

Divestiture to Superior Court (170 CPL)

STATE OF NEW YORK
COUNTY OF St. Lawrence

Hon. Timothy W. Knowlton

Index # 25561
H65-20603-23/01
Fowler Town Court
C000-Ind-70670-23/001

THE PEOPLE OF THE STATE OF NEW YORK

-VS-

Tiara K. Allen

ORDERED Hold for Grand Jury on

Divestiture After Indictment/SCI Notice

#25561

Indictment/SCI#: / /
Date Transmitted: / /

LOCAL COURT INFORMATION

Docket#: 23070012 CC#: Arraign date: 07/13/2023

DEFENDANT INFORMATION F White 10/26/1997 13702102Z/CJT#70371408M
Sex Race DOB NYSID NUMBER

07/13/2023 SP SLC Public Defender (315) 379-2393
Arrest Date Agency Defense Counsel & Phone #, if known:

Defendant's Address: [Redacted]
Gouverneur, NY 13642

Bail Posted: _____
Bail Amount \$: _____
Bail Type(C/B): _____

CHARGES HELD FOR ACTION OF THE GRAND JURY:

PL 120.02 01 - ASSAULT CHILD PL 260.10 01 - ENDAN WEL CHILD

RECEIVED
St. Lawrence County
OCT 23 2023
Supreme & County
Court Clerk's Office

The following are being forwarded to St. Lawrence County Court
(Please check all that apply)
 Felony Complaint (mandatory) Bail Papers License forwarded to Albany
 Supporting Deposition (mandatory) Securing Order Date Forwarded: 10/18/2023
 UCS 540 Notice of Appearance (number enclosed)
 501 Card UTT's
 Arrest Report DCJS Report
 Other (DWI refusal, appearance ticket, etc.)

Submit this form along with originals of the appropriate papers as provided in CPL 180.70(1) to the address of the appropriate court.

Fowler Town Court
87 Little York Road
Gouverneur, NY 13642

St. Lawrence County Court
48 Court ST
Canton, NY 13617

Until such time that these papers are received, this action is deemed to be still pending in the local criminal court.

Please notify this court if an indictment has not been filed within 90 () days, or a request has not been made to return this case to the lower criminal court.

DATED: October 18, 2023

By: Tiara K. Allen
SIGNATURE

Court Clerk
TITLE

18-October-2023

Local Court Criminal Disposition Report UCS-540-sei.
NY044521J - 344419J Timothy W. Knowlton, Fowler Town Court

CPY 1:ia CPY 2: CPY 3: CPY 4:

SERIAL:07130651

DEF LNAME/F /M:Allen, Tiara K. DOB:10/26/97 DOCKET #:23070012

CJTN#: 70371408M NYSID#: 13702102Z ARST AGENCY ORI:NY1440200 ID: [REDACTED]

AKA: ARST DT: 07/13/23 ARN DT: 07/13/23 C TYP:PD

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|-------------------|-------|-------------------|-------|
| INT DIS DT 1: / / | CODE: | INT DIS DT 2: / / | CODE: |
| INT DIS DT 3: / / | CODE: | INT DIS DT 4: / / | CODE: |
| INT DIS DT 5: / / | CODE: | INT DIS DT 6: / / | CODE: |

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|------------------------------|------|
| DISPO COV CASE(S) IN: CT CD: | DKT: |
| CT CD: | DKT: |

C01: PL -120.02 -01 -N-001 DESC: -DF0- ASSAULT CHILD

RED: - - - - - DESC: - - - - -

DDT: 10/18/23 DCODE: TRANS ACD: / / CDE: NY044013J DKT: RC:

SDT: / / SCODE: CUST/TIME: PROB: DR L: T:

CST: OPT: SEAL STAT:

FINE: STAT: SURCHARGE: STAT: T: CVAF: STAT:

C02: PL -260.10 -01 -N-001 DESC: -AM0- ENDAN WEL CHILD

RED: - - - - - DESC: - - - - -

DDT: 10/18/23 DCODE: TRANS ACD: / / CDE: NY044013J DKT: RC:

SDT: / / SCODE: CUST/TIME: PROB: DR L: T:

CST: OPT: SEAL STAT:

FINE: STAT: SURCHARGE: STAT: T: CVAF: STAT:

REMARKS:

ATTORNEY: SLC Public Defender
48 Court St
Canton, NY 13617

ORDERED BY: Timothy W. Knowlton
DATE: 10/18/2023

AUTHORIZED SIGNATURE: Tiara Astley

TOWN _____ COURT _____

TOWN _____ of FOWLER

Defendant: NA
(Relationship to alleged victim)

Alleged Victim: NA
(Relationship to defendant)

THE PEOPLE OF THE STATE OF NEW YORK

- vs. -

Date of Birth

TIARA K ALLEN

10/26/1997

Defendant(s)

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BE IT KNOWN THAT, by this FELONY COMPLAINT, JENNIFER F TERPSTRA,
as the Complainant herein, STATIONED at SP CANTON
accuses the above mentioned Defendant(s), with having COMMITTED the FELONY
of RECK ASSALT CHILD-BRAIN INJURY in violation of Section 120.02
Subdivision 01 of the PENAL Law of the State of New York.

That on or about 07/07/2023 at about 09:30 AM
in the TOWN of FOWLER, County of ST LAWRENCE, the defendant(s)

did intentionally, knowingly and unlawfully commit the felony of Reckless Assault: Cause Serious Brain Injury Child<5 -Shake/Impact Head. A person is guilty of reckless assault of a child when, being eighteen years of age or more, such person recklessly causes serious physical injury to the brain of a child less than five years old by shaking the child, or by slamming or throwing the child so as to impact the child's head on a hard surface or object. 2. For purposes of subdivision one of this section, the following shall constitute "serious physical injury": a. "serious physical injury" as defined in subdivision ten of section 10.00 of this chapter; orb. extreme rotational cranial acceleration and deceleration and one or more of the following: (i) subdural hemorrhaging; (ii) intracranial hemorrhaging; or (iii) retinal hemorrhaging. Reckless assault of a child is a class D felony.

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ON SAID DATE AND APPROXIMATE TIME, SAID DEFENDANT BEING 25 YEARS OLD CAUSED SERIOUS PHYSICAL INJURY IN THE FORM OF A BILATERAL SUBDURAL HEMATOMA OF THE VICTIM'S BRAIN BY SHAKING HIM.

The above allegations of fact are made by the Complainant herein on direct knowledge and/or upon information and belief, with the sources of Complainant's information and the grounds for belief being the facts contained in the attached SUPPORTING DEPOSITION(s) of: SARA NEWCOMBE, PATRICK THOMPSON, KEVIN THOMPSON AND POLICE INVESTIGATION

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In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the State of New York punishable as a Class A Misdemeanor. (PL 210.45)

Affirmed under penalty of perjury

this 13TH day of JULY, 2023

--OR--

Subscribes and sworn to before me this _____ day of _____, 20_____

Jennifer Terpstra 1483
COMPLAINANT -

TOWN _____ COURT _____

TOWN _____ of FOWLER

Defendant: NA
(Relationship to alleged victim)

Alleged Victim: NA
(Relationship to defendant)

THE PEOPLE OF THE STATE OF NEW YORK

-- VS. --

Date of Birth

TIARA K ALLEN

10/26/1997

Defendant(s)

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BE IT KNOWN THAT, by this COMPLAINT, JENNIFER F TERPSTRA,
as the Complainant herein, STATIONED at SP CANTON,
accuses the above mentioned Defendant(s), with having COMMITTED the MISDEMEANOR,
of ACT IN MANNER INJUR CHILD < 17 in violation of Section 260.10,
Subdivision 01 of the PENAL Law of the State of New York.

That on or about 07/07/2023 at about 09:30 AM
in the TOWN of FOWLER, County of ST LAWRENCE, the defendant(s)

A person is guilty of endangering the welfare of a child when:

1. He or she knowingly acts in a manner likely to be injurious to the physical, mental or moral welfare of a child less than seventeen years old or directs or authorizes such child to engage in an occupation involving a substantial risk of danger to his or her life or health;

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ON SAID DATE AND APPROXIMATE TIME, SAID DEFENDANT BEING 25 YEARS OLD CAUSED SERIOUS PHYSICAL INJURY IN THE FORM OF A BILATERAL SUBDURAL HEMATOMA OF THE VICTIM'S BRAIN BY SHAKING HIM.

The above allegations of fact are made by the Complainant herein on direct knowledge and/or upon information and belief, with the sources of Complainant's information and the grounds for belief being the facts contained in the attached SUPPORTING DEPOSITION(s) of: SARA NEWCOMBE, PATRICK THOMPSON, KEVIN THOMPSON AND POLICE INVESTIGATION

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In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the State of New York punishable as a Class A Misdemeanor. (PL 210.45)

Affirmed under penalty of perjury

this 13TH day of JULY, 2023

--OR--

Subscribes and sworn to before me this _____ day of _____, 20_____

Inv. Jennifer Terpstra 1483
COMPLAINANT -

STATEMENT

STATE OF NEW YORK

DATED: 07/13/2023

COUNTY OF ST LAWRENCE

TOWN OF FOWLER

I, TIARA K ALLEN, AGE 25, BORN ON 10/26/1997,

AND RESIDING AT [REDACTED] GOUVERNEUR NY 13642

HAVE BEEN ADVISED BY INV JENNIFER F TERPSTRA

OF THE NEW YORK STATE POLICE, OF THE FOLLOWING:

I HAVE THE RIGHT TO REMAIN SILENT, AND I DO NOT HAVE TO MAKE ANY STATEMENT IF I DON'T WANT TO.

IF I GIVE UP THAT RIGHT, ANYTHING I DO SAY CAN AND WILL BE USED AGAINST ME IN A COURT OF LAW.

I HAVE THE RIGHT TO HAVE A LAWYER PRESENT BEFORE MAKING ANY STATEMENT OR AT ANY TIME DURING THIS STATEMENT.

IF I SHOULD DECIDE I DO WANT A LAWYER, AND I CANNOT AFFORD TO HIRE ONE, A LAWYER WILL BE APPOINTED FOR ME FREE OF CHARGE AND I MAY HAVE THAT LAWYER PRESENT BEFORE MAKING ANY STATEMENT.

I ALSO UNDERSTAND THAT I HAVE THE RIGHT TO STOP AT ANY TIME DURING THIS STATEMENT AND REMAIN SILENT AND HAVE A LAWYER PRESENT.

I FULLY UNDERSTAND THESE RIGHTS, AND AT THIS TIME I AGREE TO GIVE UP MY RIGHTS AND MAKE THE FOLLOWING STATEMENT:

Inv. Jennifer Terpstra 1483
WITNESS

X Tiara Allen
SIGNATURE

Statement:

I woke up around 7:30 am or before and warmed up some breast milk for him in a bottle. I pulled his bassinet into our room and gave him the bottle and both of us went to bed for a few more hours. We woke up around 9:00-9:30 am. My son woke me up and Conway was waking up too. I pull the bassinet out of the bedroom, outside of our door and put the bassinet by the toy box. I took Conway out of the bassinet and put him on my bed. I went to the bathroom and when I came back Conway was fussy. I tried to settle him down and nothing was working. I tried to give him his "binkie" and bottle and nothing was working. I picked up Conway and took my anger out on him and I shouldn't have. I picked him up with both hands and shook Conway back and forth out of frustration and anger. I set him on the bed and changed his onesie to get him dressed for the day. I changed his diaper and onesie all of the same time. When I changed his diaper, he had pooped and it went up his back. I roughly changed Conway's diaper by grabbing his legs and forcefully pushed his legs up to change him. I was frustrated and angry during this time. After changing him and putting the clean onesie on him, Conway became limp. After he was limp on the bed, I took Conway to [REDACTED] to see if he could help. [REDACTED] was trying to help and nothing worked. I then called [REDACTED] and told him about Conway being unconscious. [REDACTED] was on his way home and contacted 911. [REDACTED] asked me if he should call 911 and I said yes. I was scared. I was concerned about what happened. I thought maybe me holding him and moving him back and forth could have done it. A woman called the house, I don't remember her name, she asked what was going on? She asked about fluids coming out of anywhere on Conway. I told her there was a little blood coming out of his left nostril. She told me to put him belly down on my arm and cradle his head to see if he was choking on anything. That wasn't working. She then told me to put him safely on the floor on his back and I did that. [REDACTED] showed up at this time, the police and then the EMT's showed up at the house. [REDACTED] followed the EMT's to Gouverneur Hospital. I got my son ready and then followed [REDACTED] to the hospital. I believe I caused Conway's injuries. I should have walked away from the situation and come back to him later, but it's hard when he is fussy.

Notice

(Penal Law §210.45)

In a written instrument, any person who knowingly makes a false statement which such a person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirmed under penalty of perjury

this 13TH day of JULY, 2023

X. [Signature]
(SIGNATURE OF PERSON GIVING STATEMENT)

- OR

* Subscribed and Sworn to before me

this _____ day of _____

(WITNESS)
Inv. Joseph Tapster 1483
(NAME OF PERSON TAKING STATEMENT)

* This form need be sworn to only when specifically required by the court