

IN THE MATTER OF A SEARCH WARRANT )  
REGARDING THE FOLLOWING REAL ESTATE: )  
 )  
CHRISTI BREWER-ALLEN, CHURCH OF )  
GOODNESS, located at )  
625 North Union Street )  
Kokomo, Indiana 46901 )

I, Christi Dolezal, am an adult competent to testify who has personal knowledge of the foregoing and declare under the penalties of perjury that:

4. Ms. Brewer-Allen has been the subject of previous investigation by the Office. On May 17, 2018, Ms. Woodruff and I visited Ms. Brewer-Allen's previous business, 365 Balance, located at 501 North Buckeye, Kokomo, Howard County, Indiana 46901, to determine whether she was operating as an unlicensed child care facility. Ms. Brewer-Allen confirmed that 365 Balance was operating Monday through Friday for more than 4 hours a day in a non-residential

building while children were unattended by a parent, legal guardian, or custodian, for regular compensation, and for more than four (4) hours but less than twenty-four (24) hours in each of ten (10) consecutive days per year, excluding intervening Saturdays, Sundays, and holidays. Ms. Brewer-Allen thereby admitted and was determined to be operating in contravention of the child care facility licensure requirements of Indiana Code sections 12-17.2-4-1 and 12-7-2-28.4.

5. The Office sent Ms. Brewer-Allen a cease and desist letter for 365 Balance on June 5, 2018. A consultant for the Office completed inspections on the following dates: July 16, 2018; August 14, 2018; October 25, 2018; and January 9, 2019.

6. On January 31, 2019, I received new information that Ms. Brewer-Allen had moved locations to 625 North Union Street, Kokomo, Howard County, Indiana 46901 and created a new business, Church of Goodness.

7. On February 25, 2019, Ms. Woodruff and I arrived at 625 North Union Street, Kokomo, Howard County, Indiana 46901 to conduct an investigation to determine whether the facility was providing child care and whether the facility needed a license to operate legally.

8. When Ms. Woodruff and I arrived, we could see children playing through a glass door down a hallway in the facility. Ms. Brewer-Allen saw us as we approached the facility and immediately got up to meet us at the door and told Ms. Woodruff and I that we were not to go any further. When we asked if Church of Goodness was operating as a child care facility, she stated that Church of Goodness was operating a before and after school program. When asked how many hours she operates, she stated that she operates from 5:00 a.m. to 8:30 a.m. and again from 3:30 p.m. to 6:00 p.m., Monday through Friday. Ms. Brewer-Allen also stated that no child is at her facility for more than four (4) hours per day. When asked how many children Church of Goodness

was serving, Ms. Brewer-Allen stated that Church of Goodness was serving approximately thirty-eight (38) children altogether.

9. Ms. Woodruff and I then stated that we only needed to verify the number of children and then we would leave, but Ms. Brewer-Allen refused to allow us into the child care area of the facility. We were therefore unable to determine whether Ms. Brewer-Allen and the Church of Goodness were legally operating as an unlicensed child care facility on February 25, 2019, pursuant to Indiana Code sections 12-17.2-4-1, -11, -29, and 12-7-2-28.4.

10. On April 9, 2019, Ms. Woodruff and I returned to 625 North Union Street, Kokomo, Howard County, Indiana 46901 at approximately 7:45 a.m. to conduct an investigation to determine whether the facility was providing child care and whether the facility needed a license to operate legally.

11. When Ms. Woodruff and I arrived, we were able to enter the facility itself, walk down the hallway, and walk up to and look through the glass door through which we had observed children playing during our attempted inspection on February 25, 2019. We again observed children through the glass door; at least two of the children looked to be younger than school age, or three (3) to four (4) years old. We asked Ms. Brewer-Allen whether her hours of operation or the number of children served had changed and she answered that there had been no change. Ms. Brewer-Allen stated that Church of Goodness opens in the morning at 5:30 a.m. and at approximately 6:15 a.m. the first child arrives. She stated that all morning children leave at approximately 8:30 a.m. to attend school. She also stated that Church of Goodness operates its afterschool program from 3:30 p.m. in the afternoon to 6:00 p.m. in the evening. When asked how many children she was serving, Ms. Brewer-Allen stated that Church of Goodness was serving

approximately twenty-eight (28) children altogether; this was different than the number of children she said Church of Goodness was serving during the February 25, 2019, visit.

12. Ms. Woodruff and I then repeated our request to verify the number of children and then leave, but Ms. Brewer-Allen again refused to allow us into the child care area of the facility, stating that her lawyer had advised her to refuse our request. We informed Ms. Brewer-Allen that we would be forced to contact the local police department to perform a wellness check if she did not allow us access to the child care area. Ms. Brewer-Allen again refused to allow us into the child care area of the facility.

13. Ms. Woodruff and I returned to our vehicle and called a non-emergency police number to request that an officer perform a wellness check. Officer G. Trobaugh, of the City of Kokomo Police Department, appeared at the Church of Goodness location at 625 North Union Street, Kokomo, Howard County, Indiana 46901. Ms. Woodruff and I showed him a copy of the Indiana Code sections granting the Office authority to investigate premises for operation of unlicensed child care facilities and requested that he perform a wellness check.

14. Officer Trobaugh, Ms. Woodruff, and I knocked on the outside door of the facility, which had since been locked. A woman, whom none of us knew, came to the door and refused to allow any of us into the facility and stated that Ms. Brewer-Allen had instructed her to refuse entry to us because she (Ms. Brewer-Allen) had left to take three (3) children to school. At this time, Officer Trobaugh contacted his supervisor, who also appeared at the scene. The lady at the door then called Ms. Brewer-Allen and handed the phone to Officer Trobaugh, who asked Ms. Brewer-Allen how many children she was taking to school. Ms. Brewer-Allen replied that she was taking three (3) children to school; she also stated that she ordinarily makes trips to three (3) different schools to drop off children.

15. Shortly thereafter, Ms. Brewer-Allen returned to the Church of Goodness location and came to the front door to speak with Officer Trobaugh. Ms. Brewer-Allen agreed to let Officer Trobaugh enter the facility, but she again refused to let Ms. Woodruff or I enter the premises. When Officer Trobaugh exited the premises a few minutes later, he said that he did not observe any children in the facility. Ms. Brewer-Allen, however, had provided Officer Trobaugh with a roster that showed the names and ages of the children that Church of Goodness services. The roster listed eighteen (18) names and listed the ages of the children, which varied from four (4) to ten (10) years old. The number of children listed on the roster was different than the number of children Ms. Brewer-Allen said Church of Goodness was serving during the February 25, 2019, visit and different from the number of children she said Church of Goodness was serving earlier that day on April 9, 2019.

16. Because Ms. Woodruff and I were again denied access to the facility, we were therefore unable to determine whether Ms. Brewer-Allen and the Church of Goodness were legally operating as an unlicensed child care facility on April 9, 2019, pursuant to Indiana Code sections 12-17.2-4-1, -11, -29, and 12-7-2-28.4.

17. The Office requires an administrative warrant to gain access to the Church of Goodness premises located at 625 North Union Street, Kokomo, Howard County, Indiana 46901 so that the Office can determine whether Ms. Christi Brewer-Allen and/or the Church of Goodness is operating as an unlicensed child care facility in violation of Indiana Code section 12-17.2-4-1. The Office may also require the assistance of the Sheriff of Howard County, the City of Kokomo Police Department, and/or the Indiana State Police to complete our investigation.

18. Time is of the essence in securing an administrative warrant to access the Church of Goodness premises located at 625 North Union Street, Kokomo, Howard County, Indiana 46901

because Ms. Brewer-Allen has stated that she intends to close the Church of Goodness' child care program for the summer on May 31, 2019.

**I AFFIRM, UNDER THE PENALTIES OF PERJURY, THAT THE FOREGOING REPRESENTATIONS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.**

Date: \_\_\_\_\_

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Christi Dolezal  
Child Care Licensing Consultant  
Office of Early Childhood and Out-of-School Learning  
Indiana Family and Social Services Administration