
POLICE CONDUCT OVERSIGHT COMMISSION

Case Summary Data #5

November 2015

OVERVIEW

Officers responded to a domestic. The completed CAPRS report documents the incident, but does not clearly show sufficient reasons for not making the arrest.

THE COMPLAINT

1. Domestic Abuse and Domestic Violence-Reporting Requirements –Joint Supervisors note that the completed CAPRS report documents the incident, but does not clearly show sufficient reasons for not making the arrest.

OPCR AND MPD POLICIES

1. OPCR Ord. § 172.20(8) – Violation of the P&P Manual
2. MPD P&P § 7-314(IV)(D)(2) Domestic Abuse and Domestic Violence-Reporting Requirements. If no arrest is made, the supplement shall clearly show sufficient reasons for not making the arrest.

COMPLAINT PROCESSING

An original complaint was filed alleging a violation of the Professional Code of Conduct and excessive force and was dismissed due to the Complainant's failure to cooperate. The Joint Supervisors then opened an additional complaint on the same matter regarding domestic abuse recording. The case was sent to coaching and completed coaching documents were returned to the OPCR.

EVIDENCE

1. Complaint
2. VisiNet Report
3. CAPRS Report

SUMMARY OF EVIDENCE

Complaint

Officers responded to a domestic. The completed CAPRS report documents the incident, but does not clearly show sufficient reasons for not making the arrest.

VisiNet Report

The VisiNet report indicates that alleged officers were at the residence at the time alleged in the original complaint.

CAPRS Report

The CAPRS report of the incident notes that officers responded to a report of an unwanted person and possible domestic assault. It indicates that the reporting individual spoke with the police and explained that his boyfriend and he were having a fight and that the boyfriend pushed him. The boyfriend appeared intoxicated to the officers and had multiple cuts officers believed to be self-inflicted. The report states “[t]here was no evidence either way supporting an arrest for domestic assault at this time” and notes that the boyfriend was transported to a medical facility and placed on a hold.

COACHING

The Precinct Supervisor reviewed the CAPRS and spoke to the officers. He determined that the officers acted in the best interest of those involved and that a policy violation had not occurred. The Coaching documents note that both officers were trained Crisis Intervention Team officers and that both officers believed the Complainant was experiencing a medical condition instead of exhibiting domestic abuse. Even without the policy violation, the precinct supervisor proceeded to coach the officers to explain their actions in further detail in supplement reports.