
POLICE CONDUCT OVERSIGHT COMMISSION

Case Summary Data #3

March 2015

OVERVIEW

Complainant alleges that a young female companion was assaulted at a restaurant and needed EMS. Complainant alleges that Officers 1 and 2 allowed the assailants to leave in a taxi and did nothing to pursue them. Complainant alleges that one of the officers advised Complainant that she take the assaulted female by car to the hospital to save the \$1,000 it would cost for EMTs to transport. Complainant alleges that when EMTs were called, the officers "brought a lot of confusion and were extremely unprofessional."

THE COMPLAINT

1. Professional Code of Conduct: Complainant alleges that Officers 1 and 2 allowed the assailants to leave in a taxi and did nothing to pursue them.

THE OPCR AND MPD POLICIES

1. OPCR Ord. § 172.20(6) – Failure to Provide Adequate Protection.
2. MPD P&P § 5-105(2) PROFESSIONAL CODE OF CONDUCT: On-duty officers shall, at all times, take appropriate action within their jurisdiction, to protect life and property, preserve the peace, prevent crime, detect and arrest violators of the law, and enforce all federal, state and local laws and ordinances.

COMPLAINT PROCESSING

The Complainant filed an online complaint. The complaint was sent to the precinct for coaching. Completed coaching documents were returned to OPCR.

EVIDENCE

1. An online complaint was filed.
2. A VisiNet report was obtained.

SUMMARY OF EVIDENCE

Complaint

An online complaint was filed detailing the allegations. The Complainant alleges a young woman was assaulted at a restaurant. Complainant alleges that Officers 1 and 2 allowed the assailants to leave in a taxi and did nothing to pursue them. Complainant alleges she spoke to the officers about the incident, and Officer 1 encouraged the victim to go to the by car. The Complainant alleges officers and EMS personnel generally were unprofessional, but that Officer 1 in particular had a very unprofessional attitude.

VisiNet

The VisiNet report indicates that Officer 1 and Officer 2 responded to an assault in progress at the restaurant. The suspects were two white females. EMS was called for the victim.

COACHING

Coaching documents were sent to the precinct. The Supervisor reviewed the VisiNet report, and obtained a CAPRS report for the incident. The Supervisor spoke with Officer 1 and Officer 2 about the incident.

The Supervisor spoke with the officers. Officer 1 stated he was standing outside with Officer 2 when he saw security escort two females out. Officer 1 stated that officers learned there was a fight upstairs. When officers arrived upstairs they learned that the suspects had left already. Officers returned and were approached by the Complainant stating her friend was assaulted and the officers let the suspects leave. Officer 1 stated officers tried to explain what happened to the Complainant. The Complainant yelled at officers. Officer 1 stated the friend said officers were not doing their job, were racist, and let the suspects go. Officer 1 stated he asked the victim if she needed an ambulance. Officer 1 stated the victim was unsure, so he discussed different transport options with the victim. Officer 1 gave the victim a blue card.

Officer 2 stated they were approached by the victim. The victim stated her head was sore. Officer 2 stated officers offered to call an ambulance. Officer 2 stated officers provided the victim with options if she did not want to pay \$1,000 for the ambulance transport. Officer 2 stated Officer 1 got the victim's information. When the ambulance arrived, the Complainant got in a verbal argument with the paramedics. Officer 2 stated the victim refused the ambulance, and was given a blue card.

The Supervisor contacted the Complainant. Complainant stated she was upset with Officer 1 because he was aggressive and mean. The Complainant clarified that she did not like Officer 1's tone. Complainant stated she was telling Officer 1 what the victim wanted, and he stopped responding to her. Complainant states she was upset that Officer 1 did not offer the victim an ambulance, and explained to the victim the cost of the ambulance.

The Supervisor determined that there was no policy violation, and officers were not coached. The officers acted in good faith going inside the restaurant. When the officers learned of the assault they took the report, offered to call EMS, gave the victim numerous options, acted professionally, and called an ambulance.