UPDATE TO REPORT OF INVESTIGATION DATED MARCH 1, 2023

SUBJECT:

Allegations of Intimidation of Donald Dickinson by Mayor Robert O'Dekirk

March 25, 2023

BY: Sean P. Connolly I. <u>Purpose</u>: City of Joliet Councilmembers requested to be updated regarding the on-going investigation regarding allegations that former Councilman Donald Dickinson made against Mayor Robert O'Dekirk. This update provides information regarding the continued efforts by the Joliet Inspector General (IGO) since the March 13, 2023, Special Council Meeting.

II. Updates:

A. Complaint for Declaratory Judgment and Other Relief:

- 1. Sean Connolly filed a Complaint for Declaratory Judgment and Other Relief with the Clerk of the Circuit Court of Will County. The purpose of this complaint is to obtain a court order from a Will County Judge ordering the Illinois State Police (ISP) to comply with the IG's subpoena sent to ISP on February 7, 2023. On February 16, 2023, ISP FOIA Officer responded to the subpoena claiming she knows of no statutory authority requiring ISP to respond to the IGO's subpoena. ISP treated IGO's subpoena as a FOIA request and provided a 93-page redacted compilation of interviews and other evidence.
- 2. The IGO is seeking all audio/video interviews conducted by ISP during their seven-month investigation, along with additional evidence. ISP recorded the majority of interviews conducted during its investigation. Additionally, ISP gathered a considerable amount of evidence from Dickinson's cell phone. This evidence includes text messages and call logs between Dickinson and other individuals occurring around the time of the November 1, 2020, meeting at former Chief Alan Roechner's residence and the resulting incident report dated November 2, 2020, alleging Mayor O'Dekirk intimidated Dickinson. These text messages and call logs referenced in a report prepared by ISP S/A Merrit and S/A Schramka, with the purpose listed as "Review of the forensic extraction of Donald Dickinson's cellphone," referenced the following evidence:
- a. "Text messages between Dickinson and JPD Chief Alan Roechner which started on October 24, 2020."²
- b. "Text messages between Dickinson and Jennifer Gavin (redacted information by ISP) from July 3, 2020."
- c. "Text messages between Dickinson and his girlfriend (redacted information by ISP)."⁴

¹ See Exhibit A.

² Ibid.

³ Ibid.

⁴ Ibid.

- d. "Text messages between Dickinson and Joseph Hosey (redacted information by ISP) and phone call records."⁵
- e. "Text messages between Dickinson and Patrick Mudron (redacted information by ISP)."⁶
- f. "Text messages between Dickinson and Jim Glasgow and phone call log."⁷
 - g. "Text messages between Dickinson and Nancy Antonia"8
 - h. "Text messages between Dickinson and John Hertko."9
 - "Text messages between Dickinson and Bryan Slinkard."
 - j. "Text messages between Dickinson and Mike Turk." 11
- k. "Deleted phone call logs where Dickinson talked to James McFarland (redacted information by ISP) on October 23, 2020. There were deleted phone call logs from October 23, 2020, between Dickinson, Hosey, Turk, Roechner, and Reid."¹²
- I. "Dickinson had typed out a note in his phone explaining his allegations which was exactly what he disclosed during our interview. Dickinson sent that note to Roechner before the phone conversation happened between McFarland and Dickinson."¹³
- 3. Legal counsel for ISP agreed to accept service of process on behalf of ISP. Sean Connolly forwarded the complaint and summons to ISP legal counsel on March 23, 2023; ISP legal counsel acknowledged receipt.

⁵ Ibid.

⁶ Ibid.

⁷ Ibid. The IGO believes the individual listed as "Jim Glasgow" is most likely Will County State's Attorney James W. Glasgow. On March 23, 2023, the IGO sent State's Attorney Glasgow a letter via U.S. Mail and email requesting to interview him. The purpose of this interview will be to determine whether State's Attorney Glasgow is the "Jim Glasgow" listed in the ISP report and to determine whether State's Attorney Glasgow has information that will assist this investigation.

⁸ Ibid.

⁹ Ibid.

¹⁰ Ibid.

¹¹ Ibid.

¹² Ibid.

¹³ Ibid.

B. Interview of Detective Jeffrey German

- 1. On March 17, 2023, Martin Walsh interviewed Detective Jeffrey German at Fraternal Order of Police (FOP) headquarters, located at 30 N. Bluff Street, Joliet, Illinois. Mr. Walsh again interviewed Detective German on March 18, 2023. These interviews totaled nearly three hours. Detective German had a FOP attorney present during the March 17, 2023, interview as well as two FOP union representatives. Detective German voluntarily submitted to these interviews.
- 2. Detective German is the Joliet Police Department's (JPD) top Digital Forensic Examiner. On November 2, 2020, German was one of three Joliet detectives certified to perform digital forensic examinations. German joined JPD in 2003, he previously worked for the Mokena Police Department. He is a nationally recognized expert in digital forensics. German began his digital forensic training in 2014 and has performed approximately 1,000 digital forensic examinations for JPD. German worked in patrol and in the tactical unit prior to being appointed Detective approximately ten-years ago. In addition to his forensic duties, German works cases as a detective.
- 3. Detective German disagreed with the IGO's description of his role in the JPD's portion of the Dickinson investigation. He was the digital forensic technician and responsible for providing his boss, Deputy Chief Marc Reid, with the data recovered from Dickinson's cell phone. German claimed he never saw any of the phone records, photos or text messages reviewed and edited by Reid. German claimed he was not aware Reid was investigating a complaint filed by a sitting Joliet City Councilmember until a "couple days" after he began working on the phone extraction for Reid. German also claimed he did not discuss the case details with Reid, despite sitting next to him for hours in the department's Digital Forensic Lab.
- 4. On Monday, November 2, 2020, German indicated he was instructed by Deputy Chief Reid to begin a digital forensic extraction on a cell phone. German said Reid informed him the "victim" (Don Dickinson) gave Reid verbal consent to "partially" search and document select data from the phone. German said Reid was looking only for evidence related to the "victim's" allegation of "intimidation." Reid had Dickinson's passcode, and as a result had control of Dickinson's cell phone. German acknowledged Reid had the ability to delete or add information to Dickinson's phone. German said it would be "improper" for Reid to delete or add information to Dickinson's phone.
- 5. At some point prior to November 2, 2020, Reid secured Dickinson's cellular phone and taken an offense report. German claimed he never saw the handwritten report written by Reid.
- 6. JPD has a room near the investigation division dedicated to digital examinations. This room contains two computers and supporting hardware used to extract information from any digital device. In addition to cell phones, German works on

computer, camera and video analysis. The computer stations are located side-by-side and an arm's length away from each other.

- 7. It is common for detectives to be in the lab when German or another detective/forensic technical is performing their digital exam. It was uncommon for a high-ranking official such as Reid to be the lead investigator on this type of case. German said he believed this was the first time he had ever worked as a forensic technician for a Deputy Chief.
- 8. Besides the fact Deputy Chief Reid was the investigator, German said the actual work he performed at Reid's behest was "routine" in nature. German claimed he was never asked to use his technical expertise to manipulate data.
- 9. Detective German spent all or part of November 2-4, 2020, completing the extraction process of Dickinson's phone. His work was completed on November 4, 2020. At this time, Reid was able to access a complete record of Dickinson's cell phone data. On November 4, 2020, Reid sat at a computer in the JPD Forensic Lab and went through the phone's 50 gigabytes of data. German said Reid was not experienced in this type of computer work. Reid asked for German's help, and German told Reid what he needed to do.
- 10. German said Reid was "book marking" evidence, including photos, pictures and text messages from the extraction. He also said Reid was looking at the computer screen and selecting data he deemed relevant to the investigation. When Reid finished, the information he selected was downloaded onto a thumb drive. This thumb drive was in Reid's possession for more than a week before being turned over to ISP on November 13, 2020. Additionally, German said he provided Reid with another thumb drive containing all the data German could extract from Dickinson's cell phone: this drive was also turned over to the ISP.
- 11. On November 18, 2020, ISP Special Agents returned to JPD because they could not access the complete phone dump. ISP special agents requested for German to provide them with a current, complete readable copy of the JPD's phone extraction. German was initially unsuccessful, but eventually a full and complete copy was turned over to the ISP three-days later.
- 12. A digital phone examination is a complex procedure. In the Dickinson case, the extraction took up to 16-hours start to finish. The end product included the "complete" contents of Dickinson's phone and the "book marked" thumb drive generated by Reid. Ultimately, ISP used their own forensic team to analyze JPD's thumb drive submissions.
- 13. ISP never had access to Dickinson's physical phone because Reid gave Dickinson his phone back sometime before November 4, 2020, long before Reid turned the thumb drive(s) over to ISP. Interestingly, Dickinson traded in this cellphone

November 13, 2020. Reid should not have returned the phone because it was material evidence. According to Reid's hand-written report, Reid knew JPD would be turning over the investigation to ISP on November 2, 2020.

- 14. The March 1, 2023, IGO Report of Investigation did not find that Detective German committed misconduct or that he did anything inappropriate during the Dickinson investigation. German was not the subject of this investigation.
- C. **Officer Complaint Forms**: the IGO submitted Officer Complaint Forms regarding former Chief Alan Roechner and former Deputy Chief Marc Reid. These complaint forms were submitted to the Illinois Law Enforcement Training and Standards Board on March 16, 2023.
- D. Report of Investigation sent to the U.S. Attorney, the Illinois Attorney General and the Federal Bureau of Investigation:
- 1. On March 22, 2023, the Report of Investigation, dated March 1, 2023, was forwarded to the U.S. Attorney for the Northern District of Illinois.
- 2. On March 22, 2023, the Report of Investigation, dated March 1, 2023, was forwarded to the Illinois Attorney General.
- 3. On March 24, 2023, the Report of Investigation, dated March 1, 2023, was forwarded to the Federal Bureau of Investigation.
- III. **Conclusion**: The IGO will continue to provide updates regarding the progress of this on-going investigation. Please do not hesitate to reach out to the IGO with questions or concerns.

Ву:

Sean P. Connolly

ILLINOIS STATE POLICE INVESTIGATIVE REPORT

File #:	Reporting /Incident Date(s	s):	Reporting Agent(s):	ID#:		Dictated/Lead #:
20-1009-CH-SIU	11/13/2020		S/A M. Merritt S/A N. Schramka	6289 5991		TN: 12
itle: Case		Case	Agent: ID#	Office: Typed by:		Date:
Robert O'Dekirk		N. Schramka #5991		DCI/SIU	NS	12/29/2020
Purpose:						
	nsic extraction of Dona	ald D	Dickinson's cellphone.			
On Monday, 11/09/2 Unit, was made awa Dickinson for the resover Dickinson. On November 13, 20 Joliet Police Departr the JPD Chief's cont During the meeting 1 on November 10, 20 downloaded. In Rei a nude African Ame	2020, the Illinois State re of an allegation of I kirk is alleged to have mainder of this report) 2020, Special Agent (S/Monent (JPD) Deputy Cherence room, located at the Reid provided me with 20. The report stated d's report he indicated rican woman who he described to the company of the report stated at the report he indicated the rican woman who he described to the report of the report o	Police Intimition from A) Maief Mat 15 In police he colleter	ce, Division of Criminal idation by City of Joliet Midated Donald Dickinson running for City of Jolie Merritt #6289 and I, S/A Marc Reid (referred to as 10 W. Washington Street, ice report (20-0014841) (inson gave verbal consensesserved a picture of mined was not Gavin in the details of the control of the	Investigation, Mayor Robert of Council by N. Schramka # Reid for the re Joliet, Illinois see TN: 1) what for his cellument. Reid he text message	Special In O'Dekirk holding a r 5991, met emainder of s. hich he, Re ilar telepho id also state ges.	vestigations (Erred to as nude picture) with City of f this report) in sid, completed ne to be ed he observed
One flash drive cont	ained complete forens	ic ex	traction of Dickinson's A	apple iPhone.		
 Text message Also, phone Text message Text message Text message 	ated (see attached):	and inson and i	Jennifer Gavin (nis girlfriend Andrea	r which starte	d on Octob) from July	per 24, 2020.
Dissemination:	***************************************					

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IL 493-0117

ILLINOIS STATE POLICE INVESTIGATIVE REPORT

(continued)

Case No. 20-1009-CH-SIU

Date: 11/13/2020 S/A N. Schramka #5991

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- Text messages between Dickinson and Jim Glasgow and phone call log.
- Text messages between Dickinson and Nancy Antonia.
- Text messages between Dickinson and John Hertko.
- Text messages between Dickinson and Bryan Slinkard.
- Text messages between Dickinson and Mike Turk.
- Deleted phone call logs where Dickinson talked to James McFarland
 There were deleted phone call logs from October 23, 2020, between Dickinson, Hosey, Turk, Roechner, and Reid.
- Dickinson had typed out a note in his phone explaining his allegations which was exactly what he
 disclosed during our interview. Dickinson sent that note to Roechner before the phone conversation
 happened between McFarland and Dickinson.

I have placed all the items located in the forensic extraction onto a CD and placed the CD into a 1-A Exhibit Envelope and attached it to the case file.

Attachments:

Dissemination:

- Text messages between Dickinson, Roechner, Gavin, Hosey, Turk, Glasgow, Antonia, Hertko, Slinkard, Mudron.
- 2. Phone call logs between Dickinson, Roechner, Hosey, Glasgow, McFarland.
- 3. Note located in Dickinson's phone.
- 4. Cellbrite extraction reports with text messages, phone call logs, and notes.

Physical Descriptors:
Name: Robert O'Dekirk
DOB:
Home Address:
Work Address: 150 W. Jefferson Street, Illinois 60435
Driver's License:
Name: Donald Dickinson
DOB:
Home Address:
Work Address:
Driver's License:
Telephone Number:
Name: Jennifer Gavin
DOB:
Home Address:
Driver's License:

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IL 493-0117 ISP 4-3 (01/94)

ILLINOIS STATE POLICE INVESTIGATIVE REPORT

(continued)

Case No. 20-1009-CH-SIU Date: 11/13/2020 S/A N. Schramka #5991

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Telephone Number:
Name: James McFarland
DOB:
Home Address:
Driver's License:
Telephone Number:
Name: Patrick F. Mudron
DOB:
Home Address:
Work Address: 113 Republic Ave., Joliet, Illinois 60435
Driver's License:
Telephone Number:
Name: Joseph Hosey
DOB:
Home Address:
Work Address: 7717 South Route 31, Crystal Lake, Illinois 60014
Driver's License:

Name: Marc Reid

Telephone Number:

Work Address: 150 W. Washington Street, Joliet, Illinois 60435

Name: Alan Roechner

Work Address: 150 W. Washington Street, Joliet, Illinois 60435

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