Gmail Charles Tingler <charleslawrencetinglerohio@gmail.com>

Ohio Parole Board

1 message

Charles Tingler <charleslawrencetinglerohio@gmail.com> Tue, Dec 13, 2022 at 1:18 PM
To: cmjackson@dps.ohio.gov

Trooper Jackson, Ohio State Highway Patrol:

I would like to file a police report against Rebecca Vogel, Ohio Parole Board, for the crime of Falsification, **Ohio Revised Code 2921.13 (A)(1)**.

I am a former inmate of the Ohio Department of Rehabilitation and Correction, as well as a former parolee (A-670-915).

On January 16th of 2020, Rebecca Vogel filed a materially false conduct report against me, accusing me of committing both the rule violation and crime of Extortion, Rule 10 and **Ohio Revised Code 2905.11 (A)(5)**. This is in response to a kite that was sent to her, stating that her career would be destroyed, hence she would feel the wrath of God. Ms. Vogel somehow interprets this as a threat to extort her into changing the prison sanction she issued against me. She also notes in the conduct report that I am known to threaten other public officials, showing her clear bias, and that I had "waived the hearing". It is true that I waived the hearing. But if anyone was coerced into doing something, it was me. I was told that if I did not waive the hearing, she was going to still find me guilty and give me the maximum sentence of 270 days (9 months). So, because Ms. Vogel was clearly showing that she cannot be an impartial hearing officer, and to avoid receiving a finding of guilt and a maximum sentence, I had no choice but to waive the hearing. I was then given a lesser sentence of 57 days, with a special condition of doing mental health sessions with their appointed psychiatrist.

Understandably, I wrote a kite to Ms. Vogel out of frustration, intending to convey to her that justice will be served. At the initial hearing for this conduct report, the hearing officer asked me for a plea, to which I pleaded not guilty, and to provide my defense, which I did. Based on the evidence provided, The Hearing Officer found me not guilty of the rule violation and dismissed the conduct report. Then, in a random change of events, the RIB Chairman, who was well acquainted with Rebecca Vogel, overruled the hearing officer's decision, reinstated the conduct report, and had me taken into custody and placed into administrative segregation. I was then found guilty of the violations by the RIB Chairman. I requested Rebecca Vogel to be present at this hearing, which is my right to confront and cross-examine the witness against me. The Chairman stated that her presence was not needed and that she was an irrelevant witness. How she could have been deemed irrelevant when she is the charging official is beyond me. Be that as it may, and most importantly, nowhere in this kite is there any demand that Rebecca

Vogel take any action or calamity would befall her. This was literally made up. As such, Mrs. Vogel knowingly made a false statement in an official proceeding.

With respect to the statute of limitations for prosecution, two things must be noted.

1. (C)(1) If the period of limitation provided in division (A)(1) or (3) of this section has expired, prosecution shall be commenced for the following offenses during the following specified periods of time: (a) For an offense involving misconduct in office by a public servant, at any time while the accused remains a public servant, or within two years thereafter. **Ohio Revised Code 2901.13**. Rebecca Vogel is still a hearing officer for the Ohio Parole Board. Therefore, the statute of limitations has been tolled, and she can still be prosecuted.

2. (G) The period of limitation shall not run during any time when the corpus delicti remains undiscovered. **Ohio Revised Code 2901.13**. The corpus delicti of a crime is essentially the fact of the crime itself. It is comprised of (1) the act and (2) the criminal agency of the act. **State v. Maranda (1916), 94 Ohio St. 364, paragraph one of the syllabus. See, also, State v. Edwards (1976), 49 Ohio St.2d 31, 34; State v. Van Hook (1988), 39 Ohio St.3d 256, 261**.

Charles Tingler
God's Caring Heart Homeless Shelter
208 W. Main Street
Bellevue, Ohio 44811
(567)-219-5658
(567)-228-7181

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