

WEST BLOOMFIELD P.D.  
1998-004286-I

NARRATIVE

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TAKEN FROM WORDPERFECT DOCUMENT 98004286.001

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CREATED BY OFC. R. JOHNSON #52 ON 03/26/98

ON THIS DATE THE R/P CAME TO THE WBPD WITH HER ATTORNEY TO FILE A CSC REPORT. THE INCIDENT OCCURRED ON 01/29/98 AT ABOUT 1830HRS AT THE WESTERN WOMEN'S CENTER LOCATED AT 6765 ORCHARD LAKE RD., WEST BLOOMFIELD, MI. 48322.

THE R/P MS. BREWER, STATES THAT SHE WAS PREGNANT AND DECIDED TO ABORT THE FETUS. BREWER CALLED THE WESTERN WOMEN'S CENTER ABOUT A WEEK PRIOR TO 01/29/98 AND MADE AN APPOINTMENT WITH THEM FOR AN ABORTION. AT THAT TIME SHE ASKED THE PERSONNEL IF SHE COULD BE PUT TO SLEEP DURING THE PROCEDURE AND HOW MUCH THE PROCEDURE WOULD COST. BREWER WAS TOLD THAT THE PROCEDURE WOULD COST \$390.00 AND WAS GIVEN AN APPOINTMENT DATE OF 01/29/98.

BREWER CALLED BACK A FEW DAYS LATER AND STATED THAT SHE HAD A HEART MURMUR AND WOULD NEED ANTIBIOTICS PRIOR TO THE PROCEDURE TO PREVENT INFECTION. SHE STATES THAT DR. KALO CALLED IN HER PRESCRIPTION AND SHE BROUGHT THE PILLS WITH HER TO THE CLINIC.

ON 01/29/98 BREWER WAS DRIVEN TO THE CENTER BY HER FRIEND, MICHELLE MAYNAVICH. BREWER STATED THAT THEY ARRIVED AT ABOUT 1800HRS. BREWER STATED THAT SHE DIDN'T HAVE ALL THE MONEY AT THAT TIME AND CALLED ANOTHER FRIEND, ROBERT OLSEN TO BRING HER THE REST OF THE MONEY. AFTER ABOUT 15MINUTES OLSEN ARRIVED AND GAVE BREWER THE REST OF THE MONEY THEN LEFT. BREWER THEN SIGNED IN AT THE RECEPTIONIST DESK. A SHORT TIME LATER THE RECEPTIONIST CALLED BREWER'S NAME. BREWER ENTERED THE OFFICE AND WAS ASKED TO FILL OUT SOME PAPERWORK. AFTER FILLING OUT THE PAPERWORK A NURSE TOOK HER BLOOD PRESSURE AND GAVE HER 2 PILLS WHICH SHE THINKS WERE VALIUM. BREWER STATED TO THE NURSE THAT SHE WANTED TO BE PUT TO SLEEP DURING THE PROCEDURE BECAUSE SHE DIDN'T WANT TO FEEL ANYTHING. AFTER HER BLOOD PRESSURE WAS TAKEN, THE SUSPECT, DR. JACOB KALO INTRODUCED HIMSELF TO BREWER AND THEY BOTH WENT INTO A SEPARATE ROOM. BREWER STATED THAT DR. KALO PERFORMED AN ULTRASOUND ON HER. WHEN THE ULTRASOUND WAS COMPLETED BREWER STOOD UP AND STATES THAT DR. KALO SAID "I WANT TO CHECK YOUR BREASTS". AT THAT TIME DR. KALO LIFTED BREWER'S SHIRT AND BRA TO EXPOSE HER BREAST. HE THEN CUPPED HER BREAST IN BOTH HANDS AND ROLLED THEM. AFTER TOUCHING HER BREAST HE PULLED DOWN HER BRA AND SHIRT AND THEY BOTH LEFT THE ROOM. BREWER STATED TO R/O THAT THIS WAS NOT A NORMAL BREAST EXAM BECAUSE SHE HAS HAD THEM BEFORE. THE NURSE ASKED BREWER TO WAIT IN THE WAITING ROOM BUT BREWER STATES SHE RECOGNIZED SOMEONE IN THE WAITING ROOM AND ASKED THE NURSE IF SHE COULD STAY IN THE BACK. THE NURSE TOLD BREWER TO WAIT IN THE DR'S OFFICE. WHILE IN THE DR'S OFFICE BREWER USED THE PHONE TO CALL HER BABYSITTER AND CHECK UP ON HER DAUGHTER. AFTER A SHORT TIME THE NURSE RETURNED AND ASKED BREWER TO FOLLOW HER INTO THE ROOM WHERE THE PROCEDURE WOULD TAKE PLACE. R/O ASKED BREWER IF AT ANY TIME ANYONE AT THE CENTER DESCRIBED AND EXPLAINED TO HER WHAT THE PROCEDURE WAS AND WHAT TO

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EXPECT. BREWER SAID NO.

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ONCE INSIDE THE ROOM THE NURSE ASKED BREWER TO UNDRRESS FROM THE WAIST DOWN AND SIT AT THE END OF A TABLE AND PUT HER FEET INTO THE STIRRUPS. THE NURSE HANDED BREWER A BEDSHEET AND LEFT THE ROOM. DR KALO CAME INTO THE ROOM AND INJECTED BREWER IN THE ARM WITH AN UNKNOWN SUBSTANCE. BREWER ASKED THE DR. IF SHE WOULD FEEL ANYTHING. THE DR. STATED "NO, YOU WON'T REMEMBER ANYTHING EITHER". AFTER INJECTING BREWER IN THE ARM DR. KALO SITS DOWN IN A STOOL AT THE FOOT OF THE TABLE BETWEEN BREWERS LEGS. AFTER SITTING DOWN THE DR. ASKED BREWER IF THIS WAS HER BOYFRIENDS BABY. BREWER ANSWERS "NO" AND THOUGHT THAT WAS A STRANGE QUESTION FOR THE DR. TO ASK. BREWER STATES THAT SHE BEGAN FEELING THE EFFECTS OF THE DRUGS AND COULD HEAR DR. KALO TALKING AND ASKING HER QUESTIONS. BREWER STATES THAT SHE IS ATTEMPTING TO ANSWER THE DR. BUT CANNOT TALK BECAUSE OF THE DRUGS. BREWER STATES THAT SHE IS AWARE OF WHATS GOING ON AROUND HER. HER EYES ARE CLOSED AND SHE CANNOT MOVE OR SPEAK. BREWER STATES THAT AT THIS POINT SHE FEELS DR. KALO TOUCH AND RUB HER CLITORIS WITH HIS FINGER. SHE STATES THAT HE CONTINUES THIS FOR ABOUT TWO TO THREE MINUTES. BREWER THEN STATES THAT SHE COULD FEEL DR. KALO MOVE IN TOWARD HER AND LICK HER CLITORIS WITH HIS TONGUE TWO OR THREE TIMES. R/O ASKED BREWER HOW SHE KNEW THAT DR. KALO USED HIS FINGER OR HIS TONGUE, BREWER STATED THAT SHE HAS BEEN TOUCHED THERE BEFORE BY HER BOYFRIEND AND KNOWS WHAT IT FEELS LIKE. R/O ASKED BREWER IF THE NURSE WAS IN THE ROOM AT THIS TIME AND SHE STATED NO. R/O TOLD BREWER TO CONTINUE. BREWER STATED THAT AFTER DR. KALO LICKED HER CLITORIS HE FINISHED AND SAT UP IN HIS STOOL AND SHE BLACKED OUT.

BREWER STATED THAT SHE REMEMBERS WAKING UP FEELING A LOT OF PAIN AND SAYING "OW OW OW". BREWER STATES THAT THE NURSE WAS ABOVE HER WITH A MASK AND WAS TELLING HER TO BREATHE THROUGH THE MASK. BREWER SAYS IT WAS HARD TO BREATHE AND VERY PAINFUL. AFTER A FEW MINUTES BREWER STATES THAT THE PROCEDURE ENDED AND SHE BEGAN TO CRY. THE NURSE AND DR. BOTH WERE ASKING IF SHE WAS OK. BREWER STATES THAT AT THIS POINT THE DR. LEFT THE ROOM AND THE NURSE TOLD HER SHE COULD STAY AS LONG AS SHE WANTS. BREWER ASKED THE NURSE TO GET HER FRIEND MICHELLE. BREWER GOT DRESSED, MICHELLE CAME INTO THE ROOM AND THEY BOTH LEFT TOGETHER. WHILE MICHELLE WAS DRIVING BREWER STATED THAT SHE TOLD MICHELLE WHAT HAD HAPPENED. MICHELLE TOLD HER TO WAIT FOR THE DRUGS TO WEAR OFF. MICHELLE ASKED BREWER THE DAY AFTER THIS OCCURRED AND BREWERS STORY WAS THE SAME. BREWER STATES THAT MICHELLE BELIEVED HER. R/O ASKED BREWER WHY SHE WAITED SO LONG TO MAKE A POLICE REPORT. BREWER STATED THAT AFTER THIS INCIDENT OCCURRED SHE WAS AFRAID TO REPORT IT AND DIDN'T THINK PEOPLE WOULD BELIEVE HER. SHE SAID SHE CONTACTED AN ATTORNEY, JOANNA BENNET ON 02/03/98 TO SEE WHAT SHE SHOULD DO. AT THAT TIME BENNET BEGAN SPEAKING WITH R/O.

BENNET STATES THAT SHE WAS CONTACTED BY BREWER ON 02/03/98. SHE STATES THAT SHE SENT OUT A REQUEST FOR THE MEDICAL RECORDS TO THE WESTERN WOMENS CENTER. BREWER STATES THAT ON 02/06/98 DR. KALO CALLS HER AT HOME AND ASKS HER IF EVERYTHING WENT OK WITH THE PROCEDURE AND IF HER HEALTH IS OK. BREWER STATES TO DR. KALO TO

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CALL HER ATTORNEY IF HE NEEDS TO KNOW ANYTHING FURTHER. BREWER STATES THAT DR. KALO CONTINUED TO ASK HER QUESTIONS ABOUT THE PROCEDURE AND THEN ASKS HER IF SHE WAS PUT TO SLEEP FOR THE PROCEDURE. BREWER BECOMES IMPATIENT WITH THE QUESTIONING AND AGAIN STATES TO DR. KALO TO CALL HER ATTORNEY AND HANGS UP THE PHONE. BENNET STATED THAT ON 02/06/98 DR. KALO CALLED HER OFFICE AT ABOUT 1103AM WANTING TO SPEAK WITH HER. BENNET WAS OUT OF THE OFFICE AT THIS TIME. DR. KALO CALLED BACK AT ABOUT 120PM. ON 02/09/98 DR. KALO CALLS BENNETS OFFICE AGAIN WISHING TO SPEAK WITH HER. BENNET HAS HER ASSISTANT CALL THE MEDICAL CENTER AND TELL THE RECEPTIONIST THAT HER OFFICE REQUESTED A MEDICAL RECORD OF BREWER. THE RECEPTIONIST STATES THAT THEY HAVE NO RECORD OF BREWER EVER BEING THERE. THE ASSISTANT DOES NOT KNOW THE DATE THAT BREWER WAS THERE AND SO SHE HANGS UP. THE ASSISTANT FINDS OUT THE DATE THAT BREWER WAS THERE (01/29/98) AND CALLS BACK TO THE MEDICAL CENTER. THE RECEPTIONIST IS ABLE TO FIND A LEDGER CARD ON BREWER AND TELLS THE ASSISTANT THAT DR. KALO HAS BREWER'S FILE AND THAT HE MUST BE HANDLING THE REQUEST HIMSELF. ON 02/10/98 DR. KALO CALLS BENNETS OFFICE AND ASKS A "KATHY" WORKING THERE WHY BENNET'S OFFICE WANTS A COPY OF THE MEDICAL RECORDS ON BREWER. KATHY SAYS SHE DOESN'T KNOW. DR. KALO TELLS HER HE'LL MAIL THEM OUT. BENNET SAYS SHE RECEIVES THE MEDICAL RECORDS (COPY ATTACHED) AND REVIEWS THEM. BENNET SAYS THAT IT APPEARED STRANGE TO HER THAT THERE IS A PLAIN WHITE PAGE WITH DR. KALO'S NOTES WRITTEN DOWN AND FEELS THESE NOTES WERE WRITTEN AFTER SHE REQUESTED BREWER'S MEDICAL RECORDS. BENNET ALSO STATED THAT THE RECORDS WERE MAILED IN A PLAIN WHITE ENVELOPE WITH HER ADDRESS HAND WRITTEN IN WHAT APPEARED TO BE DR. KALOS'S HANDWRITING WITH NO RETURN ADDRESS. BENNET STATES THAT SHE ADVISED BREWER NOT TO CALL THE POLICE UNTIL AFTER SHE HAD RECEIVED THE MEDICAL RECORDS. BENNET STATES THAT WITH EVERYTHING SHE FOUND SHE FELT AS THOUGH BREWER WAS IN FACT A VICTIM OF CSC.

ATTACHMENTS: VICTIMS WRITTEN STATEMENT  
COPY OF MEDICAL RECORDS

STATUS: TOT DB

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3-31-98.....I interviewed the victim and her attorney at our station. We discussed the incident and I explained the process of the investigation.

4-1-98.....I interviewed Michele Maynarich at our station. She confirmed the story given by the victim. Michele states that the victim told her of the sexual assault as soon as Michele went into the room that the procedure was done in. The victim also talked of the assault during the drive home. Michele provided a written statement.

4-16-98.....I went to the Womens Center at 6765 Orchard Lake to interview Dr. Kalo as we had previously agreed upon. I also interviewed Kim Adams and Tracy Frey. They are the two medical assistants who assisted Dr. Kalo with the victim's abortion.

Kim Adams states that she has worked for Dr. Kalo since December of 1997. I explained why I was there to talk to her and who the patient in question was. I showed her the medical charts and also a copy of the victim's driver license. Kim stated that she did not recall the victim or the particulars of the procedure. I asked her if she had done any of the writing on the charts. She said that she had, but that Tracy had also made some entries on the charts. Even after reviewing the charts again, Kim stated that she did not remember the victim. She stated that they have many patients come in and unless something is very unusual, she does not remember them.

Tracy Frey took a look at the charts. She did not remember any of the particulars of the procedure, but stated that it was Kim who would have been in the room with the victim during the procedure. Tracy said that both she and Kim made entries on the charts. Tracy said that she wrote Kim's name on the chart and that this is a common practice because they get so busy. Tracy stated that she and/or Kim are always present in the room during the procedure. Dr. Kalo has a buzzer that he sounds when he is ready to start the procedure, and whoever is not busy or closer, goes into the room to assist.

I talked to Dr. Kalo in his office. I advised him of the allegations and of the person who is making the allegations. He then went to get the patient's file. He initially said that he did not recall the patient, but after looking through the file, he remembered her quite well. He recalled her being an aggressive and unpleasant patient. When questioned regarding the breast exam, Dr. Kalo stated that the ultrasound was not conclusive as to telling him whether the patient was pregnant or not. He said that by doing a breast exam, he can better determine if the breasts have been affected by the hormones of the pregnancy. He stated that he does not routinely do a breast exam, but he felt it was necessary in

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this case. I then questioned Dr. Kalo about the other allegations.

I asked him what medications the patient was given. She had been given 500mg of Ampicillin, 5mg of oral Valium, 2 tablets of Naperlan, 5mg of Valium I.V., 100mg of Demerol I.V., and 25mg of Promethizine I.V.. I asked Dr. Kalo if he had intentionally rubbed her clitoris, to which he replied "absolutely not". He stated that one of the instruments that are used for the procedure may have touched the clitoris, but certainly not intentionally. I asked Dr. Kalo if he had licked her clitoris, to which he responded "no". I explained to him that the patient stated that she could feel him move closer when she believes he licked her. His response to that was that when he does an exam, he often times will smell the vagina to determine if there is an infection or dead tissue. He says that there is a distinct odor if there is a problem. He denies any wrong doing and states that this procedure was very proper. He says that he will take a polygraph exam. Dr. Kalo also provided a written statement.

\*\*The patient was also given Nitros Oxide through a mask.

4-20-98.....I talked to Dr. Kalo on tx this morning. He stated that he has an appointment with an attorney on 4-21-98 and that he will probably not be taking a polygraph.

4-21-98.....I received a phone call from attorney Neil Fink (258-3181). He stated that he is now representing Dr. Kalo and that Dr. Kalo would not be submitting to a polygraph exam.

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5-12-98.....I had submitted a warrant request to the prosecutors office on 4-24-98. APA Sara Pope responded with a request for further investigation. The following interviews were conducted based on this request.

I talked to Dr. Dragovic from the Medical Examiners Office. I explained the allegations to him and also told him of the suspects responses to the allegations. Dr. Dragovic did not think that the suspect's behavior was out of the ordinary. He said that a breast exam could certainly be beneficial in determining the stages of pregnancy. Dr. Dragovic then told of the various ways that a breast exam could be conducted, and did not seem surprised that the victim was standing up when the exam was done. He agreed with the suspect's statement that infection or dead tissue can have a distinct smell. In response to the clitoris being rubbed, Dr. Dragovic stated that because of the location of the clitoris and the nature of the examination/procedure, it is quite possible that contact was made with the clitoris. I told Dr. Dragovic of the medications that were administered to the victim. He stated that the combination of demerol and valium could make a person hallucinate, but that it depends on the individual and does not mean that everyone would be affected in the same manner. Dr. Dragovic will provide names of doctors that he knows of who perform abortions.

5-27-98.....I interviewed Dr. Rebecca Williams who is employed by Providence Hospital in the area of obstetrics and gynecology. She has been a certified physician since 1981. She was referred by Dr. Dragovic. She read the statement of the victim and the statement given by Dr. Kalo. She also reviewed the medical charts of the victim regarding her visit to Dr. Kalo's office. Dr. Williams found the breast exam to be unusual. It is her opinion that there is no need for a breast exam prior to or after an abortion procedure. She also found it odd that the victim was not told to remove all of her clothing if a breast exam was to be done. The victim was told only to disrobe from the waist down. Dr. Kalo states that during the ultrasound he found the victim's abdomen to be very bloated and enlarged, so he had her stand up so that he could feel the fundus of the uterus. Dr. Williams states that this is not the accepted manner to examine the fundus. She states that this examination is usually done when the patient is laying down. Dr. Williams found Dr. Kalo's method of determining pregnancy quite unusual. Dr. Williams stated that usually a manual examination is done on the patient. Then an ultrasound is done to confirm the stage of the pregnancy. She has never heard of a breast exam being done to determine pregnancy. Dr. Williams also found the smelling of the vagina to be unusual. She said that there are many other

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methods of determining whether there is infection or dead tissue present. Dr. Williams did not see any indication of cultures being taken or tests that were done with regard to the "offensive malodorous brown discharge" that was indicated. Dr. Williams found Dr. Kalo's statement and charts to be "disconcerting".

6-4-98.....Tracy Frey came into the station today to be re-interviewed. She said that she has worked for Dr. Kalo for about four years, and that she was a patient of his prior to that. She stated that on the victim's chart, there are entries by her and her associate, Kim. She says that Kim is the one who would have been in the room during the procedure. Tracy vaguely remembers the victim. She says that Dr. Kalo is rarely in a room with a patient without one of the nursing assistants being present. She also said that they are present when Dr. Kalo does the ultra-sounds. Tracy said that Dr. Kalo almost always does a breast exam on the patients that are there for abortions. I asked her about the plain sheet of paper that Dr. Kalo made notes on. She said that he normally does that when there is a patient with some unusual condition/complication such as a heart murmur.

Tracy states that she would be very surprised if Dr. Kalo was responsible for the things that he is accused of. She says that he has never displayed that type of behavior, and furthermore, he would not have the time or opportunity to do these things.

6-9-98.....Kim Adams came into the station today to be re-interviewed. She has worked for Dr. Kalo for six months. She acknowledges that she made entries on the victim's chart and that according to the chart, she was the one that was in the room during the procedure. She still maintains that she has no recollection of the victim or that particular procedure. Kim states that either she or Tracy are usually in the ultra-sound room with the patient and Dr. Kalo and that he usually does a breast exam right after the ultra-sound. I asked her about the plain piece of paper that Dr. Kalo made notes on. She stated that this is not that uncommon for him to do. He does this when he has a patient with unusual circumstances and he does not have enough room on the other forms to complete his notes. Kim states that she has never seen Dr. Kalo treat a patient in a manner that was suspicious or improper.

6-10-98.....The results of the "further investigation" requested by APA Sara Pope will be forwarded to the prosecutors office today.

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8-28-98.....As instructed by APA Sara Pope, I have tried to get another doctor to review the police report and records generated by Dr. Kalo. I have been unable to locate another doctor who wants to be involved in a criminal/civil proceeding that does not involve them. It appears that a decision will have to be made without the benefit of having another doctor who has reviewed the records.



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On 11/21/01 at approx. 430 pm the rp Joann Edmonds attended the WBPD to report that she was a victim of a CSC that occurred at the Western Women's Center at 6765 Orchard Lake Rd.

Also accompanying the rp was her boyfriend Jose Galvez.

Edmonds stated that on 11/17/01 at 800 am she and her boyfriend Jose arrived at the Women's Center for a scheduled abortion with Dr. Jacob Kalo.

Upon arriving Edmonds was greeted in the lobby by Heather Dolin who is an employee of the center. It is unknown what Dolin's actual position is but she is described by Edmonds as wearing scrubs. Dolin walked Edmonds to a waiting room where Edmonds was given three pills for relaxation purposes. Edmonds stated that they were valium. Edmonds stayed in this particular room for approx. five to ten minutes.

Heather then escorted Edmonds to the procedure room where she was asked to disrobe from the waist down. Edmonds took her pants and panties off and sat in the room for approx. fifteen minutes waiting for Dr. Kalo to arrive.

Dr. Kalo then administered a drug into Edmonds arm. It was brownish in color and Edmonds believed it to be the sleep anesthesia that she requested for an extra \$150.00. Present in the room at this time was Heather Dolin. While laying on the table Edmonds was waiting to pass out as she expected but she never did.

Edmonds then felt the speculum inside of her vagina as well as the suction device. She clearly understood at this time that the procedure was under way. Edmonds felt everything but experienced no pain so she just laid back and relaxed and waited for the procedure to be over with.

Approximately five minutes passed when Edmonds heard the door in the procedure room open and close. Approximately two more minutes passed when Edmonds felt a finger rubbing her clitoris in a circular motion. Edmonds stated that it felt warm, smooth and lubricated like a glove. Edmonds felt aroused as the doctor continued rubbing for approximately twenty seconds. Edmonds opened her eyes and lifted her head to look down at the doctor. At this point she looked around the room and noticed that Heather Dolin was not in the room. The doctor stopped the rubbing at this point but as soon as Edmonds put her head back down the doctor started the rubbing on the her clitoris again for approximately ten more seconds. At this point Edmonds pushed herself up using her triceps and yelled at the doctor " what are you doing, why are you touching me like that ". Edmonds stated the that the doctor then stopped and told her to lay back and relax.

Edmonds refused to lay back because she was mad. Approximately two more minutes passed and Heather walked back into the room. Edmonds immediately asked Heather " why is he touching me like this and why aren't you in the room and why did you leave ? ". Heather responded by asking the doctor " what is she saying ? ". The doctor then responded " she is saying that I touched her ".

Heather then told Edmonds to lay down and relax but Edmonds refused to do so because she could tell that Heather offered no help. The suction machine then stopped and it was removed and the procedure was completed. Edmonds was so irate she didn't allow them

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to clean her off and a result Edmonds stumbled around the room getting her clothes back on. Heather and the doctor both stood in front of her saying that she must lay down but Edmonds refused. Heather then asked if her ride was here. Edmonds stated that her boyfriend Jose was there so Heather brought him to the room. Edmonds immediately told Jose that the doctor touched her in a sexual way while Heather and the doctor were present. Heather immediately responded by saying " I was in the room the whole time". Edmonds observation of Heather was that she seemed scared.

Jose left the room and engaged in a conversation with the doctor. The doctor told Jose that he touched Edmonds with gauze to clean her up.

As Jose was speaking to the doctor, Edmonds was sitting in the doctors office with Heather and two other female employees who are described as having accents. One of the females had red hair and the other had dark hair. As Edmonds was getting up to leave and meet back with Jose she stumbled due to being under the influence of the drug she received. The dark haired female employee made the following comment " I hope you fall on your face ". Edmonds then sat back down and waited another fifteen minutes for Jose and they departed.

Edmonds stated that she felt physically terrible which included severe bleeding several days after the abortion which required her to have bed rest. Her attorney also suggested that she wait until she would be in her best mental state before she came to make her police report.

Both Edmonds and Galvez will be forwarding their comprehensive statements on 11/22/01.

TOTDB.

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Spencer

11/23/01

I contacted the victim, Joann Edmonds, on this date. I requested that she supply me with a complete written statement outlining in detail what she believes occurred while at Dr. Kalo's office. I also asked Joann why she had waited four days to make a report with the West Bloomfield Police regarding the incident. Joann said that she first contacted a civil attorney. Then after discussing the matter with the attorney, was instructed by that attorney to file a report with the WBPd. I asked Joann if she was pursuing a civil suit against Dr. Kalo. She said that she was.

Joann indicated that although she had been given relaxation and pain medications, that she was aware during the entire procedure.

11/26/01

On this date I received written statements from the victim, her boyfriend, Jose Galvez, and nurses; Heather Dolin and Amra Kurtovic. The statements were copied, and the originals were placed into evidence.

Heather Dolin assisted Dr. Kalo in the procedure. Both in her written statement, as well as her interview, Dolin stated that she never left the room while the patient was being treated. Dolin also indicated that the patient seemed incoherent and confused. Dolin believed her behavior may have been due to medication the patient had been given.

I prepared a Patient Medical Records Release form for Miss Edmonds and sent it to her to sign and return.

12/11/01

I contacted the victim and inquired as to the status of the medical record release form. She had not returned it as of this date. She stated she would get it to me right away.

12/12/01

The victim did present the medical release form to me on this date. I combined it with a subpoena and served it upon Amra Kurtovic of Dr. Kalo's office. Amra contacted Dr. Kalo by telephone. She was told to provide me with anything I needed or requested. Amra then made a copy of each item in Joann Edmonds patient file and gave it to me. I asked to see the room that the procedure was conducted in. Amra brought me to the room. She then explained that she had been in the "lab" the entire time of Edmonds' procedure. The door to the lab was open, and offered a

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clear view of the door to Edmonds' room. Amra said that once Dr. Kalo and Heather went into the room to begin the procedure, that

neither of the two left the room again until after the patient began behaving in a strange manner. That is when the Doctor left, but Heather stayed to assist Edmonds.

I also re-interviewed Heather Dolin on this date. She confirmed that everything she had stated in her written statement was truthful. Heather also explained that because of the nature of the procedure, that the area between Joann's legs had been soiled during the operation. When she attempted to wipe Joann clean in that area, Heather recalled Joann accusing her of touching her in a "weird way". According to Heather, Joann said, "Why are you touching me there? What are you doing?". Heather recalled feeling that the patient seemed to be out of touch with what was happening at that moment.

While speaking to Dr. Kalo this date, he clarified the medications that were given to Joann on the day of her procedure. According to patient records, as well as Dr. Kalo, most patients receive a similar dosage prior to undergoing the operation. Joann received the following; 5mg. Valium (given orally), 10mg. Valium (via IV), 100mg. Demorol (via IV), 25mg. Shenergan (via IV), and 50mg. of Vioxin.

I will present these facts to the Oakland County M.E.'s office to determine possible effects, and side-effects of the combinations of medications given.

12/17/2001

On this date I received a report from Dr. Dragovic outlining his beliefs on the effects of the treatment, and medications given to the victim (report attached). Dr. Dragovic stated in his written report that, "Every gynecological procedure includes manipulation of the external and internal genital organs as it is an integral part of both an examination and/or an intervention being carried out by a gynecologist." Dr. Dragovic also stated the following regarding the medications reportedly given to the victim at the time of the alleged incident, "The medications listed in your report include Valium (Diazepam), Demoral (Meperidine) and Phenergan (Promethazine) which are all central nervous system depressants. All of these medications can cause in various individuals various degrees of sedation, lethargy, dizziness, confusion and disorientation and all of these medications have an additive effect to each other".

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Spencer

01/21/2002

I spoke with Attorney Joanna Bennett this date regarding her client Pamela Brewer. Pamela Brewer is the reported victim of a very similar complaint against Dr. Kalo in 1998 (98-4286). Ms. Bennett indicated that the conditions of a civil settlement between Dr. Kalo and the victim do not preclude Pam Brewer from testifying against Dr. Kalo in other civil/criminal matters. There was no confidentiality agreement between the two parties. Although the request for an arrest warrant was denied, Dr. Kalo did settle the matter in civil court with a cash payment to the victim. According to Ms. Bennett, Pamela Brewer would be willing to testify in any future hearings regarding this matter.

01/29/2002

I again spoke to Heather Dolin regarding her statement. Heather said that everything she offered in her statement was exactly as she remembers the incident. I explained to Heather that the most important thing about her statement was whether or not she could recall leaving the examination room during the victim's procedure while Dr. Kalo remained in the room alone with the victim. Heather stated again that she believed that she never left the room. I asked Heather if she would be willing to take a polygraph test specifically focused on her statement. She said she would have to think about it and get back to me.

I was contacted by Ms. Dolin about two-three days after my request she submit to a polygraph test. She explained that she would not take the test. She further explained that she didn't feel comfortable taking the test, and that an attorney had advised against it.

01/31/2002

After numerous attempts I was finally successful in speaking with Kim Adams. Kim Adams is a former employee of Dr. Kalo. Ms. Adams was working at the time Dr. Kalo was accused of sexually assaulting Pamela Brewer. At first Kim only stated that it was hard for her to recall everything about the Pamela Brewer incident, stating that it was "so long ago". However, once we began to discuss it she seemed to speak of the incident in detail. I explained to Kim that she had made entries on Ms. Brewer's chart, then asked if she was primarily the assistant in the room with Dr. Kalo during the procedure. Again, she became sketchy in her recollection. When I asked her if maybe Tracy Frey had been the

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assistant to Dr. Kalo that day, as she had also made entries on Ms. Brewers chart, Kim said that it was possible.

02/05/2002

I re-interviewed Tracy Frey regarding prior the previous CSC complaint made against Dr. Kalo, 98-4286. Tracy no longer works for Dr. Kalo, but believed that she was the person which primarily assisted Dr. Kalo during Ms. Brewer's procedure. I asked Tracy if everything she told investigator's during the 1998 investigation had been the truth. She said that she told the detective (Det/Sgt. Diamond) everything she could remember about that particular procedure, and that it had been the truth. I asked Tracy if she remembered ever having left the room while Dr. Kalo was with a patient alone. She said that Dr. Kalo wanted the "girls" [assistants] to stay in the room with him, but that sometimes it was necessary for them to step out for just a moment to "either get something, or help someone else real quick". I asked Tracy if she had stepped out during Ms. Brewer's procedure. Tracy said that she didn't think that she had. I then asked if it were possible that she did. She responded with, "I guess I could have, it was a long time ago".

Additional information submitted to the OCPO.

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06/17/2002

After careful review of the case, APA Sidney Smith has elected not to authorize the issuance of an arrest warrant against Dr. Kalo. Due to the denial of the warrant request this matter will be closed. Complainant advised of case conclusion.

CLOSED.