

AFFIDAVIT OF PROBABLE CAUSE FOR ARREST WARRANT

CR # AC19-4917

STATE OF COLORADO

EIGHTEENTH JUDICIAL DISTRICT

COUNTY OF ARAPAHOE

Court Case No.

STATEMENT IN SUPPORT OF WARRANTLESS ARREST

Sarah Elise Porter

Suspect (Last, First, Middle)

Arapahoe County SO

Arresting Agency

303-795-4711

Phone

01/04/95

D.O.B.

03/22/19

Date of Arrest

AC19-4917 Agency Case No.

1738 hours

Time of Arrest

☐ am

☒ pm

Charge(s):

18-3-405.3(1)(3) Sex Assault on a Child – Position of Trust
18-6-403(3)(a) Sexual Exploitation of a Child

F4

F5

No bond

Andrew Fehringer 14003, a peace officer with the **Arapahoe County Sheriff's** Department states that there exists probable cause for the warrantless arrest of the above named suspect for the charges stated above. The officer further states that the facts below are based on personal knowledge and/or interviews with witnesses and fellow peace officers and/or review of official law enforcement reports.

1. The crime(s) alleged occurred on 02/25/2019 – 03/21/2019, between 0001 – 2359 hours, City of Centennial, County of Arapahoe, State of Colorado.
2. The suspect was arrested at 05:38 ☐ am / ☒ pm on the 22nd day of March, 2019.
3. The facts in support of the probable cause for the warrantless arrest of the above named suspect are as follows:

This Affiant is aware of the following information as it is contained in Arapahoe County Sheriff's Office Offense Report #AC19-4917, which was written by Arapahoe County Sheriff's Deputy DANIEL TIPTON, and was subsequently read by this Affiant. Information taken from this report has been paraphrased by this Affiant.

On 03/22/19, I informed by my Lieutenant that there was a possible sex assault on a child that had occurred at [REDACTED].

[REDACTED]
[REDACTED]
Arapahoe County
State of Colorado

A Safe-to-Tell had come in mentioning that a student and teacher had kissed in an office with the lights off.

I contacted Arapahoe County Sheriff's Office (ACSO) School Resource Officer (SRO) DANIEL TIPTON and SRO JAMES ENGLERT reference the case and found that the following individuals were involved. The suspect was identified as:

PORTER, SARAH ELISE

DOB: 01/04/95

The student victim was identified as:

[REDACTED]
DOB: [REDACTED]

Other students that may know about the incident were identified as:

[REDACTED]
DOB: [REDACTED]

[REDACTED]
DOB: [REDACTED]

and

[REDACTED]
DOB: [REDACTED]

I arranged for [REDACTED] to be interviewed at Sungate Kids which occurred at approximately 1030 hours (03/22/19). Present were myself and Deputy District Attorney MICHAEL MAURO. The Forensic Interviewer was JODI BYRNES-KLAUSS. [REDACTED] told JODI the following, in essence:

They began gaining rapport by talking about family and other trivial matters. JODI then explained the rules, explained that [REDACTED] was not in trouble, that there is no guessing, no making things up, to correct her (JODI) if she got something wrong, as well as explained and asked him to tell the truth. [REDACTED] agreed to do these things. During the interview, [REDACTED] stated the following in essence:

He was there because of his coach/teacher named SARAH PORTER.

He didn't even know she worked there and he had met her on the first day of track

During that first practice he had received a Snapchat from a 'Nikefreak12.' (Initially [REDACTED] was not sure and just stated it was a 'Nike something.' I later confirmed with him, after the interview, that it SARAH's Snapchat identification was 'Nikefreak12' which he had a Snapchat of on his screen).

His Snapchat was '[REDACTED]'

He did not know who the picture was sent from and the person on snapchat text messaged "do you know who this is?"

They kept talking via Snapchat.

He did eventually find out that 'Nikefreak12' was SARAH PORTER, his teacher. She eventually let him know.

Throughout the time that she had been his coach, she has been very touchy or spent a lot of attention on him.

During practices, SARAH would pretty much coach only him and she was close to him.

Before the first track meet which was approximately a week after practice started, he had to go get a uniform. (I found out later that [REDACTED] track first day was 02/25/19 and the Friday the incident in the office occurred was on 03/08/19).

She brought him up to an office at the school where the shirt was. (The office was later found to be an office for the Spanish Teachers, which I found that SARAH was a teacher in).

They went into the office.

She grabbed a shirt and then in that room the door automatically closes and the door had closed. There is a window in the door.

Then she turned out the lights and she grabbed him.

She told him to follow along and something to the effect that 'or I will do something.'

He didn't know what she meant by what she told him and assumed that she meant she would do something to his family or to him.

She started kissing him.

At one point during the interlude, she pushed his head down with her hand trying to get him, he believed, to kiss her down there; he indicated her breasts or vagina.

During this incident, she grabbed his penis and he believed she wanted to do more.

The head coach began to message her he believes she possibly had a meeting.

The incident eventually ended 20 to 30 minutes after it started.

He thought she was frustrated when she left.

In the office she would not let him leave and she kept massaging his chest, arms and back.

Other than the initial her telling him to follow along or I will do something, she didn't talk much.

He does not remember what else she had said if she did say anything.

He believed she wanted to go further.

She tried to pull down his pants and grabbed his penis.

She had pushed him down wanting him to kiss her down there. He pushed her away.

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He had the videos on his phone at one point but he has since deleted them since he found out this was going to become a bigger deal. He deleted them because he was freaked out.

In the text messaging, which they had used Snapchat to message, she had sent him nudes of her masturbating and other videos.

During practice she would verbally tell him that he needs him to send her things, reference his genitalia.

He did eventually send her an image of a penis that he had found on the internet.

During these text messages, she told him that her ex-boyfriend was a drug dealer and she kept trying to get him to say he was a drug dealer for unknown reasons.

(He later stated in the interview that) She just kept asking him if he dealt drugs and kept making indications that she wanted him to say he was a drug dealer.

Again he didn't know why, he was just thinking that she wanted to imagine that he was.

She had asked him how he bought all these sneakers, again speculating that he was a drug dealer which he is not.

She stated that she had also dealt drugs with her ex-boyfriend at one point in time.

A mother of one of the other team members, [REDACTED] had seen how friendly she was with him.

[REDACTED] then came to him and talked to him about what was being seen and he ended up telling [REDACTED] and the other two teammates that she had been text messaging him. (The other two teammates were the two males listed about, [REDACTED] and [REDACTED]).

During the interview [REDACTED] appeared stressed, upset, and anguished, putting his head down and at time sighing. He appeared to be emotional about what had occurred.

[REDACTED]

Investigator KIM SCHELL and I went to the [REDACTED] and interviewed [REDACTED], [REDACTED], [REDACTED], and the head track coach STUART LIENEMANN (DOB: 110168). All of the above interviewed were conducted separately and recorded.

[REDACTED] told us that her mom, during meets ("last Tuesday" 03/19/19), had noticed that SARAH was showing [REDACTED] a lot of attention, to the point that she talked to a coach about it (VINNIE SERINACK). [REDACTED] also stated that SARAH would coach the boys more and seemed irritated when she asked for help.

On 03/21/19, [REDACTED] confronted [REDACTED] about the way SARAH treated him. After about one hour of talking about it, throughout the meet, [REDACTED] eventually told her, [REDACTED], and [REDACTED] that SARAH had sent him nudes. [REDACTED] also told them about the incident that occurred in an office when he was picking up a uniform.

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██████████ told them about an incident in the office in which SARAH told him that if he told anyone he would be in trouble.

██████████ found that ██████████ had shown the other two boys a video of SARAH "fingering herself".

██████████ and ██████████ told us that on 03/21/19 ██████████ had shown them videos of SARAH masturbating. The stated that the fingernail in the video was purple with sparkles, which is the same polish that SARAH had on on 03/21/19. ██████████ stated he recognized SARAH's voice in the video. ██████████ had stated that the body shape of female was the same and he believed that the video and images were SARAH. ██████████ stated the two images of SARAH were her showing her breasts.

Both [REDACTED] and [REDACTED] had stated that the day that [REDACTED] was in the office, getting his shirt, he was gone for about 30 minutes; they had been waiting for him to go to lunch. He eventually called them and talked to them, telling them that he was not going to go. [REDACTED] reported that he told them his mom was going to pick him up. [REDACTED] reported that [REDACTED] sounded upset or mad. When STUART confronted SARAH, explaining to her what was being reported and that there was a Safe-To-Tell reference her. SARAH told him "I fucked up" and that she was in a "real bad place right now". She told him that she "ruined everything" and told him that she had sent revealing pictures to a student while wearing a tank top.

Investigator SCHELL and I responded to Porter Adventist Hospital, 2525 S Downing Street, Denver, Colorado. We talked to a clinical social worker who stated she had informed SARAH, prior to talking to her, that she was a mandatory reported of child abuse. The worker was identified as:

MYERS, GINA
DOB: 05/01/86

GINA told us the following in essence:

SARAH reported that she (SARAH) worked at [REDACTED] as a Spanish teacher.

SARAH reported that she (SARAH) had physical contact with a student athlete at the school.

SARAH stated that the boy had come onto her in an office and they did "everything leading to it" but they did not have sex or oral sex.

GINA reported that SARAH had purple glittery fingernail polish.

Investigator SCHELL and I placed SARAH into custody while at Porter Adventist Hospital, and transported her to the Arapahoe County Sheriff's Office without incident. SARAH did not want to talk to us without consulting a lawyer.

SARAH was ultimately identified by her Colorado Driver's License [REDACTED].

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I found that SARAH committed the crimes of:

18-3-405.3(1)(3) Sex Assault on a Child – Position of Trust
18-8-403(3)(a) Sexual Exploitation of a Child

F4
F5

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Reports and additional pages stapled to this statement are incorporated into the statement.

Executed on the 22nd day of March, 2019 at 05:38 ☐ am / ☒ pm.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

A. FERRINGER 14023
Arresting Officer Signature

Original: Court File
Copy 1: Arrestee copy
Copy 2: Detention Facility copy
Copy 3: District Attorney copy

Arresting Agency Supervisor's

ACFORM 648