

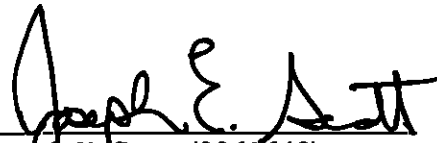
IN THE COMMON PLEAS COURT OF FRANKLIN COUNTY, OHIO  
CRIMINAL DIVISION

STATE OF OHIO,	:	
	:	
Plaintiff,	:	
	:	Case No. 2011 CR 06-2902
vs.	:	
	:	Judge Guy I. Reece II
AMBER FERNANDEZ,	:	
	:	
Defendant,	:	

**DEFENDANT'S SENTENCING MEMORANDUM**

Defendant, Amber Fernandez, by and through undersigned counsel, respectfully submits this sentencing memorandum in support of a term of Community Control.

Respectfully submitted,



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Attorney for Defendant

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FRANKLIN CO., OHIO

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CLERK OF COURTS

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**BACKGROUND:**

Amber Fernandez is a thirty-five (35) year old Caucasian female. She was born on February 1, 1977, to Oscar Fernandez and Stacy Russell in Houston, Texas. Amber and her family did not stay in Houston for long, as her childhood was characterized by many moves. Shortly after Amber was born, her family moved to Bozeman, Montana so that her father could teach at Montana State. When Amber was four (4) years old, her family moved to Columbus, Ohio after her father obtained employment as a professor at The Ohio State University. Amber's parents separated while she was in Kindergarten. Amber and her mother moved back to Bozeman, Montana to facilitate her mother completing her Master's degree in History at Montana State.

Given the stress of the separation, Amber and her mother went through considerable depression for a period of years. Upon completion of her Master's degree, Amber's mother moved them to Orange, Texas, where Amber's extended family resided. Initially, Amber's mother was a part-time teacher at Lamar University, but subsequently was hired full-time as an Academic Advisor. Throughout her elementary school years, Amber was an eager student, very outgoing, and had many friends. She was even selected the most beautiful girl in the eighth (8<sup>th</sup>) grade.

Despite her positive and outgoing nature, Amber faced severe medical issues when she was a child. Throughout a significant part of her childhood, Amber suffered from frequent strep throat and urinary tract infections. Her family pediatrician could not provide any diagnosis or relief for her and as a result, Amber suffered continuously. Amber's mother recalls that Amber often cried most of the night as a child. After many doctor visits, failed medication regimens, and years of debilitating pain, a physician in Beaumont, Texas diagnosed

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Amber with a serious birth defect in her reproductive system. This condition caused Amber's kidneys to fail and as a result, she underwent kidney reconstruction surgery at Texas Children's Hospital when she was twelve (12) years old. Amber was advised that her resulting condition prohibited her from playing contact sports.

Amber's family went through another transformation when Amber's mother remarried when Amber was fourteen (14) years old. Amber's step-father, Vernon Aubin, was an oil rig driller and due to of the nature of his job his presence was sporadic. Amber and her step-father had a tumultuous relationship which caused Amber to move back to Ohio to reside with her father. Amber then enrolled at Hilliard High School in 1992, at the end of her freshman year. Amber succeeded academically and socially in high school and was even voted to have the prettiest eyes her senior year. Amber was involved in many extra-curricular activities in high school including Spanish Club, Pep Club, and Student Council. Amber also made the Honor Role every quarter in high school.

After graduating from Hilliard High School, in 1995, Amber enrolled at The Ohio State University. After one (1) quarter she took a temporary leave of absence but later returned and earned her Bachelor of Arts in Art History in 2003. While a full-time student, Amber worked more than forty (40) hours per week to support herself. Amber's father and step-mother were so proud of her accomplishments that when she graduated, they took her to Europe for three (3) weeks to experience the art and architecture she had been studying for the previous several years.

Prior to the current circumstances, Amber was working and hoping to pursue her teaching certificate to teach young children. The current circumstances have had a tremendous effect on Amber, and undoubtedly, she is incredibly remorseful. Amber has been diagnosed

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with Post Traumatic Stress Disorder, Depression, and Panic Attacks. These conditions make it difficult for Amber to accomplish things in her daily life. Questioning by the police sent Amber into a state of shock that resulted in her hospitalization and a suicide watch. Her mother drove to Columbus from Texas immediately to provide comfort, support and guidance. Her mother reports that since the accident Amber has had on-going depression and many severe panic attacks and nightmares.

**PROCEDURAL HISTORY:**

On June 1, 2011, Amber Fernandez was indicted for one (1) count of Failure to Stop after an Accident, a felony of the third degree (F-3) and one (1) count of Tampering with Evidence, also a felony of the third degree (F-3).

On February 27, 2012, Amber pled guilty to one (1) count Failure to Stop After an Accident, a felony of the third degree (F-3).

**FACTS:**

During the early hours of the morning on May 21, 2010, Amber Fernandez was driving home after her shift ended at Mulligan's Sports Pub when an unfortunate event occurred. Amber's vehicle struck an object unknown to her at the time, and in lieu of stopping, she proceeded to continue on her route home. Several hours later Columbus police arrived on the scene of the accident and discovered Jeffrey L. Stevenson badly injured and many broken bicycle parts. Mr. Stevenson was transported to a local hospital and later pronounced dead. An investigation into this matter led Columbus police to discover Amber's vehicle in a local repair shop. The police believe that Amber's vehicle was involved in the accident that resulted in the fatality of Mr. Stevenson. Amber has cooperated with the investigation fully.

**ARGUMENT:**

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**I. A Term of Community Control Comports with the Overriding Purposes of Felony Sentencing In Ohio,**

This Court should sentence Amber to a term of Community Control because such a sentence is reasonably calculated to fulfill the overriding purposes of felony sentencing in Ohio. A court that sentences an offender for a felony shall be guided by the overriding purposes of felony sentencing. R.C. 2929.11(A). In Ohio, “[t]he overriding purposes of felony sentencing are to protect the public from future crime by the offender and others and to punish the offender.” *Id.* The sentence must be reasonably calculated to achieve these goals. R.C. 2929.11(B). The sentence must also be commensurate with and not demeaning to the seriousness of the offense, and must be consistent with sentences imposed for similar crimes committed by similar offenders. *Id.*

Imposing a prison term for a violation of R.C. 4549.02 is *not* mandatory. No necessary prison term is proscribed for violations of R.C. 4549.02 and no presumption of prison exists. R.C. 2929.13. Therefore, this Court should impose a sentence of community control. Alternatively, this Court could impose a sentence of community control with Community Based Correction.

“A court that sentences an offender for a felony shall be guided by the overriding purposes of felony sentencing.” R.C. 2929.11(A). The dual overriding purposes of felony sentencing are: (1) “to protect the public from future crime by the offender and others” and (2) “to punish the offender using the minimum sanctions that the court determines accomplish those purposes without imposing an unnecessary burden on state or local government resources.” *Id.* R.C. 2929.11 outlines factors the sentencing court shall consider in determining if a sentence is consistent with the overriding purposes of felony sentencing. *Id.*

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Those factors are: the need for incapacitating the offender, the need for deterring the offender and others from future crime, the need for rehabilitating the offender, and the need for making restitution to the victim of the offense, the public, or both. *Id.* Any felony sentence imposed "shall be reasonably calculated to achieve the two overriding purposes of felony sentencing." R.C. 2929.11(B). In addition, the felony sentence shall be "commensurate with and not demeaning to the seriousness of the offender's conduct and its impact upon the victim, and consistent with sentences imposed for similar crimes committed by similar offenders." *Id.*

**A. Community Control is Appropriate because Statutory Factors Indicate Felony Sentencing Purposes are Fulfilled.**

A sentencing court has discretion to "determine the most effective way to comply with the purposes and principles of sentencing set forth in section 2929.11 of the Revised Code." R.C. 2929.12. There are several statutory factors that the sentencing court must consider pursuant to R.C. 2929.12. Factors that indicate the offender's conduct is more serious than conduct normally constituting the offense include:

1. The physical or mental injury suffered by the victim of the offense due to the conduct of the offender was exacerbated because of the physical or mental condition or age of the victim.
2. The victim of the offense suffered serious physical, psychological, or economic harm as a result of the offense.
3. The offender held a public office or position of trust in the community, and the offense related to that office or position.
4. The offender's occupation, elected office, or profession obliged the offender to prevent the offense or bring others committing it to justice.
5. The offender's professional reputation or occupation, elected office, or profession was used to facilitate the offense or is likely to influence the future conduct of others.
6. The offender's relationship with the victim facilitated the offense.
7. The offender committed the offense for hire or as a part of an organized criminal activity.
8. In committing the offense, the offender was motivated by prejudice based on race, ethnic background, gender, sexual orientation, or religion.
9. If the offense is a violation of section 2919.25 or a violation of section 2903.11, 2903.12, or 2903.13 of the Revised Code involving a person who was

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a family or household member at the time of the violation, the offender committed the offense in the vicinity of one or more children who are not victims of the offense, and the offender or the victim of the offense is a parent, guardian, custodian, or person in loco parentis of one or more of those children.

R.C. 2929.12(B). Factors that indicate the offender's conduct is less serious than conduct normally constituting the offense include:

1. The victim induced or facilitated the offense.
2. In committing the offense, the offender acted under strong provocation.
3. In committing the offense, the offender did not cause or expect to cause physical harm to any person or property.
4. There are substantial grounds to mitigate the offender's conduct, although the grounds are not enough to constitute a defense.

R.C. 2929.12(C). Factors that indicate the offender is likely to commit future crimes include:

1. At the time of committing the offense, the offender was under release from confinement before trial or sentencing, under a sanction imposed pursuant to section 2929.16, 2929.17, or 2929.18 of the Revised Code, or under post-release control pursuant to section 2967.28 or any other provision of the Revised Code for an earlier offense or had been unfavorably terminated from post-release control for a prior offense pursuant to division (B) of section 2967.16 or section 2929.141 of the Revised Code.
2. The offender previously was adjudicated a delinquent child pursuant to Chapter 2151. of the Revised Code prior to January 1, 2002, or pursuant to Chapter 2152. of the Revised Code, or the offender has a history of criminal convictions.
3. The offender has not been rehabilitated to a satisfactory degree after previously being adjudicated a delinquent child pursuant to Chapter 2151. of the Revised Code prior to January 1, 2002, or pursuant to Chapter 2152. of the Revised Code, or the offender has not responded favorably to sanctions previously imposed for criminal convictions.
4. The offender has demonstrated a pattern of drug or alcohol abuse that is related to the offense, and the offender refuses to acknowledge that the offender has demonstrated that pattern, or the offender refuses treatment for the drug or alcohol abuse.
5. The offender shows no genuine remorse for the offense.

R.C. 2929.12(D). Factors that indicate the offender is not likely to commit future crimes include:

1. Prior to committing the offense, the offender had not been adjudicated a delinquent child.

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2. Prior to committing the offense, the offender had not been convicted of or pleaded guilty to a criminal offense.
3. Prior to committing the offense, the offender had led a law-abiding life for a significant number of years.
4. The offense was committed under circumstances not likely to recur.
5. The offender shows genuine remorse for the offense.

R.C. 2929.12(E).

For an offender who is not required to serve a prison term, the sentencing court may, in lieu of prison, impose a term of residential community sanctions, non-residential community sanctions, or any combination thereof. R.C. 2929.16. R.C. 2929.17. Because the balance of the statutory factors indicate that Amber's conduct was less serious than conduct normally constituting the offense and that she is unlikely to commit future crimes, a sentence of community control would fulfill the overriding purposes of felony sentencing. Therefore, Amber should be sentenced to a term of community control.

**B. Amber's Conduct was Less Serious Than Conduct Normally Constituting the Offense/**

Several statutorily proscribed factors indicate that Amber's conduct in committing the offense was *less* serious than conduct normally constituting the offense, therefore a term of community control is appropriate. In committing this offense, Amber *did not expect to cause* physical harm to any person or property. R.C. 2929.12(C)(3).

The morning of May 21, 2010, Amber had worked at the Mulligan's from 6:30 p.m. the evening of May 20, 2010, until 2:30 a.m. It was raining that morning and her windshield wipers were on as she drove and listened to her car radio. While driving south, in the right lane on Sawmill Road near Bright Road, she recalled noticing that the lights in the car lot of Germain Ford at 7250 Sawmill Road were off making the area seem even darker than normal. Ms. Fernandez remembers looking over her left shoulder and then reaching for her cell phone

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lying on the passenger seat beside her when something hit her SUV breaking the windshield. She was uncertain as to what she had hit whether a Pole, a deer or what but being a single female, in a dark desolate area at 2:50 a.m. she continued home. She had no idea that she had hit a bicyclist or she would have stopped immediately. Ms. Fernandez had no advance warning of the crash and no idea what she hit but guessed it was a deer or pole. A Polygraph Examination was arranged for Ms. Fernandez to verify her account of the accident. Former Columbus Police Officer Randy Walker was retained to perform the examination.

**Amber voluntarily submitted to a polygraph conducted by Randy Walker in this regard, to prove that she did not intend or even realize that she caused the fatality of Mr. Stevenson.** (See Attachment B, polygraph results). As the polygraph results indicate, Amber is being truthful when she indicates that after the accident, she did not know that she hit a bicycle. The results of the polygraph also serve as substantial grounds to mitigate the offender's conduct as proscribed in R.C. 292.12(C). Amber's claim that she never knew she hit a bicyclist is true according to the polygraph examination. This serves to mitigate her conduct in leaving the scene of the accident. If she had known that she collided with a bicyclist the night of the accident, she most definitely would have stopped. Therefore, the factors indicate that Amber's conduct in committing the offense is less serious than conduct normally constituting the offense.

Additionally, Amber's conduct fails to implicate eight (8) of the nine (9) statutory factors used to indicate that the conduct of the offender was *more* serious than conduct normally constituting the offense. Courts must consider the factors listed in R.C. 2929.12(B) in determining the seriousness of the defendant's conduct. Amber's conduct in the instant offense did not cause exacerbated injury to the victim because of the victim's age or mental

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condition, Amber held no public office or position of trust and her occupation did not oblige her to prevent the offense, her professional reputation was not used to facilitate the offense, her relationship with the victim did not facilitate the offense, she was not acting for hire or as a part of an organized criminal activity, she did not have a discriminatory motive for committing the offense, and her offense was not one specified in R.C. 2929.12(B)(9).

Amber's conduct does implicate one (1) factor that is indicative of more serious conduct in committing the offense, however, the factor is vitiated by her lack of intent in the commission of the offense. Unfortunately, as a result of Amber's conduct, "the victim of the offense suffered serious physical, psychological, or economic harm as a result of the offense" as indicated in R.C. 2929.12(B)(2). Amber never intended to cause harm to any individual. Rather, the harm caused was an unfortunate consequence of her behavior. To this effect, Amber has voluntarily completed a polygraph examination by polygrapher Randy Walker. (See Attachment B, polygraph results). The polygraph indicated that Amber was being truthful when she stated that she never saw a bicycle at the time of the accident. The report also indicates that Amber is being truthful when she claims that she had no knowledge she struck a bicycle when she proceeded on her route home the night of the accident. Despite the gravity of this factor in indicating more serious conduct, Amber in no way intended to cause the fatality of Mr. Stevenson. Therefore, the existence of this factor should in no way be wholly indicative of more serious conduct in the commission of the offense.

**C. Statutory Factors Indicate that Amber is Unlikely to Commit Future Crimes.**

The majority of the statutory factors indicating that the offender is *not likely* to commit future crimes are present in Amber's case, therefore a sentence of community control would be

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appropriate. Amber does not demonstrate any characteristics proscribed in R.C. 2929.12(D) that indicate that she is likely to commit future crimes. Of the five (5) factors listed in R.C. 2929.12(E) that indicate the offender is *not likely* to commit future crimes, Amber's behavior exhibits (4) factors.

Prior to committing the offense, Amber had not been adjudicated a delinquent child, and she had led a law-abiding existence her entire life. Before committing the offense, Amber was a college graduate with gainful employment. In 2002, Amber graduated from The Ohio State University with a Bachelor's Degree in Art History. In an articulate letter written on Amber's behalf, her father, Mr. Oscar Fernandez, a professor at the University of Cincinnati describes Amber's passion for learning. (See Attachment A, Letters in Support, p. 17-19). Mr. Fernandez speculates that Amber will either continue her own education in the form of post-graduate work or obtain certification to become a teacher. Mr. Fernandez speaks of Amber's great passion for education. He recalls the trip he and Amber took to Florence, Italy, a special gift he gave Amber just after her college graduation. Mr. Fernandez describes Amber's intellectual commentary on the famous works they witnessed such as Botticelli's *The Birth of Venus* and Masaccio's *Santa Maria del Carmine*. In short, prior to the unfortunate events that led to the commission of this offense, Amber was not only a law-abiding citizen, but a college graduate with a passion for art history and a plan to become a teacher. She was an exemplary citizen, one who if given the opportunity, hopes to share her talent and passion for academia and become a teacher.

The offense was committed under circumstances not likely to recur. R.C. 2929.12(E)(4). The events that occurred in the commission of this offense were not intentional. In fact, one could even describe the circumstances of this case as a freak accident.

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Amber is the type of person who would never intend to harm anyone. The many letters from Amber's friends and family indicate that she is a compassionate and giving individual. Ms. Linda Hammond, a close friend of Amber's, recounts her selfless nature in her letter of support which describes Amber's willingness to visit sick friends in the hospital. (See Attachment A, Letters in Support, p. 30). In fact, each letter of support for Amber has at least one (1) example of Amber's docile nature and willingness to help other. Amber's friend and former college roommate, Ms. Kelley Kerr describes Amber as a dear friend who helped her during the difficult time her son was diagnosed with Autism. (See Attachment A, Letters in Support, p. 29). Ms. Kerr also recounts Amber's participation in fundraising for individuals with Autism. *Id.*

Mr. Monte Robinson describes Amber as a wonderful friend who supported him during his medical issues. (See Attachment A, Letters in Support, p. 28). Further, Amber's friends and family have spoken to Amber's docile nature, specifically her inability to harm anyone or anything. Amber's former roommate, Ms. Kerr, recalls Amber always rescuing stray animals during their college years. Ms. Kerr states that Amber never wanted to see an animal suffer. Amber's aunt, Ms. Charlsie Hewitt indicated in her letter of support, that she would even remove the deer mounts in her family home when Amber would come to visit and says that Amber would never hurt a fly. Amber is also the type of person who reaches out to others. Amber's cousin, Ms. Jill Shugart describes in her letter of support, Amber's complimentary nature, specifically her willingness to include people that are left out. (See Attachment A, Letters in Support, p. 27). Overall, Amber's compassionate personality and her tendency toward helping others further evidence the fact that the current offense was not committed with intent and would be unlikely to recur.

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Finally, Amber has shown great genuine remorse for the offense she committed and the resulting fatality of Mr. Stevenson. In their letters of support, Amber's family recounts their deep sorrow and true remorse for the loss of Mr. Stevenson in the tragedy that occurred. Amber's mother, Ms. Stacy Russell, indicates that since the accident, Amber's health has been shattered. (See Attachment A, Letters in Support, p. 20). The letter from Jodi Motz describes some of the anguish Amber has gone through. (See Attachment A, Letters in Support, p. 32). **Ms. Motz describes Amber in at the hospital while on suicide watch shortly after learning details of the accident stating: "She woke up every 15 minutes screaming that if it was her, she wanted to die! After Amber was released from the hospital Jodi and Amber's mother for the next month: "had to force Amber to eat, bath, and even brush her teeth. Amber did not return to work until about a month or so after the accident. All she wanted to do was die herself!"**

Upon realizing the consequences of her actions, Amber was hospitalized on suicide watch. She has since had to deal with depression, panic attacks, severe emotional stress, and night terrors. The reality of the fatality is a daily struggle for Amber, and will be something she actively manages for the rest of her life. In fact, the unfortunate situation that Amber will be in for the rest of her life is probably every motorist's worst nightmare. In short, this tragedy has affected Amber on a scale of tremendous magnitude. It is obvious to every one of her family members, friends and legal counsel, and Amber herself, that Amber has to live each day knowing that her actions caused the death of a young man. This is an extreme burden to bear.

Because the sentencing court has the discretion to determine a sentence best calculated to comply with the purposes and goals of felony sentencing, and because the relevant statutory

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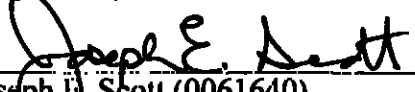
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factors indicate that Amber's conduct in committing the offense were less serious than conduct normally constituting the offense and that she is unlikely to commit future crimes, this Court should sentence her to a term of community control.

**CONCLUSION:**

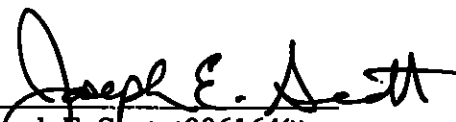
**Allowing Amber to serve a term of Community Control will best comport with the purposes of felony sentencing.** Likewise, such a sentence is statutorily appropriate, especially because statutory factors indicate Amber is unlikely to commit future crimes. While the offense Amber committed was serious, and undoubtedly the consequences were grave, the offense was committed without intent to harm any individual. Amber would be grateful for an opportunity to serve a term of community control.

Respectfully submitted,

  
Joseph E. Scott (0061640)  
Scott & Nemann Co., LPA  
Attorney for Defendant

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing document was served by hand delivery on the Franklin County Prosecutor's Office, 373 South High Street, Columbus, Ohio 43215, this 13<sup>th</sup> day of April, 2012.

  
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# ATTACHMENT A

## *Letters in Support*

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Attachment A  
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March 24, 2012

Judge Guy Reece  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, Ohio 43215

**Re: State of Ohio v. Amber Fernandez  
Case Nos. 2011 CR 06-2902**

Dear Judge Reece:

I am writing on behalf and with heartfelt support for my daughter, Amber Kristina Fernández. Since her birth on February 1, 1977, family and friends alike recognized that this beautiful little girl possessed good and endearing qualities. Amiable with a generous nature, young Amber always interacted positively with other children. Never the boisterous selfish one causing disruption and turmoil, Amber was rather the respectful and consistently exemplary child. A kindergarten teacher once made me aware of Amber's strong sense of empathy. She cited how Amber always sought to console that classmate who had become injured on the playground or was simply sad that day. She remains to this day that same compassionate individual.

When she was five, Amber's mother and I divorced in 1982. Afterwards, she and I would live far apart, over one thousand miles. I know this period of time was most difficult for her. Any child witnessing and experiencing such a traumatic event will find their young lives in disarray and uncertainty. Although challenging, Amber, through the love and support of her devoted mother and grandparents, persevered and maintained her attractive disposition and optimism throughout the early school years. Her summer visitations were always a joy. With much fondness I recollect how she enthusiastically shared her many experiences, discoveries and ideas. I simply marveled and was left filled with pride to

have such a wonderful daughter. It was obvious to the entire family that Amber had incredible potential in her life. She is highly intelligent and attentive. Our expectations were supported by her insatiable curiosity about the world and its many facets. Habitually eager to learn, Amber always focused on such subjects as geography, literature, history and art. The latter two would ultimately become her passion of study. It culminated in 2002 when she was awarded a Bachelors Degree in Art History from The Ohio State University. For myself, who values scholarship, I was never so proud of her during that graduation ceremony. As a special gift, Amber was taken that summer to visit Florence, Italy, the birth of the Renaissance. The Renaissance was her personal art history focus. Visiting the many historic sites, churches and museums, I frequently observed Amber's enrapturement and deep examination of these Western treasures. What she often had read and studied in books and lectures had now come to life. We both shared special moments when together we stood in front of a masterpiece like Botticelli's 1486 *The Birth of Venus*. This one time little girl was now the adult scholar. Standing there together, I stood in awe as Amber provided the most insightful and articulate descriptions about this famous painting. Later that day, she was both startled and moved to discover in a nearby church, *Santa Maria del Carmine*, a painted fresco by an early Renaissance artist, Masaccio. During her final school term, she had written a major paper on him and this well-known work. To this day, a photograph I cherish shows Amber gazing up in wonder at the church interior walls' masterpiece fresco by Masaccio. I knew she was recollecting what she had in Ohio once observed, analyzed and written. Now, here before her was the original. Amber's potential to continue in this obvious academic career remains. Whether it is to continue post-graduate work or become a teacher, Amber has

much to contribute and to inspire in others. Since graduating, certain events have unfortunately delayed this possible pursuit. Her destiny is to become a teacher. Being one for many years, I can attest to my daughter, Amber, having the necessary competencies in being a marvelous and contributing teacher. She needs to begin this track of opportunity.

For the all reasons previously stated, I hope and pray that you sentence my daughter, Amber Fernández to the minimal sentence the law allows so she is able to return to her family, friends, community and delayed vocation as soon as possible.

Sincerely,

A handwritten signature in black ink that reads "Oscar Fernández". The signature is written in a cursive style with a long, sweeping underline that extends to the right.

Oscar Fernández  
Professor  
University of Cincinnati

*residence:*  
1428 Shawnee Run Drive  
Maineville, OH 45039  
(513) 252-3051

Joseph E. Scott  
35 E. Livingston Avenue  
Columbus, Ohio 43215  
FAX: 614-228-6680

March 12, 2012

Judge Guy Reese  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, Ohio 43215

RE: State of Ohio v. Amber Fernandez  
Case Nos. 2011 CR 06-2902

Dear Judge Reese:

I am writing in Regard to Amber Fernandez who is my daughter and only child.

First, we are all very sorry and saddened about the loss of Jeffrey for this family and friends. According to Amber's teachers when she was small, she was always the first one to help any injured child on the playground. In the bottom of my heart, I know she would have stopped and rendered aid had she been aware there had been an accident.

I was hoping charges could at least be reduced to a misdemeanor so Amber could teach small children later on as she had hoped.

Amber went back to college, worked her way through, and had very little financial assistance from anyone. I have admired and respected her for this. In addition to her physical beauty, she is very bright and capable. She has an outgoing personality and is loved by both sides of her family. As an adult, I am pleased that so many people love her as a friend.

Since this accident Amber's emotional health has been shattered. She has been suicidal and has had on going panic attacks. I have encouraged her to secure all available services for her emotional health.

For all these reasons, I hope and pray you sentence my wonderful daughter to the minimal sentence the law allows so she is able to return to her family, friends, and community as soon as possible. (In addition, it would not hurt my feelings if you sent her back to Texas.)

Sincerely,



Stacy Russell, 208 Main, Orange, TX  
409-779-1996

**Judge Guy Reece  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, Ohio 43215**

**Dear Judge Reece,**

**My name is Arturo Fernandez and I am writing in support of Amber Fernandez, my niece, whom I have known for over 30 years. First of all, I would like to say how sorry I am, as I know Amber is, for the loss of Jeffrey Stevenson and for the sorrow that I know his family has gone through. I know that Amber will have to live with this pain and anguish for the rest of her life. She has accepted responsibility for her actions and will continue to deal with this tragedy**

**Amber has always been a joy to our family. She has always worked hard since the age of 15 to not be a financial burden on her family and loved ones. Her parents were divorced when Amber was very young. She was raised primarily by her mother who did a wonderful job of raising Amber. She was also supported by her "Surrogate Father", her grandfather and my father as her father was not in her life very much. At the age of 13, Amber went to live with her father and step mom. Not wanting to be a burden to her father, she began working at a movie theatre to pay for her toiletries, shoes, clothing, etc...**

**Despite the hardships Amber had growing up, she graduated from High School, where she excelled in academics by being on the Honor Roll all through High School. She was also very active in school where she was on the Drill Team, Prep Club and Student Council. After graduation, she began her pursuit of a College degree from Ohio State. Working several jobs at the same time to pay for tuition, books, housing and food, she persevered and did receive her Bachelor of Arts from Ohio State. She is currently working three jobs to support herself and to pay off student loans and other debts.**

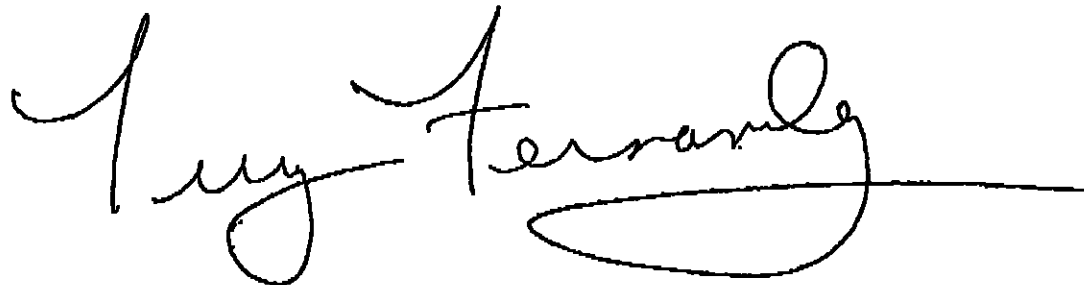
**Amber has a very strong relationship with her Mother, Grandmother, Uncles, Aunts, cousins and many nieces and nephews. She is very important to her family and is especially close to her grandmother, Ana Fernandez, my mother. My mother is 84 years old and has lived with us for six years. She is suffering from Alzheimers and dementia. She does not remember a lot of old friends or family, but when Amber comes to visit her she lights up like it was twenty years. Amber has never turned down a request from me to come visit her grandmother or help us when we needed someone to take care of my mother when we had to take care of out of town business. She has always been there for her grandmother to take care of her as her grandmother did for Amber growing up. It is my fervent hope that Amber will continue to visit with her Grandmother many more times before my mother succumbs to her terrible disease.**

**Amber is a loving, compassionate and determined young woman. Growing up was hard for Amber as she did not receive the emotional support and love from her father and stepmother when she moved to Ohio. Amber has had a difficult time dealing with this lack of a relationship**

with her father and I feel she really needs some serious counseling to get past this. Through it all, Amber is someone I am proud to say is my niece. She is totally remorseful for the death of Jeffrey Stevenson and wishes that his family did not have to deal with the tragedy.

For everything that is Amber, I pray that your sentence of Amber is a minimal one and where she can serve her sentence of speaking to young men and women about this tragedy. She will never forget what she did and can carry that message to others to help prevent another tragedy happening to anyone else.

TURY FERNANDEZ  
10423 MINTURN  
HOUSTON, TX 77064

A handwritten signature in cursive script that reads "Tury Fernandez". The signature is written in black ink and features a long horizontal line extending to the right from the end of the name.

March 15, 2012

Judge Guy Reece  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, Ohio 43215

RE: State of Ohio v. Amber Fernandez  
Case Nos. 2011 CR 06-2902

Your Honorable Judge Reece,

I am writing in regards to my niece, Amber Fernandez, whom I have known since her birth, 35 years ago.

She has always been a sweet, loving, niece that I and my family cherish. My family consist of my husband of 37 years and her cousin, my son, who share the same birthday, February 1. Amber is 6 years older than my son, a Navy veteran.

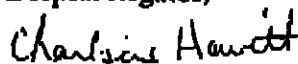
I support Amber in this time of need. I know she would never intentionally do anything wrong or hurtful. My family are deer hunter's, and with this being said, when Amber stays at my home during visits to Texas, I take the deer mounts off the walls in the bedroom she sleeps in. She would not hurt a fly.

As a child growing up, she lived in Montana several years. Myself and my mother, (Amber's grandmother who also doted on her) flew to Montana to visit. She wanted me to sleep with her every night, even though my sister, Amber's mom, had gone to the trouble to set up a room in her new home she and Oscar had bought. So, every night I slept with Amber and she had me read the same book every night. She grew from this sweet child into a warm and loving woman.

Amber has so much to look forward to and accomplish in life. She has a strong bond with all of her family here and we need her and love her.

I pray that you sentence Amber to as minimal a time as possible.

Deepest Regards,



Charlsie Hewitt  
4657 Walea Drive  
Orange, Texas 77632

March 8, 2012

Judge Guy Reece  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, OH 43215

**RE: State of Ohio v. Amber Fernandez**  
**Case Nos. 2011 CR 06-2902**

Dear Judge Reece:

We are writing in support of our niece, Amber Fernandez.

Amber is the same age as our daughter. As cousins they spent many hours together and remain close. Our first thought that comes to mind when we are asked to describe her is that she is a sweet, giving and kind person—someone who would go out of her way to do anything for anyone. Since her move to Ohio we have missed her greatly. Amber, who has a college degree, wishes to obtain her teaching certificate and become teacher. She would be an asset to any school and, therefore, a loss to her community if she isn't given this opportunity.

For all these reasons, I pray that you sentence Ms. Fernandez (Amber) to the minimal sentence the law allows so she is able to return to her family, friends, and community as soon as possible.

Sincerely,



Steve Russell



Cynthia Russell  
5802 Pine Needle Drive  
Orange, TX 77632  
409-883-5821



March 8, 2012

Judge Guy Reece  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, OH 43215

**RE: State of Ohio v. Amber Fernandez**  
**Case Nos. 2011 CR 06-2902**

Dear Judge Reece:

*I am writing in support of Amber Fernandez, whom I have known for 11 years, through my husband's family, she is his first cousin.*

The first time I met Amber, she welcomed me with a big smile and hug, told me how beautiful I was, and how happy she was to finally meet me. These were all actions I did not expect to get from a stranger. This is how Amber is, she is one of the most generous, loving, and caring people I have met! As I began to know her better I realized how important family is to her. Although, we are in Texas and she is in Ohio, she makes a conscious effort to see us as much as possible and we all speak on a regular basis. With this being stated, these allegations do not fit Amber's character.

I am asking for Amber to receive the minimal sentence available. I have said before how important we are to her, and she is just as important to me/us. Amber has a bachelor's degree in Art History and would like to pursue a career with that knowledge. She will only be able to continue this search with a minimal sentence.

Your Honor, we know that one family has tragically been separated and damaged because of this case. I am asking that you please do not allow another family to be separated and devastated as well.

For all these reasons, I pray that you sentence Ms. Fernandez (Amber) to the minimal sentence the law allows so she is able to return to her family, friends, and community as soon as possible.

Sincerely,



Mrs. Magen Russell

370 Enfield Lane Beaumont, TX 77707  
409-920-5451

March 8, 2012

Judge Guy Reece  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, OH 43215

**RE: State of Ohio v. Amber Fernandez**  
**Case Nos. 2011 CR 06-2902**

Dear Judge Reece:

I am writing in regard to (or on behalf or in support of) Amber Fernandez, whom I have known for my entire life as an older cousin. Amber is the daughter of my father's sister.

Cousin is a term that is tossed about quite often enough that it seems to have lost its place in the family hierarchy. Everyone is cousins these days. I would like to think that our family is different. I spent more time with my cousins as a kid than I did with friends. I am on the younger end of our group, but you never would have known it from the way I was treated by the others, especially Amber. She has always been the most positive person in the room, and I'm racking my brain for a negative thought to associate with her, but I'm coming up empty. I always enjoyed being in her presence as she would do anything to put a smile on your face. She stayed this way through the years. Even though she moved to Ohio several years ago, when she'd come back down for a quick visit or for the Holidays, it was always the same Amber. Gracious, smiling, laughing and just happy to be with loved ones. I know she has been accused of some bad things, but I'm having a real problem associating her with the accusations. I don't think there is a malicious bone in her body.

We all make bad choices and decisions throughout our lives, some more than others. I feel that if you look at who she is as a person, and if you knew what the people who know her think about her, then you'd see that this is not typical of Amber. I know one thing; if Amber is gone for an extended amount of time, then many people will lose the light that Amber brings to their life every day.

For all these reasons, I hope and pray that you sentence Ms. Fernandez (Amber) to the minimal sentence the law allows so she is able to return to her family, friends, and community as soon as possible.

Sincerely,



Joel Russell  
370 Enfield Ln  
Beaumont, TX 77707  
(409)790-0009

March 9, 2012

Judge Guy Reece  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, OH 43215

RE: State of Ohio v. Amber Fernandez  
Case Nos. 2011 CR 06-2902

Dear Judge Reece:

I am writing in support of my cousin, Amber Fernandez.

Amber is my first cousin; her mother is my father's sister. Amber and I are only 2 months apart in age, so we were as close as sisters growing up. We played dress up, waitress, and school as children; as we grew older we began to shop and go to dances. Amber was Most Beautiful in 8<sup>th</sup> grade, but there were no feelings of jealousy from other girls our age. It was obvious even to those young teenage girls that Amber is just as beautiful inside as she is outside. She has not changed at all. Amber always sees the best in everyone she meets. She will be the first to compliment someone, and she will find a way to make conversation with those she feels are left out. I honestly cannot imagine her doing something to purposely hurt anyone. I have never seen cruelty in Amber; she has always been soft-hearted.

We have been hoping for Amber to move closer to home, and we miss her so much between visits. I pray that you sentence Ms. Fernandez (Amber) to the minimal sentence the law allows so she is able to return to her family, friends, and community as soon as possible.

Sincerely,



Jill Shugart  
1212 Ellis Lane  
Orange, TX 77632  
409-779-1596

March 12, 2012

RE: State of Ohio v. Amber Fernandez

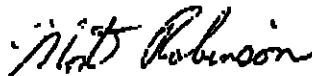
CASE NOS. 2 [REDACTED]

Judge Guy Reese  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, Ohio 43215

Dear Judge Reese,

I am writing this letter in support of Amber Fernandez, whom I have known for the last eight years. She has been a wonderful friend who has supported me through my medical issues for the last two years. She has also been a supporter of the Axemen Professional Firefighters Motorcycle Club which raises money for Flying Horse Farms, Chapel Hill House, Crime-Stoppers and other various charities in the Central Ohio area. It is time for me to support Amber because she has always been there for me. People seem to be busy to support one-another where Amber is not. I recently introduced Amber to Contemporary Gospel Music which seemed to have an impact in her life. I wish that she would be given the consideration for a minimal sentence. She is so important to so many people.

Sincerely,



Monte Robinson  
5475 Indian Hill Road  
Dublin, Ohio 43017  
614-791-9382

Judge Guy Reece Franklin County Common pleas Court

345 South High Street 6A

Columbus, Ohio 43215

Re: State of Ohio v Amber Fernandez

Case nos 2011-CR06-2902

Dear Judge Reece:

I am writing in regard to Amber Fernandez, whom I have known for 21 years. I met Amber when she moved to Ohio from Texas and attended my high school. (Hilliard High School). She was extremely shy and we happened to have a class together that I got to know her and her family. Amber and I were very close in high school and even decided to go to OSU together and rent an apartment my Grandmother owned on Campus.

I have known Amber longer than any of her Ohio friends and lived with her during college for approx. 3 yrs. Amber has a heart of gold and a passion for Art history, and people larger than life. Amber always excelled in school and finished OSU with a degree in Art History and top of her class. I used to be envious of natural academics came to her. Amber has always loved animals and would rescue just about any stray that came around us because she couldn't imagine an animal suffering.

Since College I have become a mother of 3 and 1 of my daughters was diagnosed with Autism. Amber was one of my first friends to reach out to me and help awareness and fundraising to support Autism, truly a testament of her character to always wanting to help others.

When I came to find out of this horrific situation, Amber and I have had several heartfelt difficult conversations of the grief she has experienced but more importantly the grief she is worried about the victims mother. I truly know Amber would never intentionally harm anyone or any living thing. She is so Caring, and emotional when it comes to anyone being hurt or disappointed in anyway. I pray that you sentence Amber to the minimal sentence the law allows in this terrible situation so she is able to return to her family and her friends and help give back to this community.

Sincerely,

Kelley Kerr

614-499-6061

5199 Southminster Road .Columbus Ohio 43221

**Joseph E. Scott  
35 E. Livingston Ave  
Columbus, Ohio 43215  
Fax: 614-228-6680**

Date: March 08, 2012

**Judge Guy Reece  
Franklin County Common Pleas Court  
345 South High Street, 6A  
Columbus, Ohio 43215**

**Re: State of Ohio v. Amber Fernandez  
Case Nos. 2011 CR 06-2902**

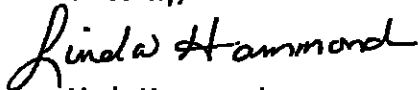
Dear Judge Reece,

I am writing to you on behalf of Amber Fernandez, whom I have known for 10 years as a very close friend.

Amber is a good person she would do anything for you and you can always count on her. I support Amber because I know she is a very compassionate person with a big heart, she will visit the people we know who are in the hospital and will be there if they need anything. She can make you laugh and smile and just make you feel good about yourself. I ask you to take in consideration the hell Amber has been thru these last few years and give her the minimal sentence the law will allow.

Amber is very important to her friends and family, she has many things she would like to accomplish. For all of these reasons I ask you to find compassion for Amber and give her the minimal sentence that the law will allow. WE love Amber very much and want her to be able to return to her family and friends as soon as possible.

Sincerely,



Linda Hammond  
2426 Reginald Ct.  
Powell, Ohio 43065  
614-638-4300

April 13, 2012

The Honorable Guy Reece II,

I am writing to you about Amber Fernandez, I have known her now for almost 8 years and I consider myself one of her best friends & she is one of the kindest people I have ever known. She often comes to visit & play with my 4 year old Granddaughter that absolutely adores her. She has always gone out of her way to help anyone who ever needed it. She has organized NUMEROUS charity fundraisers & benefits for various causes including Autism, people fighting battles with Cancer, Leukemia, Abused Children and many, many more. She is a hard worker who has a job @ 3 different places & all of her employers value her contribution to their businesses.

I have been alongside her since this accident happened & I can tell you that although it is not to be compared to the loss suffered by the family, that it has had a devastating affect on her life. She is scarred forever by the fact that she was involved in something that cost someone their life. There is not a day that goes by that she doesn't express remorse about the situation. She is currently seeing a counselor on a regular basis to help her sort out all of the feelings that she will go through and work through them in a positive way.

I pray daily that you can find it in your heart to give her a minimal sentence; she is much to sweet of a woman that I would honestly be afraid of the thought of her being in a jail setting. I am not sure she is strong enough for that.

Any further questions you may have you can certainly contact me & thank you for taking the time to read this letter & give it some consideration as you come to a decision in the matter of this case.

Sincerely with all my respect,



Sandra Walker  
7782 Worthington Galena Rd.  
Worthington, Ohio 43085  
614-560-5909

Re: Amber Fernandez Case

April 13, 2012

Dear Judge Guy Reece

I am writing on the behalf of Amber Fanandez. My name is Jodi Motz. I am 42, a retail manager for 15 years and also a mother of a 21 year old son and a 19 year old daughter. Amber is not only my best friend, she is also my partner. I met Amber 2 years ago, approx. 2 months before the accident involving Jeffery Stevenson occurred. Before the accident happened, Amber seemed like a very happy person who just wanted to please everyone. Then one day Amber called me and told me she was being questioned about the accident and that she may have been the one involved. I rushed right over to Ambers apartment. I found Amber sitting in a chair shaking and crying. I felt her hands and her feet and they were ice cold. I knew she was getting ready to go into shock. Myself and one other person took Amber to an emergency room where she did indeed go into full shock. For the next 24 hours, I stayed with Amber at the hospital while she was on suicide watch. She woke up every 15 minutes screaming that if it was her, she wanted to die! For the next month I stayed with Amber at her apartment. Her Mother also came for a visit. We both had to force Amber to eat, bath and even brush her teeth. Amber did not return to work until about a month or so after the accident. All she wanted to do was die herself!

Since that time, almost 2 years later, Amber has been able to work and live, however, not a normal life. This accident has changed her forever. She still suffers from depression, wakes up from nightmares and does not know how she will continue to live. She has only been able to go to see a counselor a few times due to lack of insurance.

Four months ago, Amber moved into my house in Pickerington with me and my two children. Amber and I have sat and talked and cried for Jeffery and his Mother Jackie Stevenson many times. As a mother myself, I can only imagine what Jackie has been through. Amber has wanted to write her a letter, yet, did not know if she were allowed to do so, or even if Jackie would want to read it.

Amber has hopes of not being a bartender any longer and wants to go into the Art world. He dream is to be able to teach children about art.

Judge Reece, I asking that you take my letter and all the other letters written on Ambers behalf into consideration and please give her the minimum sentencing. She is not a criminal, she would never hurt anyone and not help!!

Sincerely,

Jodi Motz



# ATTACHMENT B

## *Polygraph Results and Resume of Randal J. Walker*

ott Law Firm Co., LPA

Joseph E. Scott

Shannon S. Lets

5 E. Livingston Ave.

Columbus, Ohio

43215

phone: 614-221-9790

fax: 614-228-6680

# Randy Walker, LLC



June 14, 2010

Joseph E. Scott  
Attorney at Law  
35 E. Livingston Avenue  
Columbus, OH 43215

**RE: Polygraph examination with Amber Fernandez**

Sir:

At your request a polygraph examination was conducted June 13, 2010 with Amber Fernandez in an attempt to ascertain her truthfulness in the matter of a fatal hit-skip accident of a bicyclist on Sawmill Road in Columbus, Ohio during the early morning hours of May 21, 2010.

During the pretest interview Ms. Fernandez stated that on May 20, 2010 she worked her normal shift at Mulligan's Sports Pub at 8743 Smoky Row Road, from 6:30 P.M. until 2:30 A.M. on May 21, 2010, and left to go home at approximately 2:45 A.M.

Ms. Fernandez recalls driving southbound on Smoky Row Road to west on Summit View to south on Sawmill, which is her usual route to enter onto I-270 West and on to her residence in Dublin. She recalls it was raining that morning and her windshield wipers were on as she drove and listened to her car radio. While driving south in the right lane on Sawmill Road near Bright Road, she recalls noticing that the lights in the car lot of Germain Ford at 7250 Sawmill Road were off, making the area seem even darker. Ms. Fernandez remembers looking over her left shoulder and then reached for her cell phone which was lying on the passenger seat beside her. It was at this instant that Ms. Fernandez states something hit her SUV breaking the windshield and forcing the vehicle to come to rest at a slight right angle in the southbound, right lane. Ms. Fernandez denies having had any advanced warning of the crash which she describes as the sound of something metal hitting her vehicle. She also denies seeing a bicycle at any time that morning. Ms. Fernandez estimates her speed at 45 MPH.

On the actual polygraph examination, the following pertinent questions were among those asked employing a Backster Exploratory Zone format on three separate charts utilizing a Lafayette LX4000 computerized polygraph instrument:

1. Regarding that bicycle accident on Sawmill Road, do you intend to answer truthfully each question about that? "Yes."

# Randy Walker, LLC

2. Early that morning of May 21<sup>st</sup>, did you at any time see a bicycle on Sawmill Road? "No."
3. When you got onto I-270 early that morning of May 21<sup>st</sup>, did you already know you had struck a bicycle on Sawmill Road? "No."

Careful evaluation of the subject's polygraph recordings shows **NO DECEPTION INDICATED** when Ms. Fernandez answered each of the above questions.

Please contact me if I may be of any further assistance in this matter.

Respectfully Submitted:



Randal J. Walker  
Certified Polygraphist

# Randy Walker, LLC

## Randy Walker



Randy Walker honorably served in the United States Air Force where he was selected for the PACAF Elite Honor Guard. He served on the staff of Admiral John McCain Sr. during the height of the Vietnam War. Upon completion of his service in the PACAF Honor Guard, he was assigned to the 15<sup>th</sup> Police Investigation Squadron. He earned the Air Force Meritorious Service Award for his investigative tenacity.

At the conclusion of his military service in 1973, Randy studied Police Administration at Youngstown State University and joined the Columbus, Ohio Division of Police. Randy graduated from the Columbus Police Academy with a distinctive honor that no officer before or after him has achieved: he graduated with the highest scholastic average, top marksmanship award, was elected class president *and* class orator. Following an on-duty shootout in 1975, Randy was awarded the Medal of Valor for saving the life of a citizen. He was also awarded the Blue Star Medal as a result of the life-altering injuries sustained in the altercation.

### POLYGRAPH TRAINING

Randy reinvented himself after this injury: he began his studies at The Ohio State University in 1977 and was ultimately admitted to the prestigious Backster School of Lie Detection in San Diego, California where he mentored under the instruction of Mr. Cleve Backster. Mr. Backster founded the Army/CIA polygraph school at Fort Mc Cleland, Alabama and later invented the "Zone Comparison" which is recognized as the premier discipline in polygraph. Mr. Walker has completed hundreds of hours of advanced polygraph training under the guidance of the American Polygraph Association, the Ohio Association of Polygraph Examiners the Backster School of Lie Detection and the Lafayette Instrument Company.

### POLYGRAPH EXPERTISE

Walker became a certified polygraphist in the major crimes section of the Columbus Division of Police where he conducted thousands of polygraph examinations in many high profile felony cases. He has performed felony related polygraphs for the FBI, ATF, DEA, Ohio Organized Crime Commission, State Fire Marshall' Office, Ohio Attorney General's office along with numerous stipulated exams for courts of Common Pleas in Ohio. Over the years he has generated and presented expert testimony at the federal, state and municipal levels of judicial government as well as in matters of alleged employee wrongdoing.

# Randy Walker, LLC



During his career, Randy also became nationally recognized and has been frequently sought out to help solve complicated criminal cases, such as:

- Chicago, Illinois-Murder (conviction)
- Michigan City, Indiana-Murder (conviction)
- Indianapolis, Indiana-Murder (suspect cleared)
- Dallas, Texas-Murder (conviction)
- Dade County, Florida-Murder (conviction)
- Del Ray Beach, Florida-Murder (suspect cleared)
- Valdosta, Georgia-Rape (conviction)
- Sumter, South Carolina-Rape (suspect cleared)

His work has been featured on such programs as *Top Cops* and *60 Minutes*. By way of example, in 1982 then Florida State Attorney Janet Reno asked Randy to assist in solving a heinous case involving the murder of a young girl. Randy conducted a 22 ½ hour interrogation of the murder suspect which resulted in a confession. The confession was upheld by the Florida Supreme Court and the suspect was sentenced to a life sentence. Randy was honored by the State of Florida for his work on this case.

In another high profile case with multiple twists, Randy was credited with clearing a Cincinnati Bell executive of wiretapping charges that reached the highest levels of government.

As a certified instructor for interviews and interrogations with the Ohio Peace Officers Training Academy, Mr. Walker has provided training classes for thousands of law enforcement officers, detectives, prosecutors, state auditors, state fraud investigators and bank investigators while routinely addressing classes at Capital University, Central Michigan University, Columbus State University, Franklin University, Ohio Dominican University and The Ohio State University.

In 2002 Randy was the recipient of the Ohio Law Enforcement Distinguished Service Award by the Ohio Attorney General and the Ohio Peace Officers Training Commission. In 2007 he was honored with the "Man of the Year Award" by Crime Stoppers of Central Ohio.

Although Randy officially retired from the Columbus Division of Police in 2007, he still works as a private polygraph consultant. When he is not conducting polygraph examinations, he travels around the country serving as a subject-matter expert for law enforcement and private industry. Randy teaches a variety of interview and interrogation classes as well as statement analysis and recognition of deceptive clusters of non-verbal behavior. As a result of Randy's expertise, he was asked to serve as an advisory board member for Franklin University.