



REVIEW OF THE DEATH OF ILIAS RAYMOND DAYE
OKLAHOMA COUNTY, OKLAHOMA

Report Release Date: March 31, 2023

Overview

The Office of Juvenile System Oversight (OJSO) received a request regarding the death of Ilias Raymond Daye. One felony count of Child Abuse and one felony count of Enabling Child Abuse were filed in Oklahoma County District Court on March 8, 2019, against the biological father, Jesus Alfredo Marquez Hidrogo, and stepmother, Joana Lizeth Marquez Martinez. Mrs. Martinez was charged with two additional counts of Felony Child Neglect. On March 28, 2022, Jesus Alfredo Marquez Hidrogo pled guilty to both felony counts, receiving a life sentence with the first 25 years to be served inside a penitentiary. On April 5, 2022, a jury sentenced Joana Lizeth Marquez Martinez to 25 years in prison for three of her felony counts and found her not guilty on one of the Child Neglect counts.

Identifiers

Child's Name:	Ilias Raymond Daye	Sibling One:	Thirteen Years
Date of Birth:	February 6, 2015	Sibling Two:	Nine Years
Date of Death:	February 4, 2019	Sibling Three:	Six Years
		Sibling Four:	One Year

Person(s) Responsible for the Child (PRFC):

- Jesus Alfredo Marquez Hidrogo
- Joana Lizeth Marquez Martinez

Actions

The release of the following summary of the actions taken by the Oklahoma Department of Human Services (OKDHS) and the proceedings in the District Court is authorized by 10A O.S. Section 1-6-105.

The OJSO did not become aware of this case until after the death of Ilias Raymond Daye.

Death Incident

On February 4, 2019, the OKDHS received a report of the death of three-year-old Ilias Raymond Daye. The OKDHS documented that Ilias' stepmother, Joana Marquez, called the biological father, Jesus Marquez, while he was at work to tell him that Ilias had fallen and passed out. When Mrs. Marquez told Mr. Marquez that Ilias would not regain consciousness, Mr. Marquez called 911 from work. Emergency Medical Services (EMS), the fire department, and law enforcement responded. EMS transported Ilias to the hospital. The OKDHS documented that Ilias' biological mother was called to come to the hospital as she needed to make medical decisions. Shortly thereafter, Ilias was pronounced deceased. The OKDHS documented that medical professionals noted the child's body was covered in unexplained injuries.



The OKDHS accepted the child death report as a Priority I investigation to be initiated by February 4, 2019. The OKDHS initiated contact with the family on February 4, 2019.

Investigation

The persons interviewed during the investigation include Ilias' biological parents, stepmother, law enforcement, medical professionals as well as collateral friends and relatives of the family.

During the investigation, the OKDHS documented that the accounts by Mr. and Mrs. Marquez, given on February 5 and 7, 2019, as to how Ilias was injured varied in explanation. The OKDHS further documented that while interviewed by law enforcement, Mr. Marquez admitted to being too aggressive with Ilias out of frustration. The OKDHS documented that while interviewed by law enforcement, Mrs. Marquez stated that Ilias had fallen repeatedly and that is how he sustained his injuries.

The OKDHS documented that a child abuse physician believed this death was the result of abuse and that this level of trauma would not have come from a fall or even a couple of falls. The OKDHS documented that on February 7, 2019, law enforcement indicated the cause of death of Ilias was being investigated as a homicide.

The OKDHS documented that on April 24, 2019, the Medical Examiner's (ME) report came back with findings of subdural hematoma, cerebral venous sinus thrombosis, subarachnoid hemorrhage, suspected focal axonal injury, right eye retinal hemorrhage, right eye perineural optic nerve hemorrhage, left and right forehead contusions, laceration of the chin, additional contusions, abrasions, lacerations, and anterior strap muscle hemorrhage. Additional findings included contusions of the pubis and scrotum, abrasion of the penis, as well as multiple other contusions and abrasions throughout Ilias' body. The probable cause of death was listed as Blunt Force Head Trauma. The manner of death was ruled a homicide.

The OKDHS made a Substantiated Finding as to Neglect/Threat of Harm to the siblings of Ilias against Mr. and Mrs. Marquez. The OKDHS made a Substantiated Finding against Jesus Marquez as to the Abuse/Death of Ilias Daye. The OKDHS made an Unsubstantiated Finding as to Abuse/Death against Joana Marquez. The OKDHS made a Substantiated Finding of Failure to Protect Ilias against Joana Marquez.

Prior to the release of the ME's report, the OKDHS recommended that a deprived petition be filed in order to ensure the safety of the remaining children in the home. On February 4, 2019, the siblings were placed into an Out-of-Home Safety Plan with a family relative. On February 19, 2019, a deprived petition was filed by the Oklahoma County District Attorney's Office. In late 2019, Mrs. Marquez gave birth to another child, who was subsequently placed into OKDHS custody and added to the case involving the other siblings. On September 23, 2021, Mr. and Mrs. Marquez consented in open court to the children being placed into a guardianship through the OKDHS.

Prior Involvement of the PRFC with the Oklahoma Department of Human Services

There are two pertinent reports to the OKDHS which are pertinent to the child death report.

The first pertinent report was received on November 12, 2015. The OKDHS received a report that then nine-year-old Sibling One exhibited behaviors at school that brought up concerns for child abuse. The OKDHS documented that the reporter indicated Sibling One made a statement that they did not want the family to be called because they would be hit with the charger (meaning a cell phone charger, which the child later explained). It was further documented that Sibling One did disclose past abuse.

This report was screened out by the OKDHS as not abuse; it did not rise to the level of Child Protective Services

(CPS) involvement. Sibling One did not make any disclosures of abuse or neglect.

The second pertinent report was received on November 30, 2015. The report alleged that then nine-year-old Sibling One was being physically abused by Mr. and Mrs. Marquez. It was alleged that Mr. Marquez would punch Sibling One in the stomach, and Mrs. Marquez would hit the child with a cell phone charger. It was reported Sibling One was afraid to go home.

The OKDHS accepted the report as a Priority II Assessment to be initiated by December 9, 2015. The OKDHS initiated contact with the family on December 8, 2015.

The OKDHS conducted an Assessment of Child Safety, to include all three children in the household at the time. Interviews with the parents, siblings, and collaterals were conducted over multiple days. During the interviews, the OKDHS documented not observing any marks or bruises on any of the children. The OKDHS further documented that none of the three children made any disclosures during forensic interviewing. The OKDHS documented that appropriate and safe sleeping arrangements were observed for all of the children.

The OKDHS documented that the family was referred to a counseling agency to receive counseling services for Sibling One. This recommendation for counseling services was to address Sibling One's behavioral issues at school, and family counseling to incorporate behavioral goals in the family setting.

The OKDHS documented in the Assessment of Child Safety that all of the children were safe.

Judicial Proceedings Prior to the Child's Death Incident

The OJSO identified no relevant judicial proceedings prior to the child's death.

