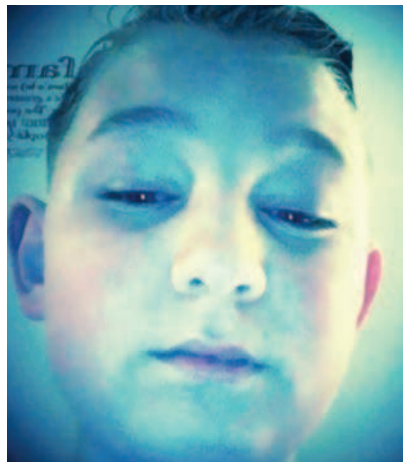


Keizertimes

SECTION A

JANUARY 20, 2017

\$1.00



Caden Berry

Son slain, mother charged

Boy strangled in apartment

By ERIC A. HOWALD
Of the Keizertimes

A 12-year-old Keizer boy was found dead by Keizer police officers on Saturday, Jan. 14, and his mother is charged with aggravated murder.

Keizer Police Department officers were summoned to an apartment at 175 Garland Way N. about 12:45 p.m. and found the Caden Berry unresponsive inside.

The victim's mother, Amy Marie Robertson, 38, was also at the scene and was taken into custody.

Robertson is being held without bail at the Marion County Correctional Facility on a charge of aggravated murder.

Aggravated murder includes, but is

not limited to, incidents of intentional homicide when the victim is under the age of 14.

An autopsy found that Caden had been strangled to death Monday, Jan. 16. On Tuesday, Jan. 17, Robertson wept as a state attorney told Judge Rafael Caso that Robertson had admitted to causing his death.

Neighbors told other media outlets that Robertson was found outside the apartment waving her hands and screaming. When they asked where Caden was Robertson said he was in the apartment under a blanket.

Caden was found in a tipped over recliner under a blanket, neighbors said.

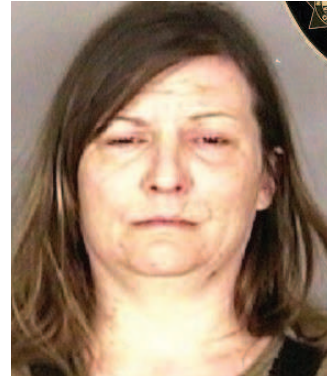
Please see CHARGE, Page A8

Robertson weeps at arraignment

Amy Marie Robertson sobbed audibly as an attorney for the state told the court she had admitted to strangling her son to death.

Robertson appeared in court behind a glass window Tuesday, Jan. 17, for arraignment on a charge of aggravated murder.

Robertson spoke with attorneys during the proceeding, but did not address the court. Reporters were not permitted to photograph Robertson by order of Judge Rafael Caso.



Amy Robertson

Please see ARRAIGN, Page A8

Former neighbors say mother's troubles the result of alcohol, drugs



KEIZERTIMES/Eric A. Howald

A large and growing memorial for Caden Berry in front of the apartment where he and his mother lived off Garland Way North.

By ERIC A. HOWALD
Of the Keizertimes

When Jason and Katie Lawrence moved into 2660B Edison Street in Eugene in late 2011, they couldn't help but notice the memorial hanging on the fence of their neighbor's home in 2660A.

The memorial was for Colby Casto, the older brother of 12-year-old Caden Berry whose mother is charged with Caden's aggravated murder in a Keizer apartment complex.

The Lawrence's new neighbor was Amy Robertson, mother to Colby, Caden and the woman's only remaining child Colton. Robertson's boyfriend at the time also resided at the house. Colby had committed suicide mere weeks before the Lawrences moved in. He was 12 years old at the time.

Please see TROUBLE, Page A8

Judge: HOA discriminated against resident



Submitted

The McNary Estates Homeowners Association was found to have discriminated against Khrizma Kuhn pictured in 2015 with a for sale sign in front of her one-time home.

By ERIC A. HOWALD
Of the Keizertimes

For the second time in six years, the McNary Estates Home Owners Association (HOA) was found to have discriminated against a disabled resident - this time for refusing to accommodate parking of a RV deemed medically necessary for a woman suffering from a variety of ailments.

U.S. District Judge Ann Aiken issued a summary judgment on the facts of the case for the plaintiff, Khrizma Kuhn, and her parents, Renee and Gary. The lawsuit named McNary Estates HOA and Teresa Girod, president at the time of the conflict, as defendants.

"The judge found absolute liability against the HOA and the individual defendant. The only issue left to determine is damages," said Dennis Steinman, the attorney representing the Kuhn family.

The next stage in the process is to convene a jury to determine damages, but Steinman previously said many summary judgment cases are settled prior to reaching that stage.

If the question of damages were

to go to the jury, Renee and Gary would be likely to testify about their experience, Steinman said. The jury would also be told that a judge had already found the HOA and Girod to be in violation of the federal and state law and that the HOA had previously been found in violation of similar standards in a 2011 case.

In the 2011 judgment, the HOA was determined to have violated the FHA by not allowing a privacy fence to prevent an 11-year-old developmentally disabled boy from wandering off the property of his mother's boyfriend.

Lacking options, family leaves

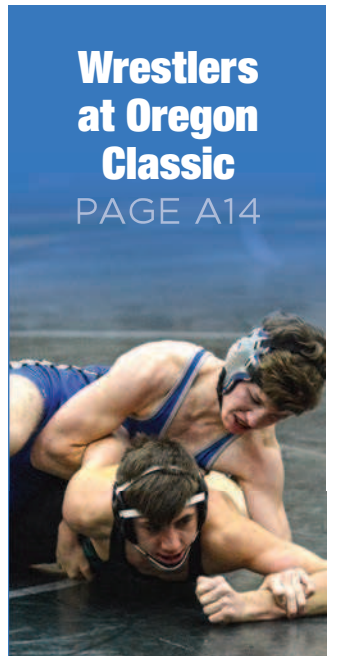
In April 2015, the Kuhn family requested a waiver from the HOA to park an RV in their driveway as an accommodation for their daughter, Khrizma. Khrizma suffers from Down syndrome, autism and other maladies that require access to a bathroom and a shower even on short trips.

Parking the RV in the family's driveway without a waiver would have violated McNary Estates HOA rules.

Please see HOA, Page A8

"The only issue left to determine is damages."

— Dennis Steinman, Attorney for Kuhn family



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