



Office of  
STATE'S ATTORNEY FOR WASHINGTON COUNTY  
Washington County Office Building  
33 West Washington Street, Room 302  
Hagerstown, Maryland 21740-4888  
P: 240.313.2000 | F: 240.313.2001 | TDD: 711  
Email: sao@washco-md.net

Charles P. Strong  
*State's Attorney*

Joseph S. Michael  
*Deputy State's Attorney*

Regina M. Cirincion  
*Deputy State's Attorney*

March 10, 2020

Chairperson Luke H. Clippinger  
& Judiciary Committee Members  
House Office Building  
6 Bladen Street  
Annapolis, Maryland

Submitted by Hand

RE: Written testimony in support of HB1497

Dear Chairperson Clippinger and Committee Members:

I submit this testimony in support of HB1497. I have been a Maryland prosecutor for 27 years. I attach the charging document for State v. Jason Henry Cochrane, the case that reminded me of the need for this legislation.

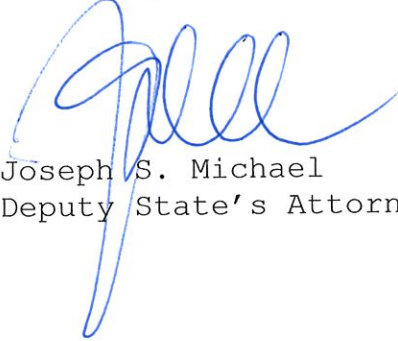
The question is a simple one: should committing one of the enumerated crimes of rape, sex offense, or child abuse carry a more serious punishment when the perpetrator places the victim at physical risk of HIV infection and at the mental and emotional risk of worrying about being infected and infecting others with whom the victim may later share intimate relations? The answer is equally simple: yes. Just as our laws recognize that committing crimes of violence with a gun are more serious than other crimes of violence because the risk of a grievous outcome is higher, so should this crime carry a *more serious and separate* penalty.

I do not suggest this because HB1497 would carry any real deterrent effect, because the perpetrators of these heinous crimes are not deterred by penalties. I suggest that this bill is appropriate because as a prosecutor, the law needs to answer victims and their loved ones when they ask: "isn't there a law against that?" and "doesn't exposing me to HIV carry a more severe penalty than just brutalizing me physically and emotionally?"

Any person can be the victim of sexual violence, but in my experience these crimes are more frequently perpetrated against the young, the old, the disabled, the weak, and especially our incarcerated population (which have a 5 to 7 times higher rate of HIV infection than the general population<sup>1</sup>).

Please answer these victims with your support of HB1497.

Sincerely,



Joseph S. Michael  
Deputy State's Attorney

---

<sup>1</sup> <https://www.hivlawandpolicy.org/issues/prisons-and-jails>



DISTRICT COURT OF MARYLAND FOR WASHINGTON COUNTY

(City Court)

LOCATED AT (COURT ADDRESS)  
36 WEST ANTIETAM STREET  
HAGERSTOWN MD 21740

DISTRICT COURT  
CASE NUMBER

RELATED CASES:  
NRP-19-01524 - NRP AREA 7

DEFENDANT'S NAME (LAST, FIRST, M.I.)

COCHRANE, JASON

COMPLAINANT		DEFENDANT	
NAME (LAST, FIRST M.I.) BREAKALL, OFC	TITLE	NAME (LAST, FIRST M.I.) COCHRANE, JASON HENRY	TITLE
AGENCY NRP	SUB-AGENCY 1002	ID NO (POLICE) 1683	MAPIS NAME (LAST, FIRST, M.I.)
WORK TELEPHONE (240) 291-1424	HOME TELEPHONE (240) 291-1424	ID NO 131193	RACE W
ADDRESS ***2011 MONUMENT RD	APT NO	SEX M	HT 5'10
CITY MYERSVILLE	STATE MD	WT 200	D.O.B. (MM/DD/YY) 07/27/1976
<input type="checkbox"/> DOMESTIC VIOLENCE <input type="checkbox"/> HATE CRIME <input type="checkbox"/> VULNERABLE ADULT ABUSE <input type="checkbox"/> CHILD ABUSE		CC/OCA C265373303589	HAIR BRO
Page 1 of 5		EYES BRO	OTHER DESCRIPTION
		DRIVER'S LICENSE # C265373303589	STATE MD
		WORK TELEPHONE ( ) - ( ) -	HOME TELEPHONE ( ) - ( ) -
		ADDRESS 404 SADDLEBROOKE CT	APT NO
		CITY MYERSVILLE	STATE MD
		ZIP CODE 21108	ZIP CODE 21108

STATEMENT OF CHARGES

IT IS FORMALLY CHARGED THAT THE DEFENDANT

1	CJS CODE 1-1415	AR	ON OR ABOUT (DATE) 09/28/19	AT (PLACE) ***APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. Md)
---	--------------------	----	--------------------------------	---

did assault AUSTIN NATHANIEL SMITH in the second degree in violation of CR 3-203, contrary to the form of the act of the assembly in such case made and provided and against the peace, government, and dignity of the state.

IN VIOLATION OF:

<input checked="" type="checkbox"/> MD ANN CODE ART CR SEC 3-203	<input type="checkbox"/> COMMON LAW OF MD	<input type="checkbox"/> PUB LOCAL LAW ART SEC	PROBABLE CAUSE <input type="checkbox"/> Y <input type="checkbox"/> N
--	---	--	---

<input type="checkbox"/> COMAR OR AGENCY CODE NO	<input type="checkbox"/> ORDINANCE NO	AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE	COMMISSIONER INITIALS	ID NO
--	---------------------------------------	--	-----------------------	-------

2	CJS CODE 2-1103	AR	ON OR ABOUT (DATE) 09/28/19	AT (PLACE) ***APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. Md)
---	--------------------	----	--------------------------------	---

...did unlawfully commit a rape in the second degree upon AUSTIN NATHANIEL SMITH, in violation of CR 3-304 of the Annotated Code of Maryland.

IN VIOLATION OF:

<input checked="" type="checkbox"/> MD ANN CODE ART CR SEC 3-304	<input type="checkbox"/> COMMON LAW OF MD	<input type="checkbox"/> PUB LOCAL LAW ART SEC	PROBABLE CAUSE <input type="checkbox"/> Y <input type="checkbox"/> N
--	---	--	---

<input type="checkbox"/> COMAR OR AGENCY CODE NO	<input type="checkbox"/> ORDINANCE NO	AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE	COMMISSIONER INITIALS	ID NO
--	---------------------------------------	--	-----------------------	-------

CONTINUED ON ATTACHED SHEET (FORM DC-CR-002A)

I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE MATTERS AND FACTS SET FORTH IN THE FOREGOING DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF

DATE: 09/28/2019

ISSUING PEACE OFFICER:

AGENCY: NRP    SUB-AGENCY: 1002    ID NO: 1683



TR# 199000010134

DC-CR-002 (Rev. 04/2017)





DISTRICT COURT OF MARYLAND FOR WASHINGTON COUNTY

NRP-19-01524 - NRP AREA 7 (City, County)

LOCATED AT (COURT ADDRESS)
36 WEST ANTIETAM STREET
HAGERSTOWN MD 21740

DISTRICT COURT
CASE NUMBER

DEFENDANT'S NAME (LAST, FIRST, MI) COCHRANE, JASON HENRY
MAFIS NAME
D.O.B 07/27/1976

STATEMENT OF CHARGES (CONTINUED) Page 2 of 5

IT IS FORMALLY CHARGED THAT THE DEFENDANT

3 CJS CODE 3-3600 AR ON OR ABOUT (DATE) 09/28/19 AT (PLACE) \*\*\*APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD

did unlawfully commit a sexual offense in the third degree upon AUSTIN NATHANIEL SMITH in violation of CR 3-307 of the Annotated Code of Maryland.

IN VIOLATION OF:
[X] MD ANN CODE, ART. CR SEC 3-307; [ ] COMMON LAW OF MD.; [ ] PUB. LOCAL LAW, ART. SEC
PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. [ ] ORDINANCE NO.
AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE
COMMISSIONER INITIALS ID NO.

4 CJS CODE 4-3600 AR ON OR ABOUT (DATE) 09/28/19 AT (PLACE) \*\*\*APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD

...did engage in sexual contact with AUSTIN NATHANIEL SMITH without his consent.

IN VIOLATION OF:
[X] MD ANN CODE, ART. CR SEC 3-308; [ ] COMMON LAW OF MD.; [ ] PUB LOCAL LAW ART SEC
PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. [ ] ORDINANCE NO.
AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE
COMMISSIONER INITIALS ID NO.

5 CJS CODE 1-0322 AR ON OR ABOUT (DATE) 09/28/19 AT (PLACE) \*\*\*APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD

... did cause sexual abuse to AUSTIN NATHANIEL SMITH, a minor, the defendant JASON HENRY COCHRANE 2. having temporary care/custody/responsibility for the supervision of said child.

IN VIOLATION OF:
[X] MD ANN CODE, ART. CR SEC 3-602; [ ] COMMON LAW OF MD.; [ ] PUB. LOCAL LAW ART SEC
PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. [ ] ORDINANCE NO.
AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE
COMMISSIONER INITIALS ID NO.

[X] CONTINUED ON ATTACHED SHEET (FORM DC-CR-002A)
I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE MATTERS AND FACTS SET FORTH IN THE FOREGOING DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF
DATE 09/28/2019 ISSUING PEACE OFFICER
AGENCY NRP SUB AGENCY 1002 ID NO 1683

TRACKING NUMBER
199000010134



DC-CR-002A (Rev. 04/2017)



DISTRICT COURT OF MARYLAND FOR WASHINGTON COUNTY

NRP-19-01624 - NRP AF

LOCATED AT (COURT ADDRESS)
36 WEST ANTIETAM STREET
HAGERSTOWN MD 21740

DISTRICT COURT
CASE NUMBER

(City/County)

DEFENDANT'S NAME (LAST, FIRST, M.I.)
COCHRANE, JASON HENRY
MAFIS NAME
D.O.B
07/27/1976

STATEMENT OF CHARGES (CONTINUED)

Page 3 of 5

IT IS FORMALLY CHARGED THAT THE DEFENDANT

6 CJIS CODE 1-1118 AR ON OR ABOUT (DATE) 09/28/19 AT (PLACE) \*\*\*APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD.
... did unlawfully distribute to AUSTIN NATHANIEL SMITH a controlled dangerous substance of Schedule II, to wit: METHAMPHETAMINE, a narcotic drug.

IN VIOLATION OF:
[X] MD ANN.CODE, ART CR SEC. 5-602 ; [ ] COMMON LAW OF MD: ; [ ] PUB LOCAL LAW, ART. SEC. PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. : [ ] ORDINANCE NO. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE COMMISSIONER INITIALS ID NO.

7 CJIS CODE 1-1111 AR ON OR ABOUT (DATE) 09/28/19 AT (PLACE) \*\*\*APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD
... did possess a controlled dangerous substance of Schedule II, to wit: METHAMPHETAMINE.

IN VIOLATION OF:
[X] MD ANN.CODE, ART CR SEC. 5-601; [ ] COMMON LAW OF MD: ; [ ] PUB LOCAL LAW, ART. SEC. PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. : [ ] ORDINANCE NO. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE COMMISSIONER INITIALS ID NO.

8 CJIS CODE 1-1110 AR ON OR ABOUT (DATE) 09/28/19 AT (PLACE) \*\*\*APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD.
... did administer to AUSTIN NATHANIEL SMITH a controlled dangerous substance of schedule II, to wit: METHAMPHETAMINE.

IN VIOLATION OF:
[X] MD ANN.CODE, ART CR SEC. 5-601 ; [ ] COMMON LAW OF MD: ; [ ] PUB LOCAL LAW, ART. SEC. PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. : [ ] ORDINANCE NO. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE COMMISSIONER INITIALS ID NO.

[X] CONTINUED ON ATTACHED SHEET (FORM DC-CR-002A)

I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE MATTERS AND FACTS SET FORTH IN THE FOREGOING DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF
DATE 09/28/2019 ISSUING PEACE OFFICER
AGENCY NRP SUB-AGENCY 1002 ID NO 1683

TRACKING NUMBER
199000010134







DISTRICT COURT OF MARYLAND FOR WASHINGTON COUNTY

NRP-19-01524 - NRP AREA 7

LOCATED AT (COURT ADDRESS)  
36 WEST ANTIETAM STREET  
HAGERSTOWN MD 21740

DISTRICT COURT  
CASE NUMBER

(City/County)

DEFENDANT'S NAME (LAST, FIRST, MI) <b>COCHRANE, JASON HENRY</b>	MAFIS NAME	D.O.B. <b>07/27/1976</b>
--	------------	-----------------------------

STATEMENT OF CHARGES (CONTINUED)

Page 4 of 5

IT IS FORMALLY CHARGED THAT THE DEFENDANT

<b>9</b>	CHS CODE <b>1-0255</b>	AR	ON OR ABOUT (DATE) <b>09/28/19</b>	AT (PLACE) <b>***APP TRAIL/PINE KNOB SHELTER/WASHINGTON CO. MD</b>
...did possess controlled paraphernalia to wit:HYPODERMIC NEEDLE under circumstances which reasonable indicate an intention to use said controlled paraphernalia for purposes of illegally administering a controlled dangerous substance to wit:METHAMPHETAMINE.				
IN VIOLATION OF:				
<input checked="" type="checkbox"/> MD ANN CODE, ART CR SEC 5-620		<input type="checkbox"/> COMMON LAW OF MD.		<input type="checkbox"/> PUB. LOCAL LAW ART SEC.
<input type="checkbox"/> COMAR OR AGENCY CODE NO.		<input type="checkbox"/> ORDINANCE NO.		PROBABLE CAUSE <input type="checkbox"/> Y <input type="checkbox"/> N
AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE				
COMMISSIONER INITIALS _____ ID NO. _____				

<b>10</b>	CHS CODE <b>5-3550</b>	AR	ON OR ABOUT (DATE) <b>09/28/19</b>	AT (PLACE) <b>***APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD</b>
...did use drug paraphernalia, to wit:GLASS PIPE used to inhale, introduce into the human body by a controlled dangerous substance of Schedule II, to wit: METHAMPHETAMINE.				
IN VIOLATION OF:				
<input checked="" type="checkbox"/> MD ANN CODE, ART CR SEC 5-619		<input type="checkbox"/> COMMON LAW OF MD.		<input type="checkbox"/> PUB. LOCAL LAW ART SEC.
<input type="checkbox"/> COMAR OR AGENCY CODE NO.		<input type="checkbox"/> ORDINANCE NO.		PROBABLE CAUSE <input type="checkbox"/> Y <input type="checkbox"/> N
AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE				
COMMISSIONER INITIALS _____ ID NO. _____				

<b>11</b>	CHS CODE <b>1-1425</b>	AR	ON OR ABOUT (DATE) <b>09/28/19</b>	AT (PLACE) <b>***APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD</b>
did recklessly engage in conduct, to wit: ENGAGING IN SEXUAL ACT WHILE KNOWINGLY BEING HIV POSITIVE WITHOUT DISCLOSING IT TO A MINOR that created a substantial risk of death or serious physical injury to AUSTIN NATHANIEL SMITH.				
IN VIOLATION OF:				
<input checked="" type="checkbox"/> MD ANN CODE, ART CR SEC 3-204		<input type="checkbox"/> COMMON LAW OF MD.		<input type="checkbox"/> PUB. LOCAL LAW ART SEC.
<input type="checkbox"/> COMAR OR AGENCY CODE NO.		<input type="checkbox"/> ORDINANCE NO.		PROBABLE CAUSE <input type="checkbox"/> Y <input type="checkbox"/> N
AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE				
COMMISSIONER INITIALS _____ ID NO. _____				

CONTINUED ON ATTACHED SHEET (FORM DC-CR-002A)

I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE MATTERS AND FACTS SET FORTH IN THE FOREGOING DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF

DATE **09/28/2019** ISSUING PEACE OFFICER

AGENCY **NRP** SUB AGENCY **1002** ID NO **1683**

TRACKING NUMBER  
19900010134





DISTRICT COURT OF MARYLAND FOR WASHINGTON COUNTY

NRP-19-01524 - NRP ARE/ (City/County)

LOCATED AT (COURT ADDRESS)
36 WEST ANTIETAM STREET
HAGERSTOWN MD 21740

DISTRICT COURT
CASE NUMBER

DEFENDANT'S NAME (LAST, FIRST, M.I.) COCHRANE, JASON HENRY
MAFIS NAME
D.O.B. 07/27/1976

STATEMENT OF CHARGES (CONTINUED) Page 5 of 5

IT IS FORMALLY CHARGED THAT THE DEFENDANT

12 CJS CODE 2-0238 AR ON OR ABOUT (DATE) 09/28/19 AT (PLACE) \*\*\*APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD.

did, being an adult, wilfully contribute to, encourage, cause, and tend to cause an act which rendered AUSTIN NATHANIEL SMITH, a child, delinquent or in need of supervision.

IN VIOLATION OF:
[X] MD ANN.CODE, ART CJ SEC. 3-8A- ; [ ] COMMON LAW OF MD: ; [ ] PUB LOCAL LAW ART. SEC. PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. ; [ ] ORDINANCE NO. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE COMMISSIONER INITIALS ID NO

13 CJS CODE 6-3600 AR ON OR ABOUT (DATE) 09/28/19 AT (PLACE) \*\*\*APP TRAIL/PINE KNOB SHELTER WASHINGTON CO. MD.

did commit a certain unnatural and perverted sexual practice with AUSTIN NATHANIEL SMITH.

IN VIOLATION OF:
[X] MD ANN CODE, ART CR SEC. 3-322 ; [ ] COMMON LAW OF MD: ; [ ] PUB LOCAL LAW ART SEC. PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. ; [ ] ORDINANCE NO. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE COMMISSIONER INITIALS ID NO

CJS CODE AR ON OR ABOUT (DATE) AT (PLACE)

IN VIOLATION OF:
[ ] MD ANN.CODE, ART SEC. ; [ ] COMMON LAW OF MD ; [ ] PUB LOCAL LAW ART SEC. PROBABLE CAUSE [ ] Y [ ] N
[ ] COMAR OR AGENCY CODE NO. ; [ ] ORDINANCE NO. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE COMMISSIONER INITIALS ID NO

[ ] CONTINUED ON ATTACHED SHEET (FORM DC-CR-002A)

I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE MATTERS AND FACTS SET FORTH IN THE FOREGOING DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.
DATE 09/28/2019 ISSUING PEACE OFFICER
AGENCY NRP SUB-AGENCY 1002 ID NO 1683

TRACKING NUMBER
199000010134







DISTRICT COURT OF MARYLAND FOR WASHINGTON COUNTY (City / County)

LOCATED AT (COURT ADDRESS) 36 WEST ANTIETAM STREET HAGERSTOWN MD 21740	DISTRICT COURT CASE NUMBER	RELATED CASES NRP-19-01524 - NRP ARI
--	-------------------------------	---

**COCHRANE, JASON HENRY**

COMPLAINANT				DEFENDANT			
NAME (LAST, FIRST, M.I.) BREAKALL, OFC		TITLE		NAME (LAST, FIRST, M.I.) COCHRANE, JASON HENRY		TITLE	
AGENCY NRP	SUB-AGENCY 1002	I.D. NO. (POLICE) 1683		M.A.F.S. NAME (LAST, FIRST, M.I.)			
WORK TELEPHONE (240) 291-1424		HOME TELEPHONE (240) 291-1424		I.D. NO. 131193	RACE W	SEX M	HT 5'10
ADDRESS ***2011 MONUMENT RD		APT. NO.		CC/OCA	HAIR BRO	EYES BRO	OTHER DESCRIPTION
CITY MYERSVILLE	STATE MD	ZIP CODE 21773		DRIVER'S LICENSE # C265373303589			STATE MD
WORK TELEPHONE ( ) -		HOME TELEPHONE ( ) -		ADDRESS 404 SADDLEBROOKE CT			
CITY MYERSVILLE		STATE MD	ZIP CODE 21108	APT. NO.			

DOMESTIC VIOLENCE       HATE CRIME  
 VULNERABLE ADULT ABUSE       CHILD ABUSE

Page 1 of 3

**STATEMENT OF PROBABLE CAUSE**

ARREST ON TRAFFIC / NATURAL RESOURCES / MASS TRANSIT CITATIONS / CRIMINAL CHARGES / MUNICIPAL ORDINANCES / PUBLIC LOCAL LAWS

THE INFORMATION HAS BEEN APPLIED FROM THE FOLLOWING INFORMATION OR OBSERVATION (S) AND ALL COPIES AND CERTIFICATE STATEMENT OF PROBABLE CAUSE THROUGH THE CHIEF OF POLICE

On September 28, 2019 at approximately 0900 hours I Officer D. Breakall Maryland Natural Resource Police, was dispatched to the Appalachian Trail in the area of the Pine Knob Shelter located North of National Pike on South Mountain State Park property in Washington County. The initial call was reported by a hiker on the trail for suspected CDS violation. On location I was met by two individuals identified as a Jason Henry Cochrane: 404 Saddleback Court; Millersville, Maryland 21108 (W/M DOB:09/27/1976) and Austin Nathaniel Smith: 8752 Rice Road; Shippensburg, Pennsylvania 17257 (W/M DOB: 11/15/2007). Both subjects were inside their zipped up camping tent North of Pine Knob Shelter. I identified myself as a police officer and told both subjects to exit the tent. After talking with Cochrane, consent was given by him verbally to search cochrane's tent. The search revealed inside of Cochrane's tent possession of a: hypodermic needle, a glass pipe, and a black square plastic bag containing suspected crystal methamphetamine. Per my training knowledge and experience as a certified police officer I immediately recognized the hypodermic needle and glass pipe as drug paraphernalia and the suspected crystal methamphetamine as a Schedule II controlled dangerous substance. After the search, Cochrane

CONTINUED ON ATTACHED SHEET (FORM DC/CR 4A)

Go to "continued" page

PROBABLE CAUSE CHARGES # \_\_\_\_\_

LACK OF PROBABLE CAUSE CHARGES # \_\_\_\_\_

I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE MATTERS AND FACTS SET FORTH IN THE FOREGOING DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF		
DATE 09/28/2019	AFFIRMING OFFICER	
AGENCY NRP	SUB-AGENCY 1002	ID NO 1683

I HAVE REVIEWED THE STATEMENT OF CHARGES AND HAVE DETERMINED THAT THERE IS PROBABLE CAUSE TO DETAIN THE DEFENDANT		
THERE IS NOT PROBABLE CAUSE TO DETAIN THE DEFENDANT AND I HAVE ACCORDINGLY RELEASED HIM ON HIS OWN RECOGNIZANCE		
DATE	JUDICIAL OFFICER	COMMISSIONER I.D. NO



TRACKING NUMBER  
199000010134

PC DC/CR 4 (Rev 4/2002)





DISTRICT COURT OF MARYLAND FOR WASHINGTON COUNTY (City / County)

NRP-19-01524 - NRP ARE

LOCATED AT ( COURT ADDRESS )
36 WEST ANTIETAM STREET
HAGERSTOWN MD 21740

DISTRICT COURT
CASE NUMBER

DEFENDANT'S NAME (LAST, FIRST, M I)

COCHRANE, JASON HENRY

MAFIS NAME

Page 2 of 3

STATEMENT OF PROBABLE CAUSE (CONTINUED)

ARREST ON TRAFFIC / NATURAL RESOURCES / MASS TRANSIT CITATIONS / CRIMINAL CHARGES / MUNICIPAL ORDINANCES / PUBLIC LOCAL LAWS

admitted that he had smoked some crystal methamphetamine at approximately 0000 hours. The hypodermic needle, glass pipe, and contents of suspect crystal methamphetamine were sent to the MSP Crime Lab for processing. In addition to the controlled dangerous substance in Cochrane's possession were numerous other items. Located inside Cochrane's tent was 30 plus pair of men's and women's under garments, a tan rubber adult sex toy replicating the shape of a man's penis, multiple packaged condoms, male enhancement pills, an arrangement of rubber penis rings and one condom that was out of the packaging. Cochrane's speech was slurred while seeming to have uncontrollable spasms which could have been a result of substance abuse. Therefore, EMS was notified and transported Cochrane after an examination by EMS personnel ordering Cochrane to be administered to the hospital. Cochran was transported to Meritus Medical Hospital. Smith was transported by Corporal J. Keeney to the Hospital. Child Protection Services was notified for the minor. After a search warrant was signed by a Washington County Judge, Cochrane was examined and swabbed for DNA samples. Upon his exam two penis rings were found on Cochrane's penis. Smith was examined by a Safe Nurse which led to the discovery of two penis rings on Smith's penis. Cochrane admitted in an interview that he showed Smith how to put on a penis ring. Cochrane admitted that he showed Smith how to clamp devices onto his nipples to increase the sensation of feelings. Cochrane admitted that he slept naked with Smith in the tent and that he told him how to please a woman sexually. Smith's exam also revealed residue confirming that Smith did perform fallacious acts on Cochrane's penis. Consent was given to swab Smith for DNA from his grandparents who are his legal guardians. Smith also stated that his grandparents allowed him to go camping on the trail with Cochrane. Smith admitted that he sometimes calls Cochrane, "Dad" and that Cochrane allowed him to lick supposed crystal methamphetamine from Cochrane. Cochrane knowingly distributed and knowingly allowed Smith, a minor to come into contact with a controlled dangerous substance of Schedule II supposed crystal methamphetamine. Smith is only 11 years old and does suffer from mild autism and may not have been fully aware of what was occurring. Cochrane as Smith's temporary guardian, took advantage of Smith's condition when he had him perform fellatio on his penis knowing that Smith may not have been aware. Cochrane is HIV positive. Cochrane knowingly having HIV had Smith perform fallacious acts endangering him and his future health with possible HIV from saliva transfer.

CONTINUED ON ATTACHED SHEET (FORM DC/CR 4A)

Table with 2 columns: DATE (09/28/2019), AGENCY (NRP), SUB-AGENCY (1002), ID NO (1683). Includes a signature field for the arresting officer.



TRACKING NUMBER
199000010134

PC DC/CR 4A (Rev. 4/02)



DISTRICT COURT OF MARYLAND FOR ..... WASHINGTON COUNTY ..... (City / County)

LOCATED AT ( COURT ADDRESS ) 36 WEST ANTIETAM STREET HAGERSTOWN MD 21740	DISTRICT COURT CASE NUMBER
--	-------------------------------

NRP-19-01624 - NRP AF

DEFENDANT'S NAME (LAST, FIRST, M.I.)  COCHRANE, JASON HENRY	MAFIS NAME
---	------------

STATEMENT OF PROBABLE CAUSE (CONTINUED)	
ARREST ON TRAFFIC / NATURAL RESOURCES / MASS TRANSIT CITATIONS / CRIMINAL CHARGES / MUNICIPAL ORDINANCES / PUBLIC LOCAL LAWS	
All events occurred in Washington County, Maryland.	

CONTINUED ON ATTACHED SHEET (FORM DC/CR 4A)

I SOLEMNLY AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE MATTERS AND FACTS SET FORTH IN THE FOREGOING DOCUMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF		
DATE 09/28/2019	ARRESTING OFFICER 	
AGENCY NRP	SUB-AGENCY 1002	ID NO 1683



TRACKING NUMBER 199000010134
---------------------------------