



# ARIZONA DEPARTMENT of CHILD SAFETY

David Lujan, Director  
Katie Hobbs, Governor

<b>Preliminary Report</b>	<b>Fatality</b>	<b>07/03/2023</b>
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- 1. Victim:** Emery Patterson – 1-year-old male
- 2. Date of notification to DCS:** 09/19/22
- 3. Date of fatality:** 09/19/22
- 4. Date of determination that the fatality was the result of abuse or neglect\*:** 11/22/22
- 5. County and general location of the residence of the victim:** Maricopa County – Scottsdale, AZ
- 6. Alleged perpetrator(s) name, age and city, town or general location:**

Gabrielle Marshall – age 32 – Scottsdale, AZ

**7. Circumstances of the fatality that indicate it was the result of abuse or neglect:**

On September 19, 2022, the Department of Child Safety received a report regarding 1-year-old Emery Patterson who had been found unresponsive at home. Emery was transported to the hospital where he was pronounced deceased. The investigation determined the cause of death was fentanyl intoxication. On November 22, 2022, the mother, Gabrielle Marshall, was indicted on charges of first-degree murder, child abuse, tampering with physical evidence and attempting to commit tampering with physical evidence.

**8. Whether DCS has received any reports or past cases, of child abuse, abandonment or neglect involving the child or the current alleged perpetrator(s)\*\*:**

DCS received the following prior reports involving Gabrielle Marshall:

On September 17, 2019, a report was received alleging neglect to a child by their father and mother, Gabrielle Marshall. The allegations were unsubstantiated. The family was provided with information on services available in the community and the case was closed on January 5, 2020.

On January 30, 2020, a report was received alleging neglect to a child by their father and mother, Gabrielle Marshall. The allegations were unsubstantiated. The family was offered in-home services. The case was closed on July 30, 2020.

On August 24, 2021, a report was received alleging neglect to Emery Patterson by his father and mother, Gabrielle Marshall. The family agreed to participate in in-home services but ultimately an in-home dependency petition was filed with the Maricopa County Superior

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Court on March, 9, 2022. The parents were provided with services and the dependency was dismissed on June 1, 2022. The allegations were substantiated.

**9. Actions taken by DCS in response to the fatality:**

A joint investigation was conducted with the Scottsdale Police Department.

**10. Actions taken regarding the child and/or other children in the home:**

Following an assessment of child safety, the other child in the home part-time was assessed as being safe with their other parent.

**11. Whether the agency is or intends to provide direct services or service referrals to the family:**

There were no services provided by the Department.

\*The determination that a fatality or near fatality is the result of abuse, abandonment or neglect is based one or more of the following criteria: (1) The perpetrator(s) arrest related to the incident, (2) Substantiated finding(s) linking the alleged perpetrator(s) action(s) to the fatality or near fatality and/or (3) Results of the Medical Examiner's report.

\*\* Information released after July 3, 2015 provides reports, or any current or past cases, of abuse, abandonment or neglect involving the child or the alleged perpetrator pursuant to A.R.S. § 8-807.01(A)(1)(e).  
Posted information may be updated as new information becomes available.