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46TH JUDICIAL CIRCUIT
DELAWARE COUNTY, INDIANA**

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FOR IMMEDIATE RELEASE

From: Eric M. Hoffman, Prosecuting Attorney
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Date: September 23, 2021

PROSECUTOR FILES FALSE REPORTING CHARGES

Muncie Indiana – Today, the Delaware County Prosecutor Eric Hoffman charged Ruby Goodman with two (2) counts of False Informing, both class B misdemeanors in relation to her allegation that she was battered by an officer of the Muncie Police Department. Attached are copies of the charging information and affidavit of probable cause for a warrant. The Prosecutor requested a warrant for Goodman's arrest, however the Court, due to COVID issued a Summons for Goodman to appear for an initial hearing.

Goodman is also facing formal charges in 18C04-1907-F6-528. There, she is charged with Battery Against a Public Safety Official, a Level 6 Felony and Resisting Law Enforcement, a Class A Misdemeanor.

It is important to remember that the filing of a criminal charge is simply an allegation and is not evidence of guilt. All suspects are presumed innocent unless and until and the State proves guilt beyond a reasonable doubt.

The ethical rules for prosecutors in Indiana prohibit further comment on this investigation and the pending charges. At this time, there will be no further comment.

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STATE OF INDIANA)
) SS:
 COUNTY OF DELAWARE)

IN THE DELAWARE CIRCUIT COURT 4

CAUSE NUMBER. 18C04-2109-CM

AFFIDAVIT FOR PROBABLE CAUSE

STATE OF INDIANA

VS

Count 1:

False Informing

I.C. 35-44.1-2-3(d)(1)

a Class B Misdemeanor

Count 2:

False Informing

I.C. 35-44.1-2-3(d)(5)

a Class B Misdemeanor

RUBY GOODMAN

The undersigned deposes and says upon information and belief that Ruby Goodman has committed the offense of False Informing, a Class B Misdemeanor; Count 2: False Informing, a Class B Misdemeanor, and in support thereof says as follows:

1. That this Affiant is a Muncie Police Department Officer who is currently assigned as an investigator in the internal affairs unit.
2. On July 1, 2019, at approximately 6:51pm Muncie Police Department Officer J. Massoth, was dispatched to an unconscious at 700 W. Memorial Dr. Upon arrival Massoth located Louis Goodman Jr. on the floor a bathroom, unconscious. Massoth administered one dose of Narcan and he began breathing lightly. Massoth began CPR when he stopped breathing and Officer Winters arrived and administered a second dose of Narcan, which was able to revive him.
3. There was a syringe located in the vicinity of Louis and it was disposed of in an MPD sharps container. Massoth was familiar with this house because on 6/8/2019 under CR# 2019-23910, Louis overdosed here in the same spot. The caller both times was his mother and the home owner, Ruby Goodman, and his two children, ages 8 and 10 were present.
4. At the time of the first incident, Louis advised EMS he used heroin. Ruby stated that she knew Louis to use heroin. Ruby stated that the children were his, but she stated he was just visiting and did not have custody of them. During this incident, since Massoth noticed the children were still in the home. Massoth talked to them separately. Ruby again stated that she had custody of the children. Massoth asked if he was just visiting again and they stated that he actually lives there, and they are under his custody. Owen and Malaya both stated they are in town for the summer staying with their father and grandmother and that he is responsible for them. Massoth made contact with the children's mother, Jessie Piercy, via telephone. She advised that she believes that Louis was sober and that she did not know about the heroin use. Massoth contacted DCS and went to Ball Memorial Hospital.
5. At the hospital Massoth spoke with Ruby, who stated that Louis has a disease of drug addiction. She advised she knows he uses drugs in her home and she helps with the kids because of this. Louis was secured in handcuffs by Officer Dulworth and transported to the Delaware County Jail. While being arrested, Louis stated he was on drug court and he was going to rehab tomorrow. Massoth advised him he was being charged with 4 counts of neglect due to overdosing twice with two children in his care. DCS employee Kameron Weaver arrived and approved placement for the children with their maternal grandmother. He took custody of the children and Massoth explained to Ruby she was

being arrested for allowing him to use drugs in her home and lying to me both times about who the children are in the care of, significantly interfering with my investigation on 6/8/2019. Massoth attempted to place Ruby in handcuffs and she resisted. Ruby pulled away from me and pulled her arms toward her body. Massoth told her to stop resisting and she explained to Ruby she was being arrested for allowing him to use drugs in her home and lying to me both times about who the children are in the care of, significantly interfering with my investigation on 6/8/2019. Massoth attempted to place Ruby in handcuffs and she resisted. Ruby pulled away from him and pulled her arms toward her body. Massoth told her to stop resisting and she began screaming at the top of her lungs in the hospital. Massoth secured her to a wall until Sgt. Jeff Lacy could assist. Massoth reached up to grab Ruby's right arm to place it behind her back and she opened her mouth and bit his right index finger. The skin pulled as Massoth pulled it away quickly and it caused pain but did not break the skin. We were able to place her in handcuffs.

6. While at the hospital, Massoth was wearing a body worn video camera that was functioning and recording. Massoth transported her to the Delaware County Jail where she was turned over to the custody of correctional officers.
7. Since that time, Ruby Goodman has given a false report of the commission of a crime, to-wit: Battery; knowing the report to be false. Additionally she has made a complaint to the Muncie Police Department, among others, against Jacob Massoth, a law enforcement officer with said department, alleging that Jacob Massoth engaged in misconduct while performing the officer 's duties, knowing said complaint to be false.
8. On December 23, 2019, Goodman, through counsel, sent a tort claim notice to the Muncie Police Department, among other entities. In said complaint, Goodman falsely alleged that "after placing [Goodman] under arrest, Officer Massoth then transported Ms. Goodman from the hospital to the Delaware County Jail. While escorting Ms. Goodman into the jail, and without provocation, Officer Massoth threw Ms. Goodman into the brick wall of the Delaware County Jail" which allegedly resulted in facial injuries.
9. On July 1, 2021, Goodman, through counsel, filed a complaint for damages in 18C04-2107-CT-74. In said complaint Goodman again falsely alleges that "Massoth threw Ms. Goodman into the brick wall outside of the Delaware County Jail. Ms. Goodman had no way to catch herself and her face slammed into the brick wall of the Delaware County Jail. On July 21, 2021, the lawsuit was removed to federal court.
10. The undersigned Affiant has opened an internal affairs investigation based upon Goodman's claim that she was battered by Officer Massoth.
11. On the evening of her arrest, Officer Massoth was wearing a body worn video camera that was functioning and recording. The undersigned has reviewed Massoth's footage during the pertinent time frame as alleged by Goodman.
12. While at the hospital, Massoth was wearing a body worn video camera that was functioning and recording. While placing Goodman into the back seat of his patrol car, the following verbal exchange took place between Goodman and Massoth:
Goodman: "Look at me. You see my face?"
Massoth: "It's looked like that the whole night."
Goodman: "That is where I got busted the other night." ... He [referring to her son] busted my jaw."
13. The body camera footage also depicts the entire drive to the Delaware County Jail. The uninterrupted recording depicts Massoth driving his police car, with Goodman in the rear seat, to the Delaware County Jail. Upon arrival at the Jail, the patrol car pulls into a sally port. Massoth exits the car, conducts a search of Goodman's purse incident to her arrest and begins to fill out paperwork. As he does this, several correctional officers from the jail come into the sally port, remove Goodman from the car and walk her into the intake area of the jail. At no time, as shown in the body camera footage did Officer Massoth even touch Goodman, much less "threw her into a brick wall" at the jail.
14. On the evening of Goodman's arrest, the Delaware County Jail was equipped with multiple security cameras that were in operation. There is a camera in the sally port area where Massoth pulled his patrol car in. The security video depicts Massoth driving his police car, with Goodman in the rear seat, to the Delaware County Jail. Upon arrival at the Jail, the patrol car pulls into a sally port. Massoth exits the car, conducts a search of

Goodman's purse incident to her arrest and begins to fill out paperwork. As he does this, several correctional officers from the jail come into the sally port, remove Goodman from the car and walk her into the intake area of the jail. At no time, as shown in the camera footage did Officer Massoth even touch Goodman, much less "threw her into a brick wall" at the jail. None of the correctional officers "threw her into a brick wall." Goodman never came into contact with a "brick wall."

15. There is a camera in the intake area of the jail. The security video depicts the correctional officers bringing Goodman into the jail. She was first sat down for initial processing, taken to the restroom area, and then to a holding cell. At no time, as shown in the body camera footage did Officer Massoth even touch Goodman, much less "threw her into a brick wall" at the jail. None of the correctional officers "threw her into a brick wall." Goodman never came into contact with a brick wall.
16. At no time did Officer Massoth touch Goodman while at the Delaware County Jail.
17. During the book in procedure at the jail, correctional officers went over a standard Medical Screening Questionnaire. Goodman was asked "has the inmate fainted or had a head injury recently." Goodman responded that "3 days ago she was hit in the head."
18. Moreover, sometime after her arrival at the jail, as a part of the booking process, the Delaware County Jail took a "mug shot" in color of Goodman's face and right facial profile. Absolutely no fresh injuries can be seen.
19. Consequently, Goodman's allegations and accusations are completely, totally, and demonstrably false. Ruby Goodman has given a false report of the commission of a crime, to-wit: Battery; knowing the report to be false. Additionally she has made a complaint to the Muncie Police Department, among others, against Jacob Massoth, a law enforcement officer with said department, alleging that Jacob Massoth engaged in misconduct while performing the officer 's duties, knowing said complaint to be false.

I affirm under the penalties of perjury that the foregoing representations are true to the best of my knowledge and belief.

Date: 9/23/2021

/S/ Ryan Winningham

STATE OF INDIANA)
) SS:
COUNTY OF DELAWARE)

IN THE DELAWARE CIRCUIT COURT 4

CAUSE NUMBER. 18C04-2109-CM

INFORMATION:

STATE OF INDIANA

VS

RUBY GOODMAN

700 W Memorial Dr
Muncie, IN 47302

DOB: 10/9/1953

SSN: XXX-XX-0361

Count 1:

False Informing

I.C. 35-44.1-2-3(d)(1)

a Class B Misdemeanor

Count 1:

The undersigned says that between December 23, 2019 and July 21, 2021 in Delaware County, State of Indiana, Ruby Goodman did give a false report of the commission of a crime, to-wit: Battery; knowing the report to be false contrary to the form of the statutes in such cases made and provided by I.C. 35-44.1-2-3(d)(1) and against the peace and dignity of the State of Indiana.

ERIC M. HOFFMAN
Prosecuting Attorney
46th Judicial Circuit of Indiana

BY: /s/ Eric M. Hoffman
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Prosecuting Attorney
46th Judicial Circuit of Indiana

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700 W Memorial Dr
Muncie, IN 47302

DOB: 10/9/1953

SSN: XXX-XX-0361

Count 2:
False Informing
I.C. 35-44.1-2-3(d)(5)
a Class B Misdemeanor

Count 2:

The undersigned says that between December 23, 2019 and July 21, 2021 in Delaware County, State of Indiana, Ruby Goodman did make a complaint to the Muncie Police Department, among others, against Jacob Massoth, a law enforcement officer with said department, alleging that Jacob Massoth engaged in misconduct while performing the officer's duties, knowing said complaint to be false contrary to the form of the statutes in such cases made and provided by I.C. 35-44.1-2-3(d)(5) and against the peace and dignity of the State of Indiana.

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