
POLICE CONDUCT OVERSIGHT COMMISSION

Case Summary Data #7

April 2015

OVERVIEW

Complainant's boyfriend was involved in an incident with police. Complainant states she called and tried to make a police report about the incident. Complainant states she was transferred to the precinct and spoke with a male officer. According to Complainant, the officer questioned her about the incident. Complainant states she requested an officer be sent to her. Complainant states the officer said that could not be done, because nothing happened. The officer took Complainant's contact information and stated a sergeant would call her back, but Complainant states she never was. Complainant states she then took her boyfriend to the hospital. Complainant states while at the hospital she spoke with two officers about getting a translator. Complainant states that the officers she conversed with at the hospital had a bad attitude.

THE COMPLAINT

1. 5-105(14) Professional Code of Conduct: The officers at the hospital had a bad attitude.

THE OPCR AND MDP POLICIES

1. OPCR Ord. § 172.20(2) – Inappropriate Attitude
2. MPD P&P § 5-105(14) PROFESSIONAL CODE OF CONDUCT: Employees shall not use any derogatory language or actions which are intended to embarrass, humiliate, or shame a person, or do anything intended to incite another to violence.

COMPLAINT PROCESSING

A written complaint was filed. The complaint was reviewed by the joint supervisors, and assigned for a preliminary investigation. The investigator made multiple attempts to contact the Complainant. The complaint was dismissed for failure to cooperate.

EVIDENCE

1. A written complaint.
2. Visinet reports were obtained.
3. CAPRS report was obtained.

SUMMARY OF EVIDENCE

Complaint

The Complainant alleges that her boyfriend was involved in an incident with officers and was hurt. The Complainant states she called to report the injuries and was transferred to the precinct. The Complainant spoke with a male officer, and asked if an officer could be sent out. The male officer stated he could not do that. The Complainant alleged that she took her boyfriend to the hospital. The police were called. The Complainant and her boyfriend requested a translator. The Complainant alleges when officers arrived they did not help helpful and had bad attitudes.

The Complaint's boyfriend also filed a complaint with OPCR.

VisiNet Report 1

The VisiNet report indicates that officers stopped Complainant's boyfriend for a suspicious vehicle.

VisiNet Report 2

The VisiNet report indicates that Officer 1 responded to the hospital for an assault report. Officer 1 was called by hospital staff. The staff member stated they had a patient that had been assaulted by a MPD officer.

CAPRS Report

The CAPRS report is related to the alleged assault of the Complainant's boyfriend. The report states that officers were patrolling the area, and noticed a suspicious vehicle. The vehicle's driver side door was open, and its lights were on. Officers drove by to investigate, and the driver shut the door nervously. Officers asked if the boyfriend was ok, but he did not respond. Officers stated they asked for his ID. The CAPRS report indicates the boyfriend attempted to speak with officers in Spanish.

According to the CAPRS report, the boyfriend reached in the vehicle and pulled out a screwdriver. Officers found a methamphetamine pipe when they frisked the subject. The boyfriend was put in handcuffs and escorted him to the squad car. The boyfriend would not get into the squad car. The boyfriend was pulled into the car by one of the officers. Officers searched the car. The boyfriend was released and the pipe smashed.

INVESTIGATION

The investigator scheduled an interview with the Complainant. Since English is the Complainant's second language, an interpreter was scheduled to attend the interview. The Complainant did not show up for her interview. A certified letter was sent to the Complainant requesting she respond by a certain day. If the Complainant failed to respond, it would be assumed she did not wish to continue with the process. The investigator contacted the Complainant by phone three times. Each time, a voicemail was left. The final voicemail indicated if the Complainant did not call back that day, her case would be closed. The Complainant did not return any of the phone calls.