Person Considered (someone, not an Alab, whose actions or inactions were examined)
I - Denotes person interviewed during this investigation
C - Denotes person contacted for collateral or expert/professional opinion
R - Denotes person referred to in the report that was not questioned
► Required by 118 CMR
* - Telephone interview or contact
** - Email contact

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

► **It does not appear that the abuse report constitutes a malicious “False Report.”**

118 CMR Definition: False Report - a report of abuse which at the time it is made is known by the reporter not to be true and is maliciously made for: the purpose of harassing, embarrassing or harming another person; the personal financial gain of the reporter; acquiring custody of the person with a disability; or the personal benefit of the reporter in any other private dispute involving a person with a disability. The term False Report does not include a report of abuse of a person with a disability that is made in good faith to the Commission and subsequently is unsubstantiated or screened out for lack of jurisdiction under M.G.L. c. 19C.

► **Protective Service Actions Taken and/or Recommended (required when abuse is substantiated):**

In all substantiated cases, the agency providing protective services to the Alv should ensure that the Alv is provided with access to therapeutic supports that are appropriate to Alv’s individual situation and needs.

Alab was terminated when the nature of her texts to and from Alv were disclosed.

Alv was receiving additional supports from [REDACTED]. In addition, should he return to the program, they should ensure that he be offered therapeutic counseling to assist him with processing this situation.

► **Additional Findings of Risk:**

Concern was expressed for the safety of other students who had significant contact with Alab.

[REDACTED]

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

► Additional Recommendations and/or Actions Already Completed (required when additional risk is identified):

A social worker is meeting with all of Alab's clients; should any additional concerns come from these meetings, reports will be filed. I-1 informed that no additional concerns were expressed as of this writing.

A copy of this report should be shared with the Massachusetts Board of Registration of Psychologists.

Alleged Victim (Alv) Information: [REDACTED]

Address: [REDACTED]

Telephone Number: [REDACTED]

Date of Birth: [REDACTED]

Social Security Number: [REDACTED]

Pertinent information regarding the Alleged Victim:

[REDACTED]

Alleged Victim Guardian Information: Guardian? Yes No Unknown

Guardian:
Name: [REDACTED]
Address: [REDACTED]
Telephone: [REDACTED]
Type: [REDACTED]

Co-Guardian:
[REDACTED]

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

► Was the Alleged Victim interviewed? Yes No
If no, explain why not:

Other Individual (OI) Information:

Name: N/A

Address:

Date of Birth:

Social Security Number:

Is the OI a person with a disability as defined by M.G.L. c. 19C? Yes No

OI Disability:

Pertinent information regarding the OI:

OI Guardian Information:

Does Other Client have a guardian? Yes No Unknown

Name:

Address:

Telephone Number:

► **Alleged Abuser Information:**

Alleged Abuser 1 (Alab 1) Name: [REDACTED] [REDACTED]

► Was the Alab 1 interviewed? Yes No

ALAB 1 Information:

[REDACTED]

[REDACTED]

[REDACTED]

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

Alleged Abuser 2 (Alab 2) Name: _____

▶ Was the Alab 2 interviewed? Yes No _____

ALAB 2 Information:

Alleged Abuser 3 (Alab 3) Name: _____

▶ Was the Alab 3 interviewed? Yes No _____

ALAB 3 Information:

Alleged Abuser 4 (Alab 4) Name: _____

▶ Was the Alab 4 interviewed? Yes No _____

ALAB 4 Information:

Alleged Abuser 5 (Alab 5) Name: _____

▶ Was the Alab 5 interviewed? Yes No _____

ALAB 5 Information:

Alleged Abuser 6 (Alab 6) Name: _____

▶ Was the Alab 6 interviewed? Yes No _____

ALAB 6 Information:

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

Alleged Abuser 7 (Alab 7) Name:

▶ Was the Alab 7 interviewed? Yes No

ALAB 7 Information:

Alleged Abuser 8 (Alab 8) Name:

▶ Was the Alab 8 interviewed? Yes No

ALAB 8 Information:

▶ Were all Reporters interviewed? Yes No

If no, explain why not:

▶ Was an agency representative interviewed? Yes No

If no, explain why not.

▶ **Site of Abuse (Address or Other Description):** [REDACTED]

CANTON

MA 02021

▶ **Name of Vendor if Site of Abuse is a Vendor:** JUDGE ROTENBERG EDUCATIONAL CENTER

▶ **Pertinent Information regarding the Site of Abuse:** RESIDENTIAL SCHOOL

The alleged contact with Alv occurred at multiple sites, none of which were relevant to the allegations.

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

► Documents Reviewed:

<input type="checkbox"/> Accident Report	<input type="checkbox"/> Injury Report
<input type="checkbox"/> Activity Report	<input type="checkbox"/> Level of Supervision Form
<input type="checkbox"/> Admission Report	<input type="checkbox"/> Medical Examiner's Report
<input type="checkbox"/> Ambulance Log/ Trip Sheet	<input type="checkbox"/> Medical Record
<input type="checkbox"/> Audio Recording	<input type="checkbox"/> Medication Error Report/ Form
<input type="checkbox"/> Communication Book	<input type="checkbox"/> On-Call Record/ Schedule
<input type="checkbox"/> Death Report	<input checked="" type="checkbox"/> Personnel File
<input type="checkbox"/> Discharge Summary	<input checked="" type="checkbox"/> Policies and Procedures
<input type="checkbox"/> Doctor's Orders/ Note	<input type="checkbox"/> Previous Abuse Investigation Report
<input type="checkbox"/> Facility Security Log	<input type="checkbox"/> Previous Hotline Report
<input type="checkbox"/> Hospital Record	<input type="checkbox"/> Progress Notes
<input type="checkbox"/> Human Rights Complaint	<input type="checkbox"/> Police Report
<input type="checkbox"/> Human Rights Report	<input type="checkbox"/> Psychiatric Evaluation/ Report
<input type="checkbox"/> Incident Report	<input type="checkbox"/> Psychological Evaluation/ Report
<input type="checkbox"/> Individual Day Program Agency Record	<input type="checkbox"/> Psychosocial Evaluation/ Report
<input type="checkbox"/> Individual Educational Plan	<input type="checkbox"/> Quality Assurance Report/ Evaluation
<input type="checkbox"/> Individual Residential Agency Record	<input type="checkbox"/> Restraint/ Seclusion Form
<input type="checkbox"/> Individual Service Agency Record	<input type="checkbox"/> Staff Assignment Schedule
<input type="checkbox"/> Individual Service / Support Plan	<input type="checkbox"/> Staff Communication Log
<input checked="" type="checkbox"/> Individual Treatment Plan	<input type="checkbox"/> Video Recording

Additional Documents Reviewed:

JRC: Alv's Student Profile, Alv's Program Description, Alab's resume, Alab's Personnel Summary Report, Alab's Completed Training/Requirement Items, Policy on Staff/Student Interaction, Policy on Inappropriate Conversations, Policy on Reporting Abuse, Student/Client Code of Conduct, Employee Code of Conduct

► Photographs /Physical / Other Evidence:

13 photographs taken of the screen of Alv's cell phone showing history of texting

Criminal Investigation and Prosecution Status:

Referred to District Attorney: YES NO

Was a criminal investigation conducted? Yes No

Were criminal charges filed? Yes No

Type of charge filed: _____

If other explain: _____

Prosecution result: _____

If other explain: _____

Disabled Persons Protection Commission
M.G.L. c. 19C / 118 CMR Investigation Report

The assigned investigator and their supervisor certify that to the best of their knowledge the information contained in this M.G.L. c. 19C investigation report is accurate.

Seana Miller
Investigator Name

7/29/2016
Date Report Submitted to Supervisor

Emil DeRiggi
Supervisor Name

7/29/2016
Date Report Approved by Supervisor

**M.G.L. c. 19C / 118 CMR Investigation Report
Supplemental Information**

Alleged Victim: [REDACTED]

DPPC Case Number(s): 144506

Investigation Agency: DPPC

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Additional Individuals Interviewed or Contacted by Investigator

N/A	
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Redaction Code Key
Alv – Alleged Victim or Victim
Alab – Alleged Abuser or Abuser
PC – Person Considered (someone, not an Alab, whose actions or inactions were examined)
I - Denotes person interviewed during this investigation
C - Denotes person contacted for collateral or expert/professional opinion
R - Denotes person referred to in the report that was not questioned
▶ Required by 118 CMR
* - Telephone interview or contact
** - Email contact

M.G.L. c. 19C / 118 CMR Investigation Report
Supplemental Information

Additional Facts Pertinent to the Allegation(s) Investigated

-----Continued from Facts Pertinent to the Allegation(s) Investigated-----

Alv was questioned by I-6 and I-7 about what happened. Alv was reluctant to talk, and initially said nothing happened, but then he admitted to talking with her and “some kissing.” I-6 said that Alv said that he loved Alab, that Alab felt something for him and “if I told you you’d have to tell everybody.” Alv also said that it was “not my fault that she loved me like that,” and “I kissed her, but she didn’t kiss me.” Alv refused to say more about the situation. I-6 said that the day after these discussions Alv was not eating (a typical reaction to stress for him), however this did not continue. Alv also told I-7 that he would never tell everything that happened, acknowledging, “[Alab’s] gonna get in trouble.” When I-6 and I-7 explained that Alab should not have put Alv in this position, Alv said they are in love and both adults and they should be together. I-6 and I-7 did not believe that Alv was telling all that had occurred, as they felt he wanted to protect Alab. Alv was later interviewed by C-1, and although it was arranged that I-7 be available to translate, Alv requested to meet alone. Alv said “I don’t want to lie to you and tell you something happened...nothing really happened.” “What I say now and the texts could be confusing, but nothing really happened.”

When asked to describe how she knew Alv, Alab said that they had both been to an off campus soccer group. Alab said that Alv had approached her to ask if he could speak with her. She said that Alv had also asked if she could be his clinician because she was easier to talk to than I-6. Alab said that Alv described that he wanted out of JRC, so she asked him to break down the steps to his leaving. He said that he needed a GED, but that he had failed before. Alab said Alv had taken the test in English, but that he could have taken it in Spanish and she felt that his treatment team should have worked on this. She ordered a GED study book in Spanish. She said that they communicated by phone, as she had once taken a photo of him at soccer and had his number. She said that I-6 was aware of her having his number, and that I-6 agreed that they could have “social ops.” Alab said this began in March. Alab said that they had seen each other during these meetings and at soccer, and on the day she was terminated they were to go to Olive Garden for lunch. She noted that Alv had asked for this, and this is not unusual for staff to do with clients, with proper approvals, which they sought.

Alab said that when she was fired, she was shocked and did not ask many questions. She said that she is “not a person who does anything wrong” because she “always has a guilty conscience.” Alab said that I-4 and I-5 told her that “we saw your [text] messages [with Alv].” Alab said that after she was terminated, she spoke [REDACTED] and because of “potential consequences” she might not be able to answer all questions asked by this Investigator.

When asked about her phone contact with Alv, and the JRC Staff/Student Interaction policy, Alab said that JRC has clear distinctions between students and clients in their way of talking about children versus adults that they serve. She noted that there are differences in programs, regarding bed times and food. When questioned further, Alab said “in looking at it, JRC would not approve,” and referenced policies she had to sign every quarter.

When asked if she was aware that Alv’s documented full scale IQ [REDACTED] Alab said, “that can’t be right...no way.” When asked if she knew that Alv was a client of [REDACTED], she said that she did not know his details, but did know he was from New York.

When asked if I-6 had specifically said that he had concern for Alv’s relationships with older women, given Alv’s history of reliance on [REDACTED] (which I-6 said to this Investigator he had mentioned), Alab said that any time a client seeks attention from someone other than their treating professional you should be concerned about this, but she said that I-6 had said a goal for Alv was to be more “adult-like.” When asked whether she considered herself in a caretaking role with Alv and thus had concerns about the potential for splitting, she said that she had thought about this a lot in terms of professional ethics whether she was a caretaker to Alv in his mind and she did not think that he saw her that way, although he knew her to be a [REDACTED] in his program. She described that Alv was a “very competent adult” who did not require assistance with his daily living needs, that he [REDACTED] was able to walk through the program with no staff. [REDACTED]). When questioned whether she would have to respond to a crisis situation with Alv as a staff, if one occurred, she said she would. Alab went on to say that although she did not want to say anything bad about the JRC program, she questioned whether they updated records as they should, noting that Alv’s IQ must be higher [REDACTED]. She questioned whether JRC planned to keep Alv and other students “forever.” When asked if she questioned [REDACTED] or spoke with [REDACTED] about these observations, she said she had not. She described that [REDACTED] are overburdened.

**M.G.L. c. 19C / 118 CMR Investigation Report
Supplemental Information**

When specifically asked if she had sexual contact with Alv, Alab said she had not. When asked if she had phone contact with Alv after 11:00 pm, and whether she'd told Alv that she wanted to "fuck" him, Alab did not deny doing so, however she refused to answer these questions, noting what she had previously said. Alab never denied that she had been texting Alv, nor did she deny that the specific text log referenced was from her phone. Alab was teary during much of her interview, and did state that this relationship was unlike her.

Based on the totality of evidence, it is more likely than not that Alab's actions of explicit sexual texting with Alv did occur. It is clear, given their relative positions and the nature of the JRC program, that Alab was a caretaker to Alv, particularly since they did have sanctioned "social op" meetings. Given Alab's status as [REDACTED] and Alv's status as a client, there is a clear inequity of power in the relationship. Thus, Alab's actions towards Alv constitute sexual exploitation. All other JRC staff were clear that this was both an agency policy and professional ethical violation on Alab's part. Even though neither Alv, nor Alab, expressed a concern for this, and Alv professed love for Alab, JRC's explicit policies, as described above, should have made this clear to Alab. In addition, when confronted about this situation, Alv became upset and did not eat for a day, as is typical for him when stressed. This is further emotional injury to Alv caused by Alab's actions, as without the unsanctioned contact, he'd likely not have had that episode (I-6 said Alv had been doing well in this respect prior to this).

ADDITIONAL INFORMATION: Prior to the completion of this written report, I-1 informed that the Human Resources Department at JRC had received a call to verify employment history of Alab for an apartment in Nashua, New Hampshire. When the caller gave the date of birth, it was incorrect. When questioned, the caller noted that to be the date of birth of the co-applicant, and gave Alv's name (which did match the date of birth of Alv). At that time (end of June 2016), Alv had been on an extended home visit with [REDACTED], who was informed of this. Alv was to have returned after the 4th of July holiday, but did not. [REDACTED] has since said that he will not be returning to the program.

Seana Miller

Investigator Name

7/29/2016

Date Submitted to Supervisor

Emil DeRiggi

Supervisor Name

7/29/2016

Date Approved by Supervisor