

HISTORY OF CRIMINAL PROSECUTIONS

- The following case histories of criminal prosecutions are outlined in the article entitled, *Criminal Prosecution of Child Protection Workers* from Social Work magazine, November, 1995:
 1. **Diane Henton, Illinois Department of C&YS**, prosecuted in 1990 for 8 counts of misconduct for failure to protect a child who died in 1986 after she conducted a child abuse investigation found not guilty of all charges
 2. **Hattie Roland, Illinois Department of C&YS**, prosecuted for 63 counts of official misconduct for allegedly failing to file reports, falsifying reports, failing to provide protective services, and failing to make monthly visits in the case of another child who died in impending trial stopped due to dismissal of charges by the judge because the state had failed to indict her within a year of discovery of criminal conduct this was in 1991
 3. **Frank Edson, a South Carolina Department of Social Services caseworker**, indicted for 2 counts of obstruction of justice and 2 counts of failure to report child abuse following the death of a child in foster care of AIDS Foster mother told him that the child may have been sexually abused but he waited 8 months before starting an investigation he was basically acquitted of all charges because the state failed to present enough evidence to convict him (1993)
 4. **Robert Hively, Supervisor in Fairfield County Children's Services in Ohio**, prosecuted for dereliction of duty for failing to properly supervise in a case where a child died charges eventually dismissed by the judge because the state had failed to meet it's burden of proving the basic elements of a crime (1992)
 5. **Ahmad Muhammed, caseworker in the Illinois Department of C&YS**, prosecuted for failing to protect a child after a mother killed the child while under the influence of cocaine because of false testimony he gave at a hearing which resulted in the case being closed, he was convicted of contempt of court and sentenced to 4 months in jail (1991)
 6. **Margaret Barber, Florida Department of Health and Rehabilitative Services**, prosecuted in 1992 for culpable negligence, a felony, for not informing the judge of the contents of a psychological evaluation, and for not reporting an incident of abuse on a case in which a child died Initially convicted on both counts and sentenced to 3 years probation; on appeal, the culpable negligence conviction was reversed but the the failure to report conviction was upheld