

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

Report Release Date: May 20, 2014

**Review of the Death of Alysa Horney
of Cherokee County, Oklahoma**

General Information

On December 10, 2013, the Office of Juvenile System Oversight (OJSO) received a request for a public report regarding the death of two-year-old Alysa Horney. On December 30, 2013, a charge of First Degree Murder was filed against Delila Pacheco, Alysa's kinship foster parent, in Cherokee County District Court.

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:	Alysa Horney
Date of Birth:	October 7, 2011
Date of Death:	December 8, 2013
Alleged Perpetrator:	Delila Pacheco, kinship foster parent

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

Criminal Charges

According to the On Demand Court Record (ODCR) system, a charge of First Degree Murder was filed in Cherokee County, Oklahoma, against Delila Pacheco on December 30, 2013.

Death Incident

The OKDHS received notice of the death of Alysa Horney on December 8, 2013. The report documented that the two-year-old child was already deceased when EMS arrived, and that rigor had set in. The OKDHS documented that Delila Pacheco, the foster parent, reported that she laid on the bedroom floor with the child around 3:00 a.m. because the child would not be still in the bed. The foster mother reported that the last time she heard Alysa talking was at 5:00 a.m. but reported she was no longer on the floor with the child at that time. The foster mother reported that she woke up around 10:00 a.m., about five minutes before she called 911.

The OKDHS documented that Delila Pacheco was asked if it was possible that she rolled over on the child and smothered her in some way. She responded that she hoped not and did not think so but did not know. The OKDHS asked Delila Pacheco about the bruising to Alysa's body. Delila Pacheco stated that the child was "rolling" and she remarked to Alysa "they're gonna [sic] think I beat you child." Delila Pacheco stated the child had rolled into the dresser and that was when she got on the floor with Alysa.

Prior Involvement with the Department of Human Services

There was no prior history with OKDHS that was pertinent to the death of Alysa.

Judicial proceedings prior to the child's death

Alysa was adjudicated deprived by the Cherokee County Juvenile Court on February 19, 2013, and remained in custody until her death.