



# ORANGE COUNTY SHERIFF'S OFFICE

110 WELLS FARM ROAD GOSHEN, NEW YORK 10924- 6740

845-291-4033

FAX: 845-294-1590

SHERIFF CARL E. DUBOIS



KENNETH T. JONES  
UNDERSHERIFF

ANTHONY J. WEED  
ASSISTANT UNDERSHERIFF


DENNIS D. BARRY  
CHIEF DEPUTY

ANTHONY M. MELE  
CORRECTIONS ADMINISTRATOR

[WWW.ORANGECOUNTYGOV.COM](http://WWW.ORANGECOUNTYGOV.COM)

## MEMORANDUM

TO: Sheriff Carl E. Dubois

FROM: Captain James M Potter 

DATE: April 12, 2022

RE: [REDACTED] Commission Of Correction Complaints [REDACTED] of being sexually assaulted.

On November 30, 2021 I received [REDACTED] Commission Of Correction Complaint [REDACTED] Inmate [REDACTED] requested an received a grievance on September 26, 2021 regarding the aforementioned complaint. In Sum and or substance Inmate [REDACTED] stated he had a PREA Complaint against Officer Wixon, Sam #409. The nature of the complaint was that Officer Wixon had fist bumped him and touched his shoulder after the unsuccessful fist bump. In accordance with PREA standards Officer Wixon's actions are not considered a PREA related event, However the incident was investigated at the time of the complaint. A video review was conducted and Officer Wixon did attempt to fist bump Inmate [REDACTED] and in fact failed to connect, Furthermore Officer Wixon did attempt to touch Inmate [REDACTED] shoulder after the failed fist bump and also failed to make any contact. At the time of the complaint Inmate [REDACTED] was advised that this issue was not a PREA related event and also advised that at no time did Officer Wixon make physical contact with him. At this time Inmate [REDACTED] withdrew the grievance and subsequently released by Parole the following day. On October 21, 2021 Inmate [REDACTED] was again remanded to the Custody of the Sheriff and incarcerated. Inmate [REDACTED] again made the exact complaint against officer Wixon. This was again Investigated with the same outcome as the original investigation, unfounded,. There was no need for a no contact to be put in place between Inmate [REDACTED] and Officer Wixon as Officer Wixon never touched Inmate [REDACTED] nor does any interaction between Officer Wixon and Inmate [REDACTED] warrant a no contact. This incident has been burned to disc and is attached to the original investigation. On April 12, 2022 I received Commission of Correction Complaint [REDACTED] which is the same complaint as [REDACTED] The results are the same as the two previous times this matter was investigated. Unfounded. Attached along with this memo are the initial findings of Inmate [REDACTED] complaint that was filed and investigated twice and overhead video of the incident.

CC:

Files

~ A C C R E D I T A T I O N S ~





## Commission of Correction

ALLEN RILEY  
Chairman

THOMAS J. LOUGHREN  
Commissioner

YOLANDA CANTY  
Commissioner

April 8, 2022

Sheriff Carl Dubois  
Orange County Sheriff's Office  
110 Wells Farm Road  
Goshen, New York 10924

Re: **Complaint #** [REDACTED]

Dear Sheriff Dubois:

Enclosed please find a copy of correspondence received by the Commission from [REDACTED] who alleges that he was assaulted by facility staff while incarcerated at the Orange County Jail.

It is requested that an investigation be made into this complaint and that the Commission be apprised of your findings. If an investigation has already been completed, please advise the Commission of your findings. Please ensure that such findings are included on agency letterhead.

Please forward such information to the Commission, via the Correspondence Shared Mailbox [REDACTED] by June 13, 2022. Please be advised, if the information contained within your response exceeds limitations of standard e-mail service, please contact the Correspondence Shared Mailbox to utilize our IBM Aspera – Secure File Transfer Service.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Keith Zobel".

Keith Zobel  
Deputy Director of Operations

cc: Cynthia Allen, Supervisor  
Larry Roe, Supervisor  
Kenneth Jones, Undersheriff

Enclosure

worked the unit I was  
locked in. This incident  
occurred on 2-17-22 or  
2-18-22. I spoke to the  
Sgt working D-block. He  
said that I was being  
moved to another unit. This  
is the second this has  
occurred after I requested  
a separation. I also wrote  
the sheriff requesting  
to press charges. They told me  
that I could not do that. It  
is unfair and a great injustice.  
If I were to touch a female  
officer forceably, I would  
be hit with a new charge.  
As at this moment, I am  
innocent until proven guilty.  
As an America citizen I should  
be protected by the Constitution  
and the laws that protect  
the rest of society. I need  
to speak to you in person. Thank  
you in advance.

2022-02-17-22



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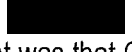


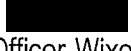

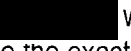




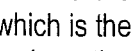

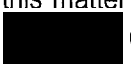
ANTHONY M. MELE  
CORRECTIONS ADMINISTRATOR

[WWW.ORANGECOUNTYGOV.COM](http://WWW.ORANGECOUNTYGOV.COM)

## MEMORANDUM

TO: Sheriff Carl E. Dubois  
FROM: Captain James M Potter   
DATE: April 12, 2022  
RE:  Commission Of Correction Complaints   
sexually assaulted.

1-sided  
copy

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cc:

Files

~ A C C R E D I T A T I O N S ~





## Commission of Correction

ALLEN RILEY  
Chairman

THOMAS J. LOUGHREN  
Commissioner

YOLANDA CANTY  
Commissioner

April 8, 2022

Sheriff Carl Dubois  
Orange County Sheriff's Office  
110 Wells Farm Road  
Goshen, New York 10924

Re: **Complaint #** [REDACTED]

Dear Sheriff Dubois:

Enclosed please find a copy of correspondence received by the Commission from [REDACTED] who alleges that he was assaulted by facility staff while incarcerated at the Orange County Jail.

It is requested that an investigation be made into this complaint and that the Commission be apprised of your findings. If an investigation has already been completed, please advise the Commission of your findings. Please ensure that such findings are included on agency letterhead.

Please forward such information to the Commission, via the Correspondence Shared Mailbox [REDACTED] by June 13, 2022. Please be advised, if the information contained within your response exceeds limitations of standard e-mail service, please contact the Correspondence Shared Mailbox to utilize our IBM Aspera – Secure File Transfer Service.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Keith Zobel".

Keith Zobel  
Deputy Director of Operations

cc: Cynthia Allen, Supervisor  
Larry Roe, Supervisor  
Kenneth Jones, Undersheriff

Enclosure

I.G,

3-4-22

Peace and blessings.

My name is [REDACTED]

[REDACTED] I write you this letter in regards to an incident which occurred on September 26, 2021. At the time I was housed in [REDACTED] in Orange County Jail. The officer (Wixan) working the 3-11 shift forcibly touched me. I filed a prea complaint with Capt Potter. I also filed a grievance. I signed off on the grievance. I also filed a complaint with the N.Y rape crisis. I was interviewed by Sgt. Torres. I requested a separation. He told me that he would honor it. One day I was called down to medical and officer Wixan was there. I wrote a grievance about the incident and they refused my grievance. While being locked in a segregated housing unit, Officer Wixan

worked the unit I was  
locked in. This incident  
occurred on 2-17-22 or  
2-18-22. I spoke to the  
Sgt working D-block. He  
said that I was being  
moved to another unit. This  
is the second this has  
occurred after I requested  
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the sheriff requesting  
to press charges. They told me  
that I could not do that. It  
is unfair and a great injustice.  
If I were to touch a female  
officer forceably, I would  
be hit with a new charge.  
As at this moment, I am  
innocent until proven guilty.  
As an America citizen I should  
be protected by the Constitution  
and the laws that protect  
the rest of society. I need  
to speak to you in person. Thank  
you in advance.

294670-878-221  
122-ALB-017462





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ANTHONY M. MELE  
CORRECTIONS ADMINISTRATOR

[WWW.ORANGECOUNTYGOV.COM](http://WWW.ORANGECOUNTYGOV.COM)

## MEMORANDUM

TO: Sheriff Carl E. Dubois

FROM: Captain James M Potter 

DATE: December 2, 2021

RE: [REDACTED] Commission Of Correction Complaint [REDACTED] of being sexually assaulted.

On November 30, 2021 I received [REDACTED] Commission Of Correction Complaint [REDACTED] Inmate [REDACTED] requested an received a grievance on September 26, 2021 regarding the aforementioned complaint. In Sum and or substance Inmate [REDACTED] stated he had a PREA Complaint against Officer Wixon, Sam #409. The nature of the complaint was that Officer Wixon had fist bumped him and touched his shoulder after the unsuccessful fist bump. In accordance with PREA standards Officer Wixon's actions are not considered a PREA related event, However the incident was investigated at the time of the complaint. A video review was conducted and Officer Wixon did attempt to fist bump Inmate [REDACTED] and in fact failed to connect, Furthermore Officer Wixon did attempt to touch Inmate [REDACTED] shoulder after the failed fist bump and also failed to make any contact. At the time of the complaint Inmate [REDACTED] was advised that this issue was not a PREA related event and also advised that at no time did Officer Wixon make physical contact with him. At this time Inmate [REDACTED] withdrew the grievance and subsequently released by Parole the following day. On October 21, 2021 Inmate [REDACTED] was again remanded to the Custody of the Sheriff and incarcerated. Inmate [REDACTED] again made the exact complaint against officer Wixon. This was again Investigated with the same outcome as the original investigation, unfounded,. Attached along with this memo are the initial findings of Inmate [REDACTED] complaint that was filed and investigated twice and a video review of the incident.

cc: Files

~ A C C R E D I T A T I O N S ~







Commission of  
Correction

ALLEN RILEY  
Chairman

THOMAS J. LOUGHREN  
Commissioner

YOLANDA CANTY  
Commissioner

November 26, 2021

Colonel Anthony Mele  
Orange County Jail  
110 Wells Farm Road  
Goshen, New York 10924

Re: Complaint # [REDACTED]

Dear Colonel Mele:

Enclosed please find a copy of a correspondence received at the Commission from Mr. [REDACTED]. [REDACTED] appears to be concerned about his wellbeing. Please review and take any action you deem appropriate.

Please be advised that due to Ms. Allegations in her complaint letter an investigation request letter will be sent to the commissioner.

Your attention to matters of mutual concern is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul D. Annetts".

Paul D. Annetts  
Correctional Facility Specialist II

cc: enclosure

STATE OF NEW YORK  
DEPARTMENT OF CORRECTIONS  
AND COMMUNITY SUPERVISION  
THE HARRIMAN STATE CAMPUS - BUILDING 2  
1220 WASHINGTON AVENUE  
ALBANY, N.Y. 12226-2050

**Honorable Allen Riley  
Chairman/Commissioner  
New York State Commission of Correction  
Alfred E. Smith State Office Building  
80 Swan Street, 12th Floor  
Albany, NY 12210**



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES  
ATTORNEY GENERAL

EXECUTIVE OFFICE

November 9, 2021

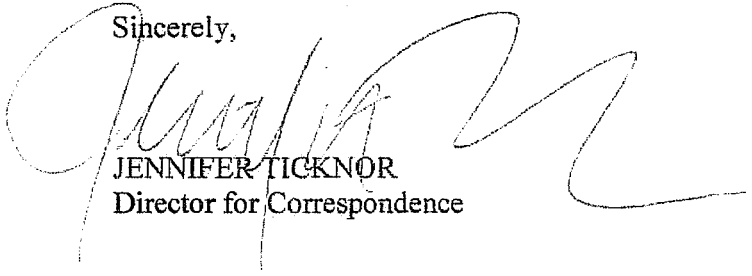
Anthony J. Annucci, Commissioner  
New York State Department of Corrections  
314 W 40th St  
New York, NY 10018

Dear Commissioner Annucci:

The Attorney General has received the enclosed correspondence from [REDACTED]  
[REDACTED] regarding issues that may fall within your agency's jurisdiction. Therefore, we are forwarding it to you for your review and whatever action you deem appropriate.

Thank you for your assistance.

Sincerely,

  
JENNIFER TICKNOR  
Director for Correspondence

Enclosure

Public Officers Law Section reveal criminal  
investigative techniques or procedures,  
except routine techniques and procedures;



# Corrections and Community Supervision

**KATHY HOCHUL**  
Governor

**ANTHONY J. ANNUCCI**  
Acting Commissioner

November 22, 2021

Honorable Allen Riley  
Chairman/Commissioner  
New York State Commission of Correction  
Alfred E. Smith State Office Building  
80 Swan Street, 12<sup>th</sup> Floor  
Albany, NY 12210

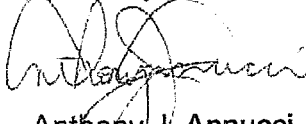
NOV 24 2021  
SCC

Dear Chairman Riley:

Enclosed you will find correspondence the New York State Department of Corrections and Community Supervision received regarding issues that fall within your jurisdiction. We have no authority to intervene in county issues. Therefore, I am forwarding the enclosed correspondence to you for your disposition.

Thank you for your assistance in this matter.

Sincerely,



Anthony J. Annucci  
Acting Commissioner

Enclosure

[REDACTED]

Good morning. My name  
is [REDACTED]. I

write you in regards to  
an incident that occurred  
on 9-26-21 at about  
3:45 - 3:50 pm while I  
was being detained at  
Orange County Jail on a  
parole warrant for a  
curfew violation. On the  
date mentioned above I  
was sexually assaulted by  
the correctional officer  
working the housing unit [REDACTED]  
his name is WICKSON. I  
did not report it immediately  
because I was trying to let  
it go but I could not sleep  
that night because I was  
tormented by the thought that  
he touched me (in a sexual  
manner) without my consent.  
I reported it to the PRA  
Coordinator Captain J Potter  
the next day. I was never  
seen by medical or the  
mental health staff. I was

Orange County Jail  
110 Wells Farm Rd.  
Catskill, NY 10024

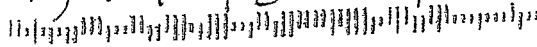
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OFFICE OF THE ATTORNEY GENERAL  
THE CAPITAL

ALBANY, NY 12224-0341

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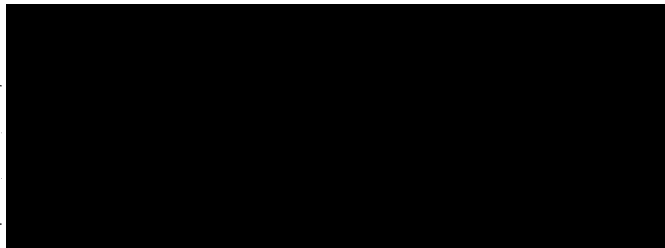


②

released two days later  
9-29-21. Parole lifted the  
warrant. I returned to  
Orange County Jail on  
10-21-21 on a new charge.  
I asked medical and  
mental health about the  
status of my PREA complaint,  
they did not know what I  
was talking about. They  
had no idea that I had  
made a PREA complaint. I  
still have not been interviewed  
by mental health about the  
incident. I made a complaint  
with medical (which they filed)  
also. I felt extremely  
uncomfortable when the  
officer touched me. Every  
night I am tormented by  
the thought. I was sexually  
abused as a child by my mother's  
female friends. At the time  
I thought I was cool. Now  
that I am an adult, I  
know that it was wrong.  
I feel like this incident  
was covered up. I don't  
think it is fair that I

③

was degraded and dehumanized. I want to press charges against the officer. I would greatly appreciate it if you help me make it possible. If you can not, at least point me in the right direction. Thank you in advance,



C. C.





# ORANGE COUNTY SHERIFF'S OFFICE

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CORRECTIONS ADMINISTRATOR

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## MEMORANDUM

TO: Sheriff Carl E. Dubois

FROM: Lieutenant Michael Torres #022 *2022 M.T. 088*

DATE: November 1, 2021

RE: Note submitted to Administration by Inmate [REDACTED]

On November 1, 2021 I was instructed by Captain Zappolo to conduct an investigation regarding a note that was sent via interoffice mail. The note was dated 10/28/2021 and it was sent by Inmate [REDACTED]. The note was addressed to the PREA coordinator. In the note Inmate [REDACTED] claims that he made a PREA complaint on 9/27/2021 against Officer Samuel Wixon #409. Inmate [REDACTED] further claims that he was sexually assaulted and that PREA procedures were not followed. Inmate [REDACTED] further claims that he was released two days after making the claims and that he would now like them looked into now that he has returned to the facility. The claims made by Inmate [REDACTED] were in fact investigated by Sgt. Erik Nehrkorn #135 on 9/26/2021. The actual incident with Officer Wixon took place on 9/25/2021. Inmate [REDACTED] original complaint was that on 9/25/2021 at approximately 1550 hours, Officer Wixon attempted to give him a fist bump and then touched him on the shoulder. Inmate [REDACTED] also stated that Officer Wixon "harassed" him afterwards. Sgt. Nehrkorn conducted an extensive video review and did observe Inmate Wixon attempt to fist bump Inmate [REDACTED] no physical contact was made. During video review, Sgt. Nehrkorn also observed that Officer Wixon did attempt to touch Inmate [REDACTED] on the shoulder but Inmate [REDACTED] moved away - no physical contact was made. Sgt. Nehrkorn also observed that Officer Wixon and Inmate [REDACTED] did converse afterwards but could find no evidence of harassment. Sgt. Nehrkorn spoke to Inmate [REDACTED] about his findings that no physical contact was made. Inmate [REDACTED] admitted that he dodged Officer Wixon's hand by moving his body. Inmate [REDACTED] requested a grievance for harassment and was issued grievance [REDACTED] on 9/26/2021. Inmate [REDACTED] was released on 9/28/2021 and then returned on 10/21/2021. I reviewed the DVR footage of the incident. I then interviewed Inmate [REDACTED] on 11/1/2021 at 2105 hours in the Bravo housing center. Inmate [REDACTED] claimed that Officer Wixon tried to fist bump him and then grabbed his shoulder after he was unsuccessful. I told Inmate [REDACTED] that this issue was reviewed and that he was never touched by Officer Wixon. Inmate [REDACTED] replied that he doesn't feel safe here and that he wants a staff no contact with Officer Wixon. Inmate [REDACTED] returned to [REDACTED] without further incident. I find the claims made by Inmate [REDACTED] to be unfounded. A copy of the grievance report, note submitted by Inmate [REDACTED] and DVR footage was submitted with this memo. End of memo.

CC:

Files

~ A C C R E D I T A T I O N S ~



## Officer's Report

Copy

**Date of Report:** 9/26/2021

**Time Report Written:** 1900

**Date of Incident:** 9/26/2021

**Time Incident Occurred:** 1827

**Location of Incident:** [REDACTED]

**Incident:** Inmate [REDACTED] issued grievance [REDACTED] on staff.

**Officer Reporting:** Sergeant Erik Nehrkorn

**Shield #** 135

**Narrative:** Explain fully any action taken by you, any event observed, information received. Set forth names, other officers, inmates, and a detail of the information of what, who, when, where, and how. Be explicit in all information given.

On the above date and time, I was working my assigned post of Charlie Wing Sergeant. During Cell Structures in Charlie 3, Inmate [REDACTED] who is assigned to [REDACTED] requested to sneak with me privately when I had a chance. At 1743 hours, I had Inmate [REDACTED] sent to the housing center so I could speak with him. At that time, Inmate [REDACTED] stated to me, "I need a grievance on Officer Samuel Wixon 409 for harrassing and touching me". I asked Inmate [REDACTED] to further clarify what happened and he stated, "Yesterday when he was making a round on the unit around 3:50 pm, he tried to give me a fist bump, then touched me on the shoulder". I asked Inmate [REDACTED] if there was anything else he wished to add and he stated, "Officer Wixon harrassed me after the incident". I sent Inmate [REDACTED] back to [REDACTED] and had Officer Dillon Powles 545 who was assigned to [REDACTED] keep Inmate [REDACTED] confined to his cell pending an investigation. Upon reviewing the facility DVR system, I did see the incident with Officer Wixon attempting to "fist bump" Inmate [REDACTED]. At no time did I see Officer Wixon have any physical contact with Inmate [REDACTED]. I then spoke to Inmate [REDACTED]. I informed Inmate [REDACTED] that when I reviewed the footage, I saw Officer Wixon attempt to give him a "fist bump". I further explained that the footage also showed Officer Wixon attempt to touch you on the shoulder after you denied to give him a fist bump, and he did not make any physical contact with you. Inmate [REDACTED] then stated, "Yes you probably saw me dodge his hand by moving my body". Inmate [REDACTED] then stated, "I still want a grievance for him harrassing me". Upon further review of the DVR footage from that incident I did see Officer Wixon attempt to engage in a conversation with Inmate [REDACTED] on his next round in the unit. Inmate [REDACTED] was issued grievance [REDACTED] on staff. End of report.

Page 1 of 1 Pages

Reporting Officer Signature: \_\_\_\_\_ Date: \_\_\_\_\_

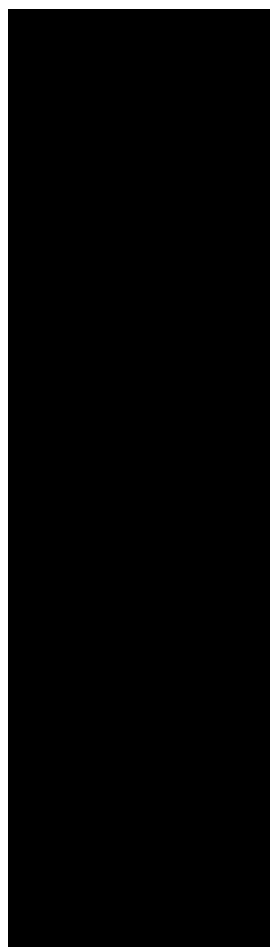
Sergeant Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Shift Commander Signature: \_\_\_\_\_ Date: \_\_\_\_\_

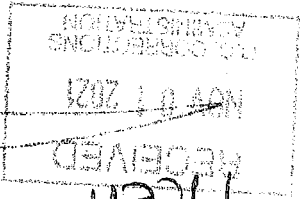
Administrator or Designee Signature: \_\_\_\_\_ Date: \_\_\_\_\_

11

11



Orange County Jail  
110 Wells Farm Rd.  
Goshen, NY 10924



PREA Coordinator

PREA COORDINATOR, 10-28-21

I WRITE YOU IN REGARDS  
TO THE PREA COMPLAINT I  
MADE AGAINST OFFICER  
WIKSON, WORKING C-3 ON  
OR ABOUT 4-27-21, I WAS  
RELEASED TWO DAYS AFTER  
I MADE THE COMPLAINT. I  
WOULD LIKE TO CONTINUE  
THE PROCESS NOW THAT I  
AM BACK. PREA PROCEDURES  
WERE NOT WHEN I WAS  
SEXUALLY ASSAULTED BY  
OFFICER WIKSON. I NEVER  
SAW MENTAL HEALTH AND  
I WAS NOT CHECKED BY  
MEDICAL. YOU NEGLECTED  
TO ENACT THE PREA PROCEDURES.  
I AM REQUESTING THAT  
YOU DO SO NOW.

U.C.

## Scialdone, Toni-Ann

---

**From:** Scialdone, Toni-Ann  
**Sent:** Wednesday, April 13, 2022 11:26 AM  
**To:** [REDACTED]  
**Cc:** DuBois, Carl E. (SHERIFF); Mele, Anthony; Potter, James  
**Subject:** COMPLAINT [REDACTED]  
**Attachments:** 041322 INVESTIGATION - COMPLAINT [REDACTED]

Good morning,

In response to your request dated April 8, 2022 please see the attached copy of your initial request, along with and followed by the findings of Captain James Potter's investigation into this matter.


Thank you,

Toni-Ann

*Toni-Ann Scialdone*  
Administration Secretary  
Orange County Sheriff's Office/Corrections Division  
110 Wells Farm Rd.  
Goshen, NY 10924  
[REDACTED]

**ORANGE COUNTY SHERIFF'S OFFICE****110 WELLS FARM ROAD GOSHEN, NEW YORK 10924- 6740****845-291-4033****FAX: 845-294-1590****SHERIFF CARL E. DUBOIS****KENNETH T. JONES**  
UNDERSHERIFF**ANTHONY J. WEED**  
ASSISTANT UNDERSHERIFF**DENNIS D. BARRY**  
CHIEF DEPUTY**ANTHONY M. MELE**  
CORRECTIONS ADMINISTRATOR[WWW.ORANGECOUNTYGOV.COM](http://WWW.ORANGECOUNTYGOV.COM)**MEMORANDUM**

**TO:** Sheriff Carl E. Dubois

**FROM:** Captain James M Potter 

**DATE:** December 2, 2021

**RE:** [REDACTED] Commission Of Correction Complaint [REDACTED] of being sexually assaulted.

On November 30, 2021 I received [REDACTED] Commission Of Correction Complaint [REDACTED] Inmate [REDACTED] requested an received a grievance on September 26, 2021 regarding the aforementioned complaint. In Sum and or substance Inmate [REDACTED] stated he had a PREA Complaint against Officer Wixon, Sam #409. The nature of the complaint was that Officer Wixon had fist bumped him and touched his shoulder after the unsuccessful fist bump. In accordance with PREA standards Officer Wixon's actions are not considered a PREA related event, However the incident was investigated at the time of the complaint. A video review was conducted and Officer Wixon did attempt to fist bump Inmate [REDACTED] and in fact failed to connect, Furthermore Officer Wixon did attempt to touch Inmate [REDACTED] shoulder after the failed fist bump and also failed to make any contact. At the time of the complaint Inmate [REDACTED] was advised that this issue was not a PREA related event and also advised that at no time did Officer Wixon make physical contact with him. At this time Inmate [REDACTED] withdrew the grievance and subsequently released by Parole the following day. On October 21 2021 Inmate [REDACTED] was again remanded to the Custody of the Sheriff and incarcerated. Inmate [REDACTED] again made the exact complaint against officer Wixon. This was again Investigated with the same outcome as the original investigation, unfounded,. Attached along with this memo are the initial findings of Inmate [REDACTED] complaint that was filed and investigated twice and a video review of the incident.

cc:

Files

~ A C C R E D I T A T I O N S ~





## Commission of Correction

ALLEN RILEY  
Chairman

THOMAS J. LOUGHREN  
Commissioner

YOLANDA CANTY  
Commissioner

November 26, 2021

Colonel Anthony Mele  
Orange County Jail  
110 Wells Farm Road  
Goshen, New York 10924

Re: Complaint # [REDACTED]

Dear Colonel Mele:

Enclosed please find a copy of a correspondence received at the Commission from Mr. [REDACTED]. [REDACTED] appears to be concerned about his wellbeing. Please review and take any action you deem appropriate.

Please be advised that due to [REDACTED] Allegations in her complaint letter an investigation request letter will be sent to the commissioner.

Your attention to matters of mutual concern is appreciated.

Sincerely,

Paul D. Annetts  
Correctional Facility Specialist II

cc: enclosure



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES  
ATTORNEY GENERAL

EXECUTIVE OFFICE

November 9, 2021

Anthony J. Annucci, Commissioner  
New York State Department of Corrections  
314 W 40th St  
New York, NY 10018

Dear Commissioner Annucci:

The Attorney General has received the enclosed correspondence from [REDACTED]  
[REDACTED] regarding issues that may fall within your agency's jurisdiction. Therefore, we are forwarding it to you for your review and whatever action you deem appropriate.

Thank you for your assistance.

Sincerely,

  
JENNIFER TICKNOR  
Director for Correspondence

Enclosure

Publicofficers Law Section reveal criminal  
investigative techniques or procedures,  
except routine techniques and procedures;



[REDACTED]  
[REDACTED]  
Good morning. My name is [REDACTED] I

write you in regards to an incident that occurred on 9-26-21 at about

3:45 - 3:50 pm while I was being detained at

Orange County Jail on a parole warrant for a

curfew violation. On the date mentioned above I

was sexually assaulted by the correctional officer

working the housing unit [REDACTED]

His name is WICKSON. I

did not report it immediately

because I was trying to let

it go but I could not sleep

that night because I was

tormented by the thought that

he touched me (in a sexual

manner) without my consent.

I reported it to the PARR

Coordinator Captain J Putter

the next day. I was never

seen by medical or the

mental health staff. I was

②

released two days later  
9-29-21. Parole lifted the  
warrant. I returned to  
Orange County Jail on  
10-21-21 on a new charge.  
I asked medical and  
mental health about the  
status of my PREA complaint,  
they did not know what I  
was talking about. They  
had no idea that I had  
made a PREA complaint. I  
still have not been interviewed  
by mental health about the  
incident. I made a complaint  
with medical (which they filed)  
also. I felt extremely  
uncomfortable when the  
officer touched me. Every  
night I am tormented by  
the thought. I was sexually  
abused as a child by my mother's  
female friends. At the time  
I thought I was cool. Now  
that I am an adult, I  
know that it was wrong.  
I feel like the incident  
was covered up. I don't  
think it is fair that I



# ORANGE COUNTY SHERIFF'S OFFICE

110 WELLS FARM ROAD GOSHEN, NEW YORK 10924- 6740

845-291-4033

FAX: 845-294-1590

SHERIFF CARL E. DUBOIS



KENNETH T. JONES  
UNDERSHERIFF

ANTHONY J. WEED  
ASSISTANT UNDERSHERIFF

DENNIS D. BARRY  
CHIEF DEPUTY

ANTHONY M. MELE  
CORRECTIONS ADMINISTRATOR

[WWW.ORANGECOUNTYGOV.COM](http://WWW.ORANGECOUNTYGOV.COM)

## MEMORANDUM

TO: Sheriff Carl E. Dubois

FROM: Lieutenant Michael Torres #022 *2-odd M.T.-08d*

DATE: November 1, 2021

RE: Note submitted to Administration by Inmate [REDACTED]

On November 1, 2021 I was instructed by Captain Zappolo to conduct an investigation regarding a note that was sent via interoffice mail. The note was dated 10/28/2021 and it was sent by Inmate [REDACTED]. The note was addressed to the PREA coordinator. In the note Inmate [REDACTED] claims that he made a PREA complaint on 9/27/2021 against Officer Samuel Wixon #409. Inmate [REDACTED] further claims that he was sexually assaulted and that PREA procedures were not followed. Inmate [REDACTED] further claims that he was released two days after making the claims and that he would now like them looked into now that he has returned to the facility. The claims made by Inmate [REDACTED] were in fact investigated by Sgt. Erik Nehrkorn #135 on 9/26/2021. The actual incident with Officer Wixon took place on 9/25/2021. Inmate [REDACTED] original complaint was that on 9/25/2021 at approximately 1550 hours, Officer Wixon attempted to give him a fist bump and then touched him on the shoulder. Inmate [REDACTED] also stated that Officer Wixon "harassed" him afterwards. Sgt. Nehrkorn conducted an extensive video review and did observe Inmate Wixon attempt to fist bump Inmate [REDACTED] - no physical contact was made. During video review, Sgt. Nehrkorn also observed that Officer Wixon did attempt to touch Inmate [REDACTED] on the shoulder but Inmate [REDACTED] moved away - no physical contact was made. Sgt. Nehrkorn also observed that Officer Wixon and Inmate [REDACTED] did converse afterwards but could find no evidence of harassment. Sgt. Nehrkorn spoke to Inmate [REDACTED] about his findings that no physical contact was made. Inmate [REDACTED] admitted that he dodged Officer Wixon's hand by moving his body. Inmate [REDACTED] requested a grievance for harassment and was issued grievance [REDACTED] on 9/26/2021. Inmate [REDACTED] was released on 9/28/2021 and then returned on 10/21/2021. I reviewed the DVR footage of the incident. I then interviewed Inmate [REDACTED] on 11/1/2021 at 2105 hours in the Bravo housing center. Inmate [REDACTED] claimed that Officer Wixon tried to fist bump him and then grabbed his shoulder after he was unsuccessful. I told Inmate [REDACTED] that this issue was reviewed and that he was never touched by Officer Wixon. Inmate [REDACTED] replied that he doesn't feel safe here and that he wants a staff no contact with Officer Wixon. Inmate [REDACTED] returned to [REDACTED] without further incident. I find the claims made by Inmate [REDACTED] to be unfounded. A copy of the grievance report, note submitted by Inmate [REDACTED] and DVR footage was submitted with this memo. End of memo.

CC:

Files

~ A C C R E D I T A T I O N S ~



## Officer's Report

# Copy

**Date of Report:** 9/26/2021

**Time Report Written:** 1900

**Date of Incident:** 9/26/2021

**Time Incident Occurred:** 1827

**Location of Incident:** [REDACTED]

**Incident:** Inmate [REDACTED] issued grievance [REDACTED] on staff.

**Officer Reporting:** Sergeant Erik Nehrkorn

**Shield #** 135

**Narrative:** Explain fully any action taken by you, any event observed, information received. Set forth names, other officers, inmates, and a detail of the information of what, who, when, where, and how. Be explicit in all information given.

On the above date and time, I was working my assigned post of Charlie Wing Sergeant. During Cell Structures in [REDACTED] who is assigned to [REDACTED] requested to speak with me privately when I had a chance. At 1743 hours, I had Inmate [REDACTED] sent to the housing center so I could speak with him. At that time, Inmate [REDACTED] stated to me, "I need a grievance on Officer Samuel Wixon 409 for harrassing and touching me". I asked Inmate [REDACTED] to further clarify what happened and he stated, "Yesterday when he was making a round on the unit around 3:50 pm, he tried to give me a fist bump, then touched me on the shoulder". I asked Inmate [REDACTED] if there was anything else he wished to add and he stated, "Officer Wixon narrassed me after the incident". I sent Inmate [REDACTED] back to [REDACTED] and had Officer Dillon Powles 545 who was assigned to [REDACTED] keep inmate [REDACTED] confined to his cell pending an investigation. Upon reviewing the facility DVR svstem. I did see the incident with Officer Wixon attempting to "fist bump" Inmate [REDACTED]. At no time did I see Officer Wixon have any physical contact with Inmate [REDACTED]. I then spoke to Inmate [REDACTED]. I informed Inmate [REDACTED] that when I reviewed the footage, I saw Officer Wixon attempt to give him a "fist bump". I further explained that the footage also showed Officer Wixon attempt to touch you on the shoulder after you denied to give him a fist bump, and he did not make any physical contact with you. Inmate [REDACTED] then stated, "Yes you probably saw me dodge his hand by moving my body". Inmate [REDACTED] then stated, "I still want a grievance for him harrassing me". Upon further review of the DVR footage from that incident I did see Officer Wixon attempt to engage in a conversation with Inmate [REDACTED] on his next round in the unit. Inmate [REDACTED] was issued grievance [REDACTED] on staff. End of report.

Page 1 of 1 Pages

Reporting Officer Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Sergeant Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Shift Commander Signature: \_\_\_\_\_ Date: \_\_\_\_\_

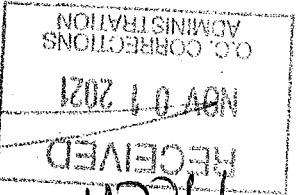
Administrator or Designee Signature: \_\_\_\_\_ Date: \_\_\_\_\_

PREA COORDINATOR

10-28-21

I WRITE YOU IN REGARDS  
TO THE PREA COMPLAINT I  
MADE AGAINST OFFICER  
WIKSON WORKING C-3  
ON ABOUT 4-27-21, I WAS  
RELEASED. TWO DAYS AFTER  
I MADE THE COMPLAINT, I  
WOULD LIKE TO CONTINUE  
THE PROCESS NOW THAT I  
AM BACK. PREA PROCEDURES  
WERE NOT WHEN I WAS  
SEXUALLY ASSAULTED BY  
OFFICER WIKSON. I NEVER  
SAW MENTAL HEALTH AND  
I WAS NOT CHECKED BY  
MEDICAL. YOU CHECKED BY  
TO ENACT THE NEGLECTED  
I AM REQUESTING PREA PROCEDURES.  
YOU DO SO NOW.

Orange County Jail  
110 Wells Farm Rd.  
Goshen, NY 10924



Prea Coordinator

Prea Coordinator, 10-28-21

I WRITE YOU IN REGARDS  
TO THE PREA COMPLAINT I  
MADE AGAINST OFFICER  
WIKSON, WORKING C-3 ON  
OR ABOUT 4-27-21, I WAS  
RELEASED TWO DAYS AFTER  
I MADE THE COMPLAINT. I  
WOULD LIKE TO CONTINUE  
THE PROCESS NOW THAT I  
AM BACK. PREA PROCEDURES  
WERE NOT WHEN I WAS  
SEXUALLY ASSAULTED BY  
OFFICER WIKSON. I NEVER  
SAW MENTAL HEALTH AND  
I WAS NOT CHECKED BY  
MEDICAL. YOU NEGLECTED  
TO ENACT THE PREA PROCEDURES.  
I AM REQUESTING THAT  
YOU DO SO NOW.

Doc

**Gray, Donna**

---

**From:** Amati, Patricia (SCOC) [REDACTED]  
**Sent:** Thursday, December 02, 2021 10:55 AM  
**To:** Gray, Donna  
**Subject:** [EXTERNAL]RE: Orange-Investigation [REDACTED] Complaint [REDACTED] Tracking Number [REDACTED]

Received, thank you. Tricia

**Tricia Amati**  
Assistant to Chairman/Commissioners

New York State Commission of Correction  
80 South Swan Street, 12th Floor, Albany, NY 12210

[REDACTED]

---

**From:** Gray, Donna [REDACTED]  
**Sent:** Thursday, December 2, 2021 10:11 AM

[REDACTED]

**Subject:** Orange-Investigatio [REDACTED] Complaint [REDACTED] Tracking Number [REDACTED]

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

*Good morning Mr. Moran,*

*Pursuant to your request dated December 1, 2021, I have attached hereto the findings of Captain James Potter's investigation and related paperwork in this matter, for your reference and records.*

*Sincerely,*

*Donna M. Gray*  
*Secretary/Administrative Assistant II to*  
*Colonel Anthony M. Mele, Corrections Administrator*  
*Orange County Sheriff's Office/Corrections Division*  
*110 Wells Farm Road*  
*Goshen, NY 10924*

**From:** Mele, Anthony [REDACTED]  
**Sent:** Thursday, December 02, 2021 9:29 AM  
**To:** Gray, Donna [REDACTED]  
**Subject:** FW: [EXTERNAL]Orange-Investigation-[REDACTED] Complaint [REDACTED] Tracking Number [REDACTED]

---

**From:** scoc.sm.Correspondence [REDACTED]  
**Sent:** Wednesday, December 01, 2021 15:43

[REDACTED]

[REDACTED]

Sheriff DuBois, please see the attached letter. When responding to the letter, please reference the above tracking number. Thank you. Tricia

**Tricia Amati**  
Assistant to Chairman/Commissioners

New York State Commission of Correction  
80 South Swan Street 12th Floor Albany NY 12210

[REDACTED]

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