

**IN THE DISTRICT COURT OF OKLAHOMA COUNTY  
STATE OF OKLAHOMA**

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STATE OF OKLAHOMA )  
 )  
 vs. )  
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 BELTON, Harold )  
 DOB: 03/03/1975 SSN: [REDACTED] )  
 RACE: Black SEX: Male )

**AFFIDAVIT OF PROBABLE CAUSE**

I, Detective Ashley Argo, being a Detective for the Oklahoma City Police Department with the Crimes Against Children Unit, do swear and affirm that the following is true and correct to the best of my knowledge.

The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other agents and witnesses. This affidavit is intended to show merely that there is sufficient probable cause for the requested warrant and does not set forth all of my knowledge about this matter.

Based on the facts as set forth below, there is probable cause to believe that **BELTON, Harold** has committed the following violation(s) in the State of Oklahoma, within Oklahoma County:

**Murder in the second degree** **21 O.S. § 701.8**

During the investigation, your Affiant has learned the following:

**On October 4, 2021, at approximately 5:44 a.m., the Oklahoma City Police Department (OCPD) was contacted in regards to the death of a 6 year old juvenile male (JM) located at Integris West Community Hospital located at 300 S. Rockwell Ave., Oklahoma City, Oklahoma. This location is a stand-alone emergency room with limited facilities. At Integris West, officers were alerted by medical staff that they were concerned about the death of JM. The medical staff stated that when JM arrived at the emergency room, at approximately 5:05 a.m., transported by his reported father, Harold BELTON, that JM did not have a pulse. The medical staff further stated that they believed that JM had been deceased prior to the arrival of JM to the emergency room, possibly at least an hour or more prior due to the internal temperature of JM.**

On October 4, 2021, OCPD Det. Ashley Argo conducted an interview with BELTON at 300 S. Rockwell Ave., Oklahoma City, OK. BELTON stated that he resided at 3526 Newcastle Rd., Oklahoma City, OK, along with his wife Grashaunda Brooks and their children. When asked about the previous day, BELTON stated that he had taken all four children, including JM to the local YMCA to swim. BELTON stated that after swimming at the YMCA, the children asked to go to the lake, so BELTON took them to Lake Overholser. BELTON stated that they returned home at approximately 7:00 p.m. BELTON stated that once they arrived at home, JM told BELTON that he (JM) did not feel well, and that his stomach was hurting. BELTON stated that he got JM some water. BELTON stated that a while later JM again complained of stomach pains. BELTON stated that he told JM that JM could go lay down.

BELTON stated that the next time he spoke to JM was around 10:00 p.m. BELTON stated that he (BELTON) had gotten into bed and laid down with JM. BELTON stated that JM was talking and that he said "Daddy." BELTON stated that he dozed off and woke up around 2-3:00 a.m., because he felt something wet on his shoulder. BELTON stated that JM was sleeping on his (BELTON's) chest. BELTON stated that when he woke up he saw mucus coming out of JM's nose and mouth. BELTON stated that JM was not responsive, and when BELTON tried to pick up JM, his (JM's) head just drooped over.

BELTON stated that he grabbed a key off the shelf and drove JM to the emergency room. When asked about what time they arrived at the emergency room, BELTON stated that he remembered the doctor saying something about 5:00 a.m. At this time BELTON changed his original story and stated that between 2-3:00 a.m. was when JM was talking in his sleep. BELTON stated that he drove straight down Portland Ave., to I-40 and then down I-40 to the emergency room. BELTON stated that while driving to the emergency room he could hear JM making noises like he was trying to clear mucus from his throat.

BELTON stated that while at the emergency room, he called his wife Grashaunda BROOKS and BROOKS told BELTON that JM and one of JM's siblings had been eating "stuff" off of the ground at the lake. BELTON stated that he had to get onto them previously about eating off the ground. BELTON stated that when he was leaving the residence, and told BROOKS that "I'm gone." BELTON stated that he told her that JM didn't feel well and had puked all over him (BELTON).

OCPD officers/detectives attempted to contact JM's mother BROOKS, but were unsuccessful. Officers traveled to 3526 Newcastle Rd, Oklahoma City, OK to secure the residence and found BROOKS in the residence refusing to answer the door for investigators. OCPD detectives obtained an Oklahoma County District Court search warrant for the residence at 3526 Newcastle Rd., Oklahoma City, OK and were eventually able to convince BROOKS to exit the residence along with three additional juveniles.

A search of the residence revealed three blue tablets, with and "M" stamped on one side and a "30" stamped on the other, in a plastic pill bottle labeled for Grashaunda BROOKS, hidden inside of a barbecue grill. This grill was located in the vehicle bay of the residence. The residence is an industrial building with two main rooms, a vehicle bay and a room that

was set up with beds as a make-shift bedroom. The tablets seized from the grill in the vehicle bay were tested by the Oklahoma City Police Department Lab and were determined to contain fentanyl. Based on your affiant's training and experience, these tablets are illicit and have been counterfeited to mimic pharmaceutical oxycodone 30mg tablets, but instead utilizing illicit fentanyl as the active ingredient.

On October 4, 2021, at approximately 9:19 a.m., an interview was conducted by OCPD with Grashaunda BROOKS. BROOKS stated that the residence at 3526 Newcastle Rd., Oklahoma City, OK was occupied by BELTON but that she visits. BROOKS stated that all of the juveniles, including JM were fathered by BELTON. BROOKS stated that she and BELTON had been separated for years. BROOKS stated that when they came back (from where is not clear) that JM didn't feel good. BROOKS stated that JM was tired. BROOKS stated that JM took "that medicine" but that "he didn't want to get in trouble." BROOKS stated that when she asked JM what medicine that he said it had a "3" on it, and that BROOKS knows that is not her medicine. BROOKS stated that "they did not say shit until he went to the hospital."

BROOKS stated that when BELTON left to take JM to the hospital, that she and the other juveniles began to piece together what had happened. BROOKS stated that she woke up at 3:00 a.m. and noticed that something was wrong with JM and that there was brown stuff in his mouth. At this point in the interview BROOKS became more incoherent and began mumbling and screaming.

On October 25, 2021 the three juvenile siblings of JM were interviewed by forensic interviewers. During these interviews all three siblings discuss JM ingesting an unknown pill, however, the details surrounding the location of the ingestion and details about what happened after the ingestion were inconsistent. Additionally, the juveniles discuss various descriptions of JM losing consciousness, however the location and the actions of the adults differs per juvenile.

On March 8, 2022, the Office of the Chief Medical Examiner, in Oklahoma City, Oklahoma, released the report of investigation into JM. The report lists the probable cause of death for JM as "Toxic Effects of Fentanyl" with a blood fentanyl level of 27 ng/mL.

In April of 2022, Drug Enforcement Administration (DEA) Oklahoma City District Office, Tactical Diversion Squad agents/officers were alerted to the death of JM and began assisting OCPD with the investigation into JM's death. Agents/officers, searching law enforcement databases determined that BROOKS currently, and for at least the previous year, been prescribed oxycodone tablets, fitting the pill bottle obtained during the search warrant at 3526 Newcastle Rd., Oklahoma City, OK. These databases also revealed that BROOKS does not have a prescription for fentanyl.

On May 3, 2022, agents/officers met with Dr. Jacob Witmer, the emergency room physician who attempted to treat JM on October 4, 2021 at Integris West. Dr. Witmer stated that JM was presented to the emergency room as a "sick child." Dr. Witmer stated that as soon as JM was brought to a room, he (Dr. Witmer) noticed that JM was not conscious and did not

have a pulse. Dr. Witmer stated that they attempted to revive JM for approximately ½ hour with no response. Dr. Witmer stated that they then took a rectal temperature of JM and found his temperature to be 91 degrees. Dr. Witmer stated that due to this low temperature, he believed that JM had been deceased for up to three hours prior to being brought into the emergency room. Dr. Witmer also stated that the father, BELTON, appeared aloof and non-reactive when being told that JM was deceased. Dr. Witmer stated that there had been no sense of urgency when BELTON arrived at the emergency room with the juvenile.

On May 25, 2022, agents/officers met with Patient Access Specialist Tamike Payne, who was working the front desk when JM arrived at Integris West on October 4, 2021. Payne stated that BELTON carried JM into the emergency room and that JM appeared deceased. Payne stated that while at the intake desk, BELTON stated that he wasn't sure what was wrong and that he needed help. Payne stated that while medical staff treated JM, she heard BELTON state that JM had possibly ingested something at the lake. Payne stated that after JM was pronounced deceased, that she assisted BELTON in contacting the mother of JM. Payne stated that when she reached the mother (BROOKS) on the telephone, that she told BROOKS that she (BROOKS) needed to come to the emergency room. Payne stated that BROOKS immediately responded with, "Is he gone?" Payne stated that she told BROOKS that she could not release info over the phone but that BROOKS needed to come to the emergency room. Payne stated that BROOKS never came to the emergency room, but an older female sibling did arrive after a period of time.

On May 26, 2022, agents/officers met with Registered Nurse Valerie Schatt, the nurse that assisted with the treatment of JM on October 4, 2021 at Integris West. Schatt stated that when she was alerted to a child that wouldn't wake up at the front desk, she responded and saw BELTON with JM in his arms. Schatt stated that BELTON appeared to be calm or possibly in shock. Schatt stated that when BELTON was asked how long JM had been in the current condition, BELTON responded with "fifteen minutes." Schatt stated that after treatment efforts, the temperature of JM was taken rectally and his temperature was approximately 91 degrees.

Harold BELTON has previous arrests for Marijuana Possession (1994), Cocaine Possession (1994), Possession of a Weapon (1994), Maintaining a place for Selling CDS (1994), Trafficking in Illegal Drugs (1995), Possession of CDS W/O Tax Stamp (1995), Possession of Controlled Substance (1999), Possession of a Controlled Substance (2002), Unauthorized use of a Vehicle (2018)

Based on this information, the undersigned requests that this Honorable Court issue a finding of fact that probable cause exists that the violation(s) of Murder in the second degree 21 O.S. § 701.8, has been committed and that there is probable cause to believe that Harold BELTON has committed said crimes.

  
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Detective Ashley Argo OCPD  
Affiant

Subscribed and sworn to me this 14th day of August, 2022.  
My commission Expires




  
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NOTARY PUBLIC

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**FINDING OF PROBABLE CAUSE**

The undersigned Judge of the District Court of Oklahoma County, upon sworn testimony and/or affidavit, hereby determines there to be probable cause to detain the above-named defendant.

Dated this 17 day of Aug, 2022.

  
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Judge of the District Court