



WORKING TOGETHER FOR THE SAKE OF ALL CHILDREN AND FAMILIES!



MURDER ARREST IN CHILD HOMICIDE OF 2003.
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The Memorial Wall

Hope4Kidz has created a special place to remember and honor children that have been victims of abuse by the system that is supposed to protect them. If you would like a brick added with a child's name please let us know. If there are pages about the child somewhere on the web we can link your brick to that story as well.

You can visit the memorial wall by clicking on the button below.



Hope4KidZ is Against All Forms of Human Abuse

Our Focus Is The Need To Work Together, on the Issues We Agree Must Be Resolved. We Begin With Accountability of ANYONE who ABUSES a Child

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Murder Arrest in Child Homicide of 2003

Arrestee: Carolyn Futrell W/F – 33 yoa
333 Futrell Loop Rd
Richlands, NC

Charges: Murder
Felony Child Abuse

Bond: Not Allowed

Victim: Kayla Allen W/F – 7 yoa

This morning approximately 8:15 AM, May 20, 2004, Carolyn Ann Futrell was arrested for murder in the homicide of her 7-year-old stepdaughter Kayla Allen, which occurred on August 24, 2003. Detective Tom Robinson was assigned the investigation on that day. Detective Robinson has worked with Assistant District Attorney Ernie Lee and Mike Maulsby for the last 9 months on this

case. Many other government officials and private sector officials have also been involved in this investigation. On Monday, May 17, 2004 Detective Robinson received a major piece of evidence in this murder. Yesterday May 19, 2004, Detective Robinson spent more than 4 hours presenting his investigative evidence to District Attorney Dewey Hudson, Ernie Lee, Mike Maulsby and myself. The District Attorney's Office and I were completely convinced Detective Robinson presented a clear case of murder against Carolyn Ann Futrell for the death of Kayla Allen. The method of murder was an insecticide poison imploded into the body of 7-year-old Kayla Allen.

On Sunday morning at 11:13 AM on August 24, 2003 Onslow County Sheriff's Office deputies were dispatched to 333 Futrell Loop Rd to investigate the suspicious death of 7-year-old Kayla Allen. Evidence Technicians and Detectives also responded as Onslow County Sheriff's Office policy requires. Kayla Allen was immediately transported by

Onslow EMS to Onslow Memorial Hospital. While searching the residence at 333 Futrell Loop Road where Kayla died they discovered a suspicious liquid in Kayla's bedroom. The suspicious liquid was out of eyes view. Other suspicious items were also retrieved during the search. On Monday, August 25, 2003 an autopsy was conducted by the medical examiner at Onslow Memorial Hospital. During that autopsy it was discovered that Kayla's stomach was filled with a liquid that had the same odor as the liquid found in Kayla's bedroom. Since the autopsy Detective Robinson has step-by-step meticulously investigated this case. Detective Robinson has not allowed emails or any other influences to distract his focus. That was clear in his presentation yesterday.

The above news release was posted on enc-today.com website on May 20, 2004, by Reporter, Tre Benson of Blue Line Radio

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Trying to Protect

Jody discovered three children, ages 2, 5, and 6, digging for food in a dumpster next to the convenience store on Gessner at Clay Road, in Houston. She went to a nearby McDonald's and got enough happy meals to fill up some empty tummies, and then took them to their home. It seemed odd to her that no one had noticed the children were gone. The convenience store was a 20-minute walk for an adult, walking with a purpose.

They lived across a dirt path, across from a rock quarry; and within feet of a chemical drain-off, uncontained "pond", protected only by a dilapidated barbed wire fence. Jody had driven down that very same road for years but the thought that people were living behind the chemical pond, never crossed her mind. Jody spoke with her students at college, located less than one mile away and no one had any earthly idea that people really lived back there!

Jody had grown up as many children of her era, doing without. Jody was quick to point out that while in many homes children are given too many things; growing up without necessary medical treatment, dental care, and true needs, can be devastating to a child's sense of self worth, ability to trust, and forces them to grow up, or give up, too soon.

She did not become best friends with Renee, but she tried to help alleviate what appeared to be a very overwhelmed mother with three young children. Initially, it was obvious that the very basics were needed so she asked Renee if she would like to have

some extra sets of sheets, a few towels, and drove Renee to the local community resale and assistance office. Jody was shocked at the amount of food that was loaded into her car. A family of four could not consume that much food, especially bakery products, before it would be moldy. What she later learned, was that on that very day almost every family living in that little hidden area behind the chemical pond, had food to eat.

Renee's two elementary children did not attend school with any regularity and one day Jody and Renee returned from doing Renee's laundry to find a Truant Officer standing on what was left of the front porch. Mrs. St. George had been with the school district for 25 years and was surprised as she observed two-year old Jenny carrying the groceries and laundry inside. Renee stormed past the Truant Officer, saying she would be right back. Meanwhile, Jody had gone inside to help Renee calm down. She really needed to respond to the Truant Officer's concern that her children had missed over 24 days of school. School had been in session for less than three months.

Renee would not calm down and instead, became hysterical. She tried to smoke a cigarette but said she needed something stronger. Suddenly Renee seemed to be a different person. She began screaming about how she should just kill herself, kill her kids, no, she would have to wait until the boys came home, no, she might as well kill two year old Jenny and herself, "Yeah, that's what I'll do. Even if the world ain't no different without us, at least we'll be better off than life in this world."

Jody knew she was in way over her head at this point. She was just helping someone who seemed to need more than

just free handouts and at times, showed progress in bettering her own life. Now she suddenly had a psycho on her hands, a "psycho" with a two year old! It seemed logical to ask Renee's permission to take her child to Jody's home; but before Jody could ask, Renee began hollering for Jody to, "just get Jenny and leave". After all the ranting and raving about killing, Jody was very glad to oblige this demand. As she stepped outside the screen door, there stood Mrs. St. George, business card with her home phone number written on back. "What a God-Send", thought Renee.

Renee walked her two-year old to the car and buckled her up. It was as though she were saying goodbye for forever. Jody had left Renee in the hands of an expert and now Jenny was out of danger. Jody left with just enough time to pick her own children up at school, get home, and call Child Protective Services before 5:00 P.M. on Thursday afternoon. She called a local office and due to the emergency of the situation, and the credibility of a 25-year veteran truant officer, Jody was able to speak directly with a caseworker. The caseworker was very calm about the whole situation and explained that it would be 7-10 days before she could visit Jenny, "... and under no circumstance do you turn her over to anyone, not even the police. Tell them to call me."

Nothing in "normal" life could have prepared Jody for what would happen next! What started out as one neighbor helping another neighbor, to help herself, ended up turning Jody's world upside down. Jody felt she was doing the right thing, legally and morally, and spoke with Mrs. St. George and

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she agreed. Jody felt Jenny was protected until CPS would assess the situation.

Late that Thursday evening, Jody started receiving threatening phone calls from Renee's alcoholic, drug addicted, male neighbor. He accused Jody of kidnapping Jenny and repeatedly threatened to shoot her. There was no reasoning with him, as he appeared to be as high as a kite on a windy day in March.

Jody called CPS and was referred to a supervisor and again told to contact the police about the violent phone threats and the caseworker would be out in 7-10 days. Jody called the police who said they "would look into it". A short while later, the police called and said that if Renee said to return her child, Jody had to return Jenny to her. Jody was getting sick of the entire mess and told the police officer that he needed to return Jenny because she was fearful of the numerous threats she had received from Renee's neighbor. Jody also called CPS and continued to call them every time she received a threatening call from anyone.

The County Police said that Jenny's residence was within the city limits and the City Police would have to transport her. The City Police told Jody that since she resided in the County, the County Police would have to deal with the issue. County Police also stated that they were not an escort service and that they had, "more important things to do than drive kids all over the city of

Houston". Jody was becoming more terrified by the moment.

Friday morning began early with another phone call to the first caseworker Jody had spoken with, trying to get some idea of where she stood, legally. No return calls from the police or caseworker, and the 'crazies' were calling her house nonstop. Jody called Mrs. St. George and was told that it would be cruel to put Jenny in Emergency Foster Care, which is what would happen on a Friday afternoon. She asked Jody if she owned a country home, or knew anyone that they could visit for the weekend. Jody got her children out of school early that Friday and the family took a much-needed break from all of the turmoil.

Spending the weekend away from home was a retreat from the insanity. On Monday morning Jody, her husband, and Jenny were seated outside the CPS offices before they had opened their doors.

To Be Continued
August Issue
Hope4KidZ NewZ

Until Then, think about these questions and if you respond, the editor will be adding letters and articles from our readers. We are dealing with a very complex problem and we,

The People, will resolve it, TOGETHER!

- What would be your first concern if someone threatened to kill his or her self and children?
- What if you do not know this person well enough to know whether this is an idle threat, or a reality?
- What does Jenny have to say about "The Old Man"?
- What does Jenny's brother say about why he misses school so often?
- Will Child Protective Services rescue Jenny from a home of filth, heavy drug usage, and a very violent home?
- Will the Sheriff be brave enough to drive to Jenny's home and deliver Christmas gifts for Renee and her three children?
- Will Jody be charged with kidnapping?
- Where is Jenny today?

This is a true story; names have been changed to protect those involved.



Aids Tots Used as 'Guinea Pigs'

To read the article: <http://nypost.com/>

By DOUGLAS MONTERO

February 29, 2004 -- The state Health Department has launched a probe into potentially dangerous drug research conducted on HIV-infected infants and children at a Manhattan foster-care agency, The Post has learned.

Some 50 foster kids were used as "guinea pigs" in 13 experiments with high doses of AIDS medications at Manhattan's Incarnation Children's Center, sources said.

Most of the ICC experiments were funded by federal grants and in some cases, pharmaceutical companies. They used city foster children, who were sent to the Catholic Archdiocese-run facility by the Administration for Children's Services.

ICC was involved in 36 different experiments, according to the National Institutes of Health Web site. One study researched "HIV Wasting Syndrome," which studied how a child's body changes when his medication is altered.

A handful of the experiments involved combining up to six AIDS drugs -so-called

"cocktails" - in children as young as 3 months, and another explores the reaction of not one, but two doses of the measles vaccine in kids ages 6 to 7 months.

Other studies tested the "safety", "tolerance", and "toxicity" of AIDS drugs.

"They are torturing these kids, and it is nothing short of murder," said Michael Ellner, a minister and president of Health Education AIDS Liaison, an advocacy group for HIV parents.

Biochemist Dr. David Rasnick, a visiting scholar at the University of California at Berkeley and an expert in AIDS medication, was outraged because the drugs, alone or combined, have "acute toxicity which could be fatal."

He said the drugs' side effects include severe liver damage, cancerous tumors, severe anemia, muscle wasting, severe and life-threatening rashes and "buffalo hump," where fatty tissues accumulate behind the neck.

Housed in a former convent and run by the Archdiocese of New York's Catholic Charities, the foster-care agency described the experiments on its own Web site, which was abruptly shut down after The Post began making inquiries.

Archdiocese spokesman Joseph Zwilling said experiments at ICC were halted in 2002. He said he did not know why. Zwilling also said he did not know if any children had died.

An ACS spokeswoman said the agency hasn't approved any new experiments since 2000 because the "risks outweighed the benefits."

She declined to explain further. That agency is also reviewing its files on the case.

Jacqueline Hoerger was a pediatric nurse at ICC from 1989 to 1993 and said the experimentation was going on even back then. "We were taught that any symptom we saw was HIV-related," said Hoerger, 43.

"The vomiting, diarrhea, wasting syndrome, the neurological side effects - they were dying. There was death."

She didn't think doctors were doing anything wrong, however, until years later, when she tried to adopt two of the foster girls. When she refused to give the kids the center's high-powered AIDS cocktails for fear it was making them sicker, ACS had social workers take the children away from her.

Advocates for children question the ethics of experimenting on foster kids - especially those too young to know what's happening to them.

"The most vulnerable, disadvantaged children are being exploited by powerful enti-

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'GUINEA PIGS' Cont.

ties and used as guinea pigs as if they were not human beings," said Vera Sharav from the Alliance for Human Research and Protection.

The tests were conducted by doctors from Columbia Presbyterian Medical Center, which was affiliated with ICC until 2002 and reaped the financial benefits of the research.

"Through these trials, children at the ICC outpatient clinic gained access to state-of-the-art treatments for HIV," said Annie Bayne, a Columbia spokeswoman.

ACS policy states it seeks parental consent before a child is enrolled in a study. If the parents cannot be found, ACS's medical and legal divisions, and its commissioner, must all approve.

The condition, however, is that the experiment "offer each participating child a significant potential benefit, a concomitant minimal risk of injury or harm," ACS spokeswoman MacLean Guthrie said.

Fire Commissioner Nicholas Scoppetta, who headed ACS at the time of the experiments, refused comment.

Officials at ICC, which was established in 1989 to house and care for HIV-infected "boarder babies" left stranded in city hospitals, refused to talk to The Post.

ILLEGAL PROCEDURE

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PAUL G. STUCKLE

September 2004

This month's edition of *Illegal Procedure* provides some practical advice on what to do when an innocent parent has been coerced into entering a "service plan" with Child Protective Services (CPS). CPS usually gets what they want by bullying and taking advantage of the fact that parents do not know their legal rights. CPS desires the alleged perpetrator and spouse to enter into a service plan as soon as possible. The service plan acts as a contract binding the parent to perform acts at the will of CPS. Further, the plan acts as a confession of wrongdoing, as the government will later argue that an innocent person would not voluntarily sign a document which limits their parental rights.

The initial service plan is purposefully vague and non-intrusive to entice the parents to unwittingly enter into a contract which will constantly change to the benefit of CPS. The typical first service plan will only ask the parent to "cooperate" with CPS during it's investigation. Subsequently, the unaware parents will find out just how intrusive their contractual duties to appease CPS will become.

CPS agents realize parents facing a potential separation from their child will agree to almost anything to avoid harm to their child or an emergency removal. Experienced CPS caseworkers will use this natural fear of the parent to manipulate them into this service plan contract.

The first step an innocent parent should take is to rescind the service plan agreement. There is nothing unethical about rescinding the agreement. Simply, it was not a valid contract, as the government took advantage of unaware parents and manipulated their fears for strategic advantage. It was an illegal contract from the very beginning.

What follows is a typical letter an attorney may send to CPS to rescind the service plan.

The letter must be sent certified, return receipt requested. Attachments to the letter should include the actual rescission affidavit, parental rights power of attorney, and notice of available alternative placement to avoid an emergency removal of the child to a foster home. [This letter can found here.](#)

This sample letter is offered for informational purposes only. Obviously actual correspondence must fit the facts of the affected individuals situation.

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Several sources have a power of attorney for parental rights form. This should be notarized and executed prior to the mailing of the above documents to CPS. The power of attorney needs to be at arms length for both the affected parent and potential placement relative or friend to be shown to CPS agents in the event an emergency removal is attempted. The names, addresses, and phone numbers, of the power of attorney relatives should be included in the letter to CPS. This provides CPS with full notice that an emergency removal to foster care is unnecessary and not in the best interest of the child. Texas law provides removal to foster care only if "a person entitled to the possession of the child is not immediately available." (Tex.Fam.Code §262.007).

Paul G. Stuckle is a Texas Attorney who specializes in defending false allegations of child abuse and child sexual assault. He also defends parents fighting against the wrongful removal of their children and termination of parental rights at the hands of CPS. www.paulstuckle.com/

Hope4Kidz is a 501(c)3 nonprofit organization, started in 1998 to be a voice for children who find themselves in the foster care/adoption systems.

We are all volunteers.

Your donations would be greatly appreciated.

Hope4KidZ, Inc.

P.O. Box 55851

Houston, TX 77255-5851

Hope4KidZ, Inc. believes:

- There is insufficient protection for the children who are in foster care
- That an external audit of all children's case plans who have been in foster care at least 18 months, begin immediately, starting with the oldest child:
 - To determine continued need of state care
 - Appropriateness of present placement
 - Basically, determine if the child should remain in foster care or go home
 - Allowing the young person to be a part of the decision making process.
 - That during this time of "tightening our belts" we need to be certain that the services we are paying for, are the services we are receiving.
 - A full audit of services paid for and who actually received those services, with literal, personal, verification that services are rendered.

LINKS FOR RESEARCH AND INFO

"Ask The Experts"

http://www.hope4kidz.org/legal_reference/references.html

Federal Research

http://www.hope4kidz.org/legal_reference/federal_links.htm

"Our" Kids, In The News

http://www.hope4kidz.org/Press_Releases/releases.htm

The Defense Foundation For Children

<http://www.defensefoundationforchildren.com/>

www.paulstuckle.com

we need other articles for submission to our newsletter.

Articles can be sent to Newsletter@hope4kidz.org

To volunteer: Write to volunteer@hope4kidz.org



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