

IN THE DISTRICT COURT OF THE TWENTY-THIRD JUDICIAL DISTRICT OF  
THE STATE OF OKLAHOMA SITTING IN AND FOR POTTAWATOMIE COUNTY

THE STATE OF OKLAHOMA,  
Plaintiff,

vs.

JAMIE BAKER,

ADDR: [REDACTED]  
Earlsboro, OK 74840

DLN: [REDACTED]  
SSN: [REDACTED]  
DOB: [REDACTED]  
Defendant.

Case No. CF-2012-840

**FILED**  
IN THE DISTRICT COURT  
AUG 15 2013  
POTTAWATOMIE COUNTY, OK  
RETA HEAD, COURT CLERK  
BY [Signature] DEPUTY

AMENDED INFORMATION

FOR:

COUNT 1: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 2: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 3: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 4: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 5: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 6: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 7: SEXUAL BATTERY ~ 21 O.S. § 1123(B), a FELONY  
COUNT 8: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 9: FORCIBLE SODOMY ~ 21 O.S. § 888, a FELONY  
COUNT 10: RAPE - FIRST DEGREE (BY FORCE OR FEAR) ~ 21 O.S. § 1114(A)(5), a FELONY  
COUNT 11: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 12: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY  
COUNT 13: SEXUAL BATTERY ~ 21 O.S. § 1123(B), a FELONY  
COUNT 14: SEXUAL BATTERY ~ 21 O.S. § 1123(B), a FELONY  
COUNT 15: SEXUAL BATTERY ~ 21 O.S. § 1123(B), a FELONY  
COUNT 16: RAPE - SECOND DEGREE ~ 21 O.S. § 1116, a FELONY

STATE OF OKLAHOMA, COUNTY OF POTTAWATOMIE:

I, **Richard L. Smothermon**, the undersigned District Attorney of said County, in the name and by the authority, and on behalf of the State of Oklahoma, give information that in said County of Pottawatomie and in the State of Oklahoma, **JAMIE BAKER**, did then and there unlawfully, willfully, knowingly and wrongfully commit the crimes of:

**COUNT 1: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 1, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 2: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 1, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 3: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 1, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 4: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 1, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 5: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 1, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 6: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 1, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 7: SEXUAL BATTERY ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by intentionally touching the breasts and vaginal area of VICTIM 2, in a lewd and lascivious manner and without the consent of VICTIM 2, who is a female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 8: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 2, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody, and under the authority of the Oklahoma Department of Corrections.

**COUNT 9: FORCIBLE SODOMY ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McCloud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by defendant engaging in penetration of the mouth of VICTIM 3, who was not capable of giving legal consent because being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 10: RAPE - FIRST DEGREE (BY FORCE OR FEAR) ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McCloud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 4, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections, by using force or fear.

**COUNT 11: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McCloud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 5, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 12: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McCloud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 6, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 13: SEXUAL BATTERY ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at 29501 Kickapoo Road, City of McCloud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by intentionally touching and mauling the breasts of VICTIM 7, in a lewd and lascivious manner and without the consent of VICTIM 7, who is a female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 14: SEXUAL BATTERY ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at 29501 Kickapoo Road, City of McCloud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by intentionally touching and mauling the breasts of VICTIM 8, in a lewd and lascivious manner and without the consent of VICTIM 8, who is a female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 15: SEXUAL BATTERY ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at 29501 Kickapoo Road, City of McCloud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by intentionally touching and mauling the breasts of VICTIM 9, in a lewd and lascivious manner and without the consent of VICTIM 9, who is a female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody and under the authority of the Oklahoma Department of Corrections.

**COUNT 16: RAPE - SECOND DEGREE ~ a FELONY**, on or between the 1<sup>st</sup> day of July, 2012, and the 12<sup>th</sup> day of September, 2012, at Mabel Bassett Correctional Center located at 29501 Kickapoo Road, City of McLoud, Pottawatomie County, State of Oklahoma, Defendant being employed at that time by the Oklahoma Department of Corrections as a corrections officer, by having sexual intercourse involving vaginal penetration with VICTIM 10, a female person not the wife of the said defendant, said female being then and there an inmate at Mabel Bassett Correctional Center and in the legal custody, and under the authority of the Oklahoma Department of Corrections.

RICHARD L. SMOTHERMON  
DISTRICT ATTORNEY

By: 

Robert James Booth, II  
Assistant District Attorney

**PUNISHMENT**

COUNT 1: imprisonment for 1 to 15 years.  
COUNT 2: imprisonment for 1 to 15 years.  
COUNT 3: imprisonment for 1 to 15 years.  
COUNT 4: imprisonment for 1 to 15 years.  
COUNT 5: imprisonment for 1 to 15 years.  
COUNT 6: imprisonment for 1 to 15 years.  
COUNT 7: imprisonment for up to 10 years.  
COUNT 8: imprisonment for 1 to 15 years.  
COUNT 9: imprisonment for up to 20 years.  
COUNT 10: imprisonment for not less than 5 years to Life without Parole.  
COUNT 11: imprisonment for 1 to 15 years.  
COUNT 12: imprisonment for 1 to 15 years.  
COUNT 13: imprisonment for up to 10 years.  
COUNT 14: imprisonment for up to 10 years.  
COUNT 15: imprisonment for up to 10 years.  
COUNT 16: imprisonment for 1 to 15 years.

RJB/sob