

Bill Number: HB 458
Scott D. Shellenberger, State's Attorney for Baltimore County
Support

WRITTEN TESTIMONY OF SCOTT D. SHELLENBERGER,
STATE'S ATTORNEY FOR BALTIMORE COUNTY,
IN SUPPORT OF HOUSE BILL 458
CRIMINAL PROCEDURE – PROTECTION OF IDENTITY OF MINOR VICTIM

I write in support of House Bill 458 that will automatically shield the name and identifying information of minor victims.

Now with so much court paperwork that is available and accessible from remote court kiosks it is more important now than ever to protect a minor victim's identity. It takes only a few clicks of a mouse to copy, paste and publicize the names of victims of crime. Redacting and shielding of names, addresses and personal information is easy to do this and does not interfere with the rights of a criminal defendant who will know who the victim is from discovery packet.

Attached you will find the charging document in the Gilman sexual assault case. No identifying information is contained in the document. The Defendant's rights are not affected as the identity of the victim was revealed to Defense Counsel in the discovery material turned over. However, in this case since the indictment requires a victim's name, shielding is vitally important and must happen automatically.

This is a simple yet necessary protection for the minor victims of crimes.

I urge a favorable report.



DISTRICT COURT OF MARYLAND FOR

Baltimore (City/County)

LOCATED AT (COURT ADDRESS)
120 E Chesapeake Ave
Towson, MD 21286

DISTRICT COURT CASE NUMBER

RELATED CASES:

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

Bendann, Christopher K



180001885103



180001885103

Form with columns for Complainant and Defendant. Includes fields for Name, Title, Agency, I.D. No., Address, City, State, Zip Code, and various checkboxes for domestic violence, hate crime, etc.

Page 1 of 2

STATEMENT OF CHARGES

IT IS FORMALLY CHARGED THAT THE DEFENDANT

Charge 1: CJIS CODE 10322, AR 2301579, ON OR ABOUT (DATE) 01/01/2016-01/01/2019, AT (PLACE) Ruxton Road And 1-83; 21204. Description: did cause sexual abuse to the victim, year of birth 2001, a minor, the defendant temporarily responsible for the supervision of said child.

IN VIOLATION OF: MD ANN. CODE ART CR 3-601(b)(1). PROBABLE CAUSE: Y. COMAR OR AGENCY CODE NO. MD0030100. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE.

Charge 2: CJIS CODE 21103, AR 2301579, ON OR ABOUT (DATE) 01/01/2016-01/01/2019, AT (PLACE) Ruxton Road And 1-83; 21204. Description: did unlawfully commit a rape in the second degree upon the victim, year of birth 2001, in violation of CR 3-304 of the Annotated Code of Maryland.

IN VIOLATION OF: MD ANN. CODE ART CR 3-304. PROBABLE CAUSE: Y. COMAR OR AGENCY CODE NO. MD 0030100. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE.

CONTINUED ON ATTACHED SHEET (FORM DC-CR-002A)
APPLICANT REQUESTS REASONABLE PROTECTION FOR SAFETY OF THE ALLEGED VICTIM OR THE VICTIM'S FAMILY.

(DESCRIBE)

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 2/3/23, ISSUING PEACE OFFICER Det. [Signature], AGENCY AE, SUB-AGENCY CACU, I.D. NO. 5249.



180001885103

COURT COPY

TR# 180001885103



DISTRICT COURT OF MARYLAND FOR

Baltimore (City/County)

LOCATED AT (COURT ADDRESS)

120 E Chesapeake Ave
Towson, MD 21286

DISTRICT COURT
CASE NUMBER

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

MAFIS NAME

D.O.B.

Bendann, Christopher K

7/1/84

STATEMENT OF CHARGES (CONTINUED)

Page 2 of 2

IT IS FORMALLY CHARGED THAT THE DEFENDANT

3 CJS CODE AR ON OR ABOUT (DATE) AT (PLACE)
3 3600 2301579 01/01/2016-01/01/2019 Ruxton Road AND I-83; 21224
... did unlawfully commit a sexual offense in the third degree upon the victim, year of birth 2001, in violation of CR 3-307 of the Annotated Code of Maryland.

IN VIOLATION OF: CR 3-307
 MD ANN. CODE ART. SEC.; COMMON LAW OF MD.; PUB. LOCAL LAW ART. SEC. PROBABLE CAUSE Y N
 COMAR OR AGENCY CODE NO. MD 0030100; ORDINANCE NO. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE COMMISSIONER INITIALS ID NO.

4 CJS CODE AR ON OR ABOUT (DATE) AT (PLACE)
4 3600 2301579 01/01/2016-01/01/2019 Ruxton Road AND I-83; 21224
... did engage in sexual contact with the victim, year of birth 2001, without his consent.

IN VIOLATION OF: CR 3-308(b)(1)
 MD ANN CODE ART. SEC.; COMMON LAW OF MD.; PUB. LOCAL LAW ART. SEC. PROBABLE CAUSE Y N
 COMAR OR AGENCY CODE NO. MD0030100; ORDINANCE NO. AGAINST THE PEACE, GOVERNMENT AND DIGNITY OF THE STATE COMMISSIONER INITIALS ID NO.

5 CJS CODE AR ON OR ABOUT (DATE) AT (PLACE)
6 3600 2301579 01/01/2016-01/01/2019 Ruxton Road AND I-83; 21224
... did commit a certain unnatural and perverted sexual practice with the victim, year of birth 2001.

IN VIOLATION OF: CR 3-322
 MD ANN. CODE ART. SEC.; COMMON LAW OF MD.; PUB. LOCAL LAW ART. SEC. PROBABLE CAUSE Y N
 COMAR OR AGENCY CODE NO. MD0030100; 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 2/3/23 ISSUING PEACE OFFICER [Signature]
AGENCY AFE SUB-AGENCY CACU I.D. NO. 5249

TRACKING NUMBER