

Information for Release		5/31/2011
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Date of the notification to CPS: 9/2/2010

Near Fatality

The date the child suffered the near fatality: 9/2/2010

Child's name: Kale

Age at time of incident: 18 Months

Perpetrator(s): Justin Higley

Age: 27

City, town or general location of residence of the child and perpetrator(s): At the time of the incident, the child and perpetrator were living in Phoenix.

A. Circumstances of the fatality or near fatality that indicate it was the result of abuse or neglect:

On Sept. 2, 2010, Kale was taken to the hospital as a result of having been left in the car for approximately three hours, resulting in an internal body temperature of 108 degrees.

B. Whether CPS has received any reports or past cases of child abuse, abandonment or neglect involving the child and the current alleged abusive or neglectful parent, guardian or custodian* :

CPS has not received any prior reports alleging abuse or neglect of Kale by Justin.

1. Actions taken by CPS in response to the fatality or near fatality of the child including:

CPS jointly investigated the allegations with the Phoenix Police Department.

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

Kale was discharged from the hospital to his mother following an assessment of child safety.

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

Community referrals for parenting classes were provided to the family.

*Posted information provides whether there have been reports or any current or past cases of child abuse, abandonment or neglect involving the child who has died or suffered a near fatality and the current alleged abusive or neglectful parent, guardian or custodian pursuant to A.R.S. § 8-807(F)(2)(a)(iv).

Information, if any, regarding other family or household members and the child or the alleged perpetrator is not posted on the Web site. Calls to the Child Abuse Hotline that do not meet the criteria of a report because they do not contain allegations of abuse or neglect (or because there is no information provided to locate the child or family) are not posted.