



# National Center *for* Credibility Assessment

## Pretest Interview

PDD 501 – Rape Suspects

# Rape Definition

**Rape - Forced sexual intercourse including both psychological coercion as well as physical force. Forced sexual intercourse means penetration by the offender(s). Includes attempted rapes, male as well as female victims, and both heterosexual and homosexual rape. Attempted rape includes verbal threats of rape. (DOJ, Sept 10, 2006)**

# 18 USC 2241

**(a) By Force or Threat.—Whoever knowingly causes another person to engage in a sexual act by using force against that other person; or by threatening or placing that other person in fear.**

**(b) By Other Means.--Whoever knowingly renders another person unconscious and engages in a sexual act with that other person; or administers by force or threat of force, or without the knowledge or permission of that person, a drug, intoxicant, or other similar substance and thereby substantially impairs the ability of that other person to appraise or control conduct; and engages in a sexual act with that other person**

# UCMJ, Article 120

**Rape *By using force*: That the accused caused another person, who is of any age, to engage in a sexual act by using force against that other person.**

***By using threats or placing in fear:* That the accused caused another person, who is of any age, to engage in a sexual act by threatening or placing that other person in fear that any person will be subjected to death, grievous bodily harm, or kidnapping.**

***By rendering another unconscious:* That the accused caused another person, who is of any age, to engage in a sexual act by rendering that other person unconscious.**

# STATISTICAL INFORMATION

[DOJ-FBI]

**Every 2 minutes someone is sexually assaulted.**

**2007: 248,300 victims of rape, attempted rape or sexual assault (13 and older).**

**2007: 0.6 rapes per 1000**

**Estimated 15% of victims are under age 12.**



# STATISTICAL INFORMATION

Approx 7 in 10 rape victims knew their assailant. [\[BOJS, 1973-2008, Violent Crime Trends.\]](#)

38% raped by friend / acquaintance;  
73% by non-stranger; 28% by an intimate; 7% by relative; 4% - relationship unknown. [\[BOJS, 1973-2008, Violent Crime Trends.\]](#)

# STATISTICAL INFORMATION

2003: 1 in every 10 rapes, victims were males (BOJS, 1973-2008, Violent Crime Trends)

1 out of 6 American women have been victims of attempted or completed rape in their lifetime.

# STATISTICAL INFORMATION

Among assaults by intimates, 2/3 involved alcohol. [Crime Characteristics, Bureau of Justice Statistics, 2002]

About 1/3 of sexual assaults, the perpetrator was intoxicated—30% with alcohol, 20% with drugs. [Crime Characteristics, Bureau of Justice Statistics, 2002]

In one study, 98% of males who raped boys reported that they were heterosexual. [Sexual Abuse of Boys, Journal of the American Medical Association, December 2, 1998]

# PURPOSE OF CLASS

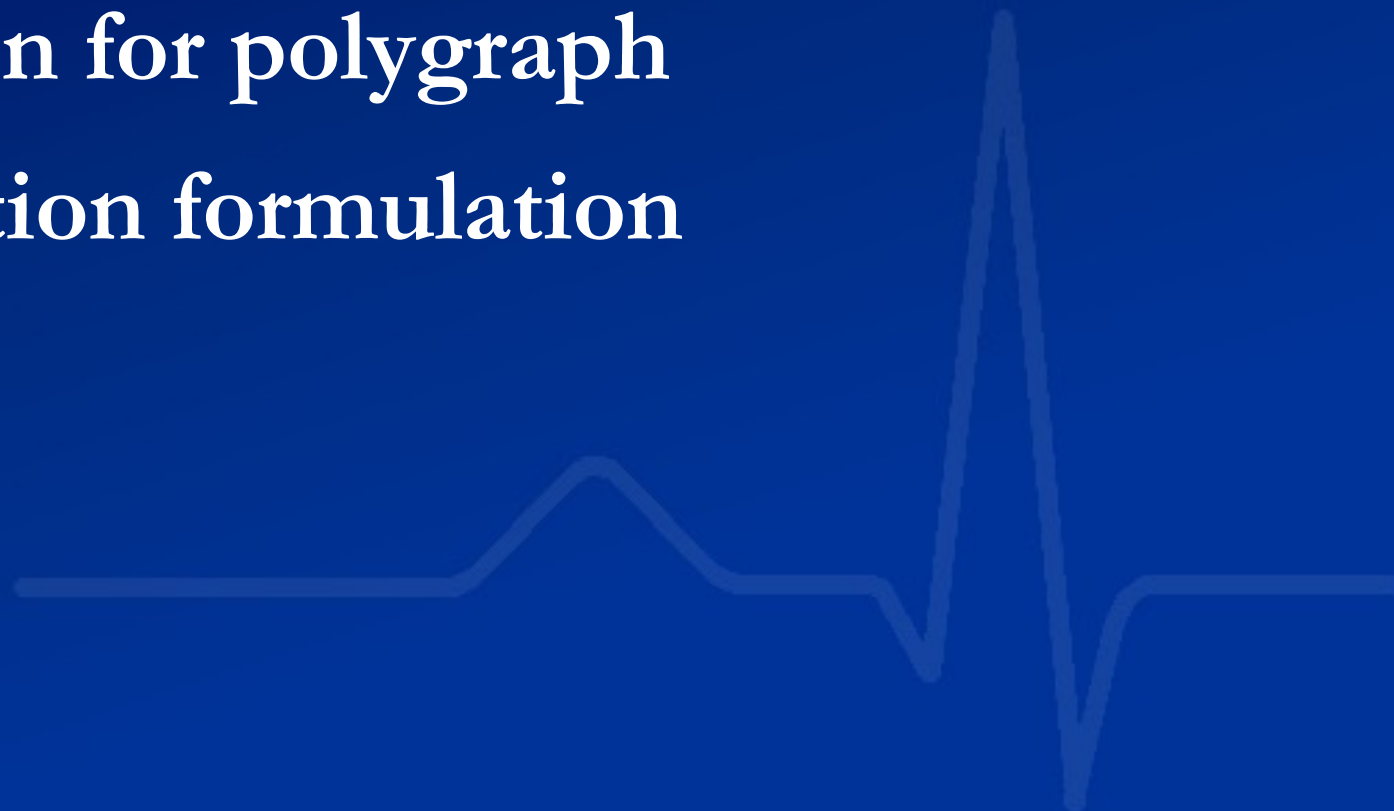
Five categories of rapists

Sensitive/political nature of rape

Preparation for polygraph

Test question formulation

Themes



# Golden Rules

Unbiased seeker of the truth;

Never let your personal feelings or animosity about a crime show;

Never get personally or emotionally involved in a rape examination.

# Five Primary Types of Rapists

**OPPORTUNISTIC**

**POWER ASSERTIVE**

**ANGER RETALIATION**

**POWER-REASSURANCE**

**ANGER EXCITEMENT OR SADISTIC**

# Opportunistic Rapist

Primary motive not rape;

Another crime (burglary, robbery, etc.);

Encounters victim of opportunity;

Physical injury uncommon;

Lots of evidence at scene.

# Power Assertive Rapist (Sexually Inadequate)

Most common. 44-80% of all rapes;

Has no doubts about his masculinity;

Feels he is owed sex and rapes when he  
“needs” a woman.



# Power Assertive Rapist (Sexually Inadequate)

Not a real man unless he takes what he needs. Macho;

Women like to be slapped around. Has high ego;

Alcohol and/or drugs usually taken prior to act.

# Power Assertive Rapist (Sexually Inadequate)

- Usually won't take trophies, but may have hidden recording devices;
- Like to have victim totally submissive from start, may begin with anal assault, prefer oral sex.

# Power Assertive Rapist (Sexually Inadequate)

Great deal of profanity, demeaning & humiliating victim;

Usually no fondling, kissing or foreplay.  
Does not want the victim to speak;

No desire to harm victim, only possess sexually.

# Power Assertive Rapist (Sexually Inadequate)

Offender exercises, athletic;

Pride in personal appearance;

Dresses “macho.”;

May drive “macho” vehicle.

# Anger - Retaliation Rapist (Sexually Aggressive)

Approximately 30% of all rapes;

Getting even with women for real or imaginary wrongs. Victims are often older and symbolizes somebody else;

Angry with women, using sex as weapon to punish.

# Anger - Retaliation Rapist (Sexually Aggressive)

Usually not premeditated. Blitz attack often used. Attack will take little time, whole encounter very short;

Likes to rip or tear clothing off;

Will often substantially injure victim.

# Anger - Retaliation Rapist (Sexually Aggressive)

May have victim perform acts perceived as degrading or humiliating (fellatio, sodomy).

# Power Reassurance Rapist

Typically use a surprise “blitz” attack;

May exhibit “Peeping Tom” behavior;

Generally seek out victims their own age range.



# Power Reassurance Rapist

No intent to punish or degrade victim;

Often complimentary. “You’re beautiful, I bet you have lots of boyfriends.” “Tell me that you love me.”

Concerned about victim, “I am not hurting you am I?”

# Power Reassurance Rapist

Will most likely attempt foreplay. Try to involve the victim in sexual acts;

Usually apologizes after rape;

Sometimes make follow-up contacts by phone;

Tend to take trophies/souvenirs.

# Power Reassurance Rapist

Tend to keep detailed records of “conquests”, perhaps with five-star rating system;

Rape makes them feel adequate.

# Anger Excitement (Sadistic) Rapist

Most dangerous: Approximately 5% of rapes;

Wants to hurt victim. Often kills;

Sexually stimulated by victim's pain and suffering.

# Anger Excitement (Sadistic) Rapist

Commonly bites;

Extremely likely to have recording devices;

Victims usually strangers;

Typically use bondage;

Uses very angry, hostile language instead of profanity.

# **Anger Excitement (Sadistic) Rapist**

**May keep victim for hours or even days;  
Drugs and/or alcohol usually present;  
Uses instruments/devices during rape;  
Rapes when “agitated”;  
Believes himself to be mentally superior to  
others, especially LE.**

# MOVIE TIME



Oct 13

# DISCUSSION OF MOVIE



Oct 13



**STOP**

# TEST QUESTION FORMULATION



# Test Question Construction

Scenario 1: Victim reported suspect raped her while in her apartment, after a first date. Victim said suspect threw her on the sofa, tore off her blouse and forcibly removed her pants. He then inserted his penis into her vagina and raped her. She told him no and to stop repeatedly.

# Test Question Construction

Suspect denies all allegations and stated he never had sexual intercourse with the victim;

Formulate Relevant and Comparison Questions.

# TEST QUESTION CONSTRUCTION

Did you engage in sexual intercourse with that woman?

Did you engage in sexual intercourse with that woman that day?

Did you have any sexual contact with that woman?

# TEST QUESTION CONSTRUCTION

Did you insert your penis into that woman's vagina?

Did you remove that woman's pants?

Did you tear off that woman's blouse?

Did you throw that woman down onto that sofa?

**Did that woman ever tell you to stop?**

# TEST QUESTION CONSTRUCTION

Scenario 2: Victim reported suspect raped her at her apartment. Victim stated after a date and returning to her apartment, suspect threw her on the sofa, tore her blouse off and raped her.

# TEST QUESTION CONSTRUCTION

Suspect admitted to consensual sexual intercourse, denying rape. He further stated the victim removed her own clothing;

Formulate Relevant Questions and Comparison Questions.

# TEST QUESTION CONSTRUCTION

Did that woman tell you she did not want to have sexual intercourse?

Did you force that woman to have sex with you?

Did that woman ever tell you to stop?

Did you remove any of that woman's clothing?

**Did you tear that woman's blouse off?**



# Behavior Profile

Starts from a young age: magazines, videos, and the internet introduce skewed idea of sexuality

Sexual advances are later rejected by girlfriends/wives.

Gets into fetishes and perversions

Frotteurism; Urolagnia; Piquerism

Eventually forces ideas – Becoming a sex offender

# Philiias

- A love or obsession with a particular thing or subject.
- Gerontophilia: Sexual attraction towards elderly
- Hoplophilia: Sexual arousal from firearms
- Maiesiophilia: Sexual attraction to pregnant women
- Scopophilia: Sexual pleasure from seeing things.

# Frotteurism

Refers to a specific paraphilia which involves the non-consensual rubbing against another person to achieve sexual arousal. This non-consensual activity may be done discreetly without being discovered, or in circumstances where the victim cannot respond, typically in a public place such as a crowded train, or at a rock concert. In common speech frotteurism is called **groping**.

# Urolagnia

**Urolagnia** (also **urophilia** , **undinism** ) is a sexual activity in which participants derive sexual pleasure from urine and/or urination. Those who enjoy urolagnia may enjoy urinating on another person or persons, or being urinated upon.

# Piquerism

**Piquerism** or **picquerism** (from the French *piquer* - "to prick") is a paraphilia and form of sadomasochism in which one finds sexual gratification through penetration of another person, most commonly by stabbing or cutting the body with sharp objects. The most frequently targeted areas of the body are the breasts, buttocks, or groin.

# Rape Sex Comparison Questions

..., did you ever engage in an unnatural/abnormal sexual act?

..., did you ever perform an unnatural/abnormal sexual act?

..., did you ever perform an unnatural/abnormal sexual act you would be ashamed of?

# Rape Sex Comparison Questions

..., did you ever engage in a sexual act you would be ashamed to tell your parents about?

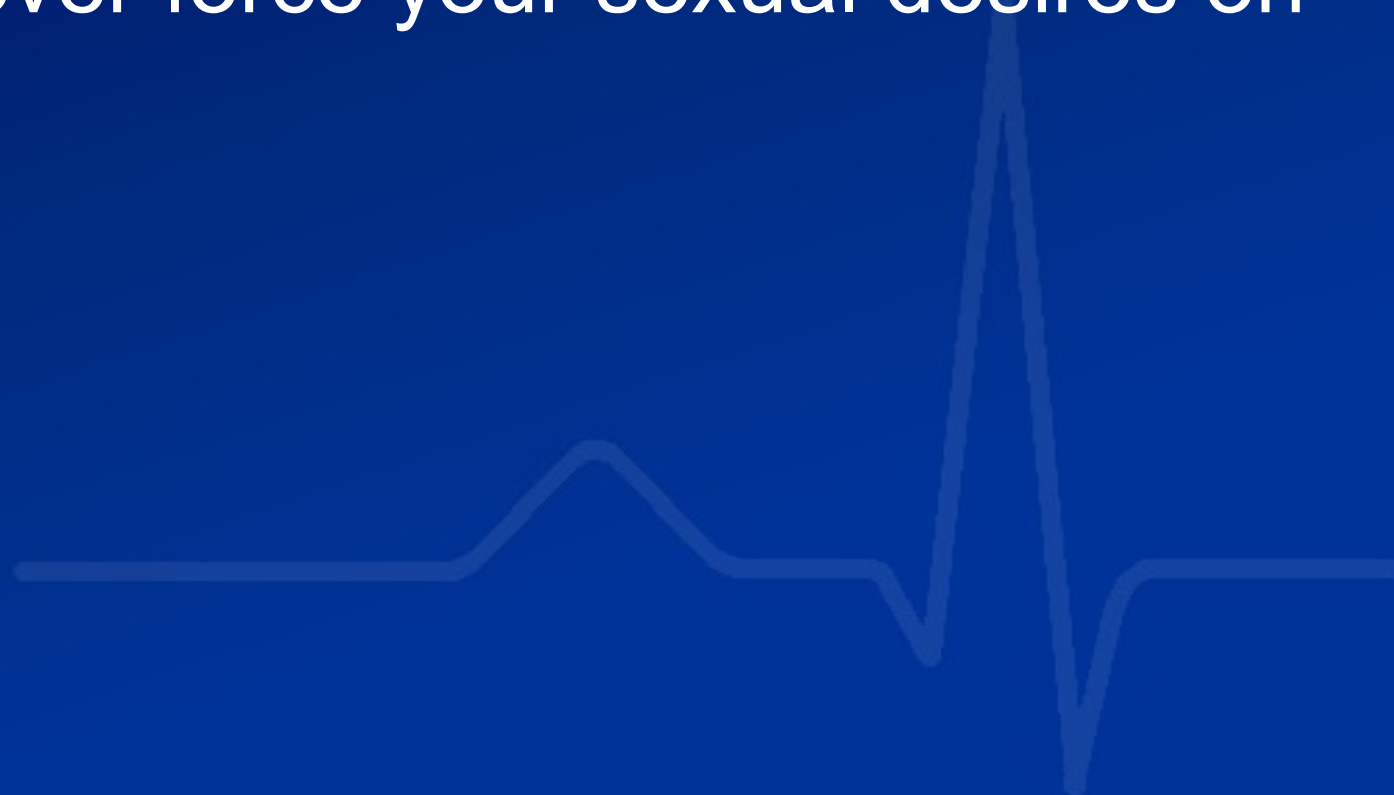
..., did you ever tell a lie about your sexual activities?

..., did you ever tell a lie about your sexual performance?

# Rape Sex Comparison Questions

..., have you ever fantasized about committing an unnatural sex act?

..., did you ever force your sexual desires on anyone?





# REVIEW OF CASE FACTS

Interview case agent – why?

Review agent's case notes

Review subject statement(s)

Review victim statement(s)

Review witness statements

# RAPPORT

Must have it!!! No rapport, no confession; people do not confess to those they do not like.

They know that society will judge them harshly, so you may be the first to show compassion....goes a long way.

# THEMES

Understand- how they feel and the situation they are in, you don't have to agree with it;

Minimize - downplay subject's actions.

Rationalize

Project

# THEMES

Victim not being totally truthful;

Exaggerate amount of force used;

Blame alcohol/drugs (Diminished capacity).

She led you on....

She wanted rough sex....

You could have done even more...

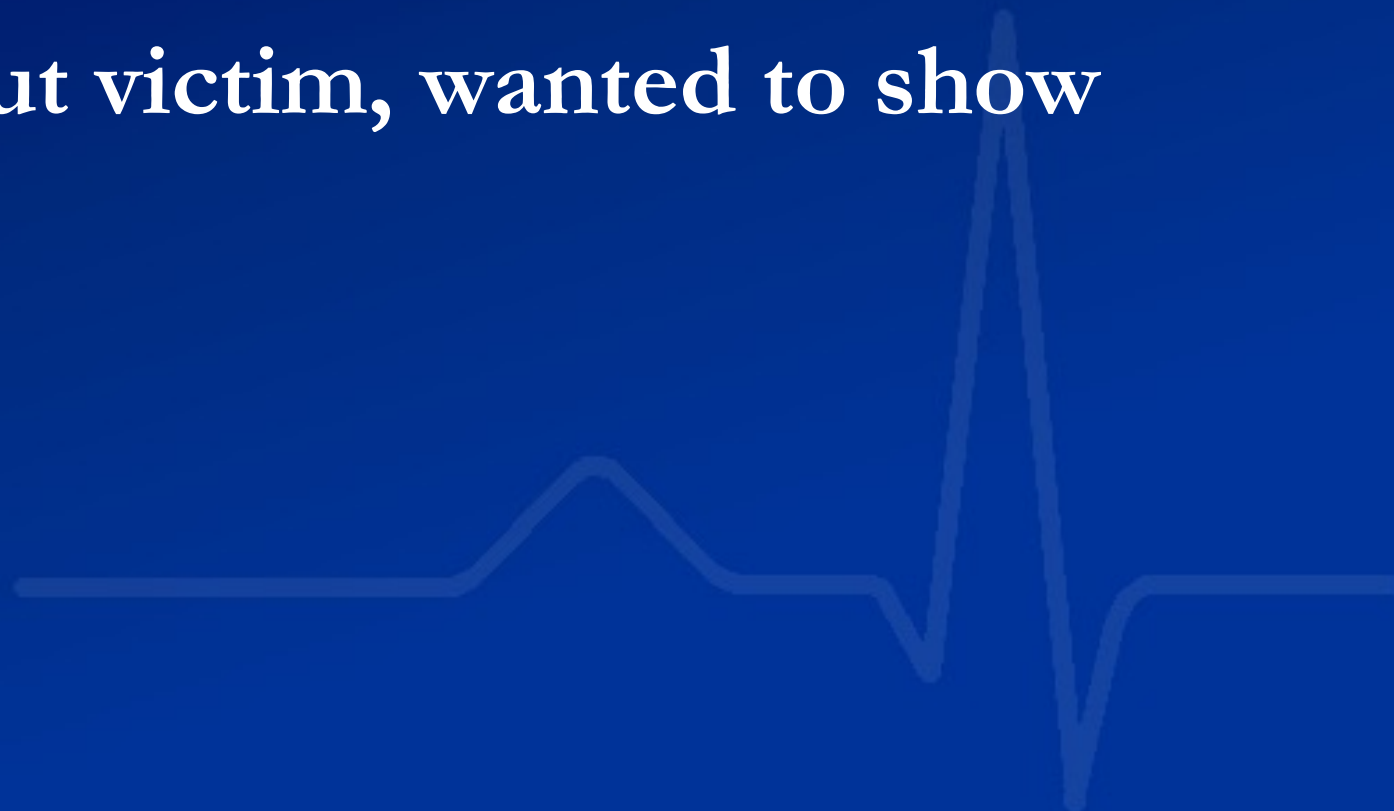
# THEMES

Planned vs. spontaneous;

Mistake, didn't want to hurt victim;

Cares about victim, wanted to show affection;

Others?



# QUESTIONS?

