

**OKLAHOMA COMMISSION ON CHILDREN AND YOUTH  
OFFICE OF JUVENILE SYSTEM OVERSIGHT**

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**Report Release Date: February 27, 2017**

**Review of the Death of Emily Sizemore**

**Pittsburg County, Oklahoma**

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**General Information**

The Office of Juvenile System Oversight (OJSO) received a request for a public report regarding the death of twenty one month old Emily Sizemore. A felony Murder charge and two counts of Assault and Battery on a Police Officer were filed in Pittsburg County District Court on July 15, 2016, against Emily's biological father, Devin Warren Sizemore.

**Authorization**

The following is a summary of the actions taken by the Oklahoma Department of Human Services (OKDHS); the dates and outcome of investigations and actions taken by the OKDHS; the actions taken by the district attorney; the dates and summary of judicial proceedings; and the rulings of the court, as authorized by 10A O.S. Section 1-6-105.

**Identifiers:**

Child's Name:	Emily Sizemore
Date of Birth:	October 8, 2014
Date of Death:	July 15, 2016
Person Responsible for the Child:	Devin Warren Sizemore, biological father

The Oklahoma Commission on Children and Youth (OCCY) did not become aware of this case until after the death of Emily Sizemore.

**Death Incident**

The death report was received by the Pittsburg County OKDHS on July 15, 2016. The OKDHS received a report regarding twenty one month old, Emily Sizemore, alleged to have been drowned by her father, Devin Sizemore.

The OKDHS accepted this report as a Priority I Investigation. Reportedly, officers found the child floating in a pond and a hole had been dug in a horse stall approximately three

foot long, two foot wide, and one foot deep. Collaterals stated the father had been speaking of "God" and that the child was with God. The OKDHS Substantiated the allegation of Abuse-Death as to the father.

### **Prior Involvement with the Department of Human Services**

There was one prior report of abuse/neglect, which was pertinent to the death incident.

The report was received on April 18, 2016, and was assigned as a Priority II Investigation with five days to initiate contact with the alleged victim. The reporter stated a domestic violence situation occurred between Devin Sizemore and the mother. Reportedly the incident occurred in front of Emily Sizemore and the mother had an injury to her head.

The OKDHS determined the child to be safe with her mother and Substantiated the allegation of Neglect-Exposure to Domestic Violence against the father. The father was arrested for Domestic Violence. The OKDHS recommended the mother obtain a protective order and she declined a Sooner Start referral.

On May 2, 2016, Devin Sizemore was criminally charged with Domestic Abuse-Assault and Battery; CM-2016-00312. He was released from jail on May 2, 2016. As a condition of his release, he was to have no contact with the mother. He was out on bail when the child was killed.