

POLICE CONDUCT OVERSIGHT COMMISSION

Public Case Synopses

February 2016

Outcome		Description
1	Dismissed, Cleared by Exception	5-105(10) – Professional Code of Conduct [POLICY CHANGED POST] Complainant alleges Officer 1 was directing traffic and had told her to stop. Complainant alleges she stopped her SUV but because of the size it did not stop right away. Complainant alleges Officer 1 came up to her window, hit it with his wand, and left a mark. Complainant alleges she spoke with Officer 1 who told her "b*llsh*t" that she was trying to stop, was rude, and told her he "was hoping to smash [her] window to get her attention."
2	Dismissed, No Basis	5-104.01 – Professional Policing Complainant reported Officer 1 was directing traffic, approached his vehicle, and in a very harsh tone, asked why he did not stop sooner and nearly hit him. Complainant alleges it was clear from Officer 1's tone he wanted to get complainant to argue with him. Officer 1 cited complainant for reckless driving. Complainant alleges Officer 1 acted inappropriately, was argumentative, raised his voice, and was just plain belligerent and harassing.
3	Dismissed, No Basis	9-200(c)(III)(1) – Search and Seizure Complainant alleges two officers arrived at her apartment during the middle of the night. Complainant alleges officers asked to see her ID, and when she politely tried to shut the door to go retrieve her ID, an officer stuck his foot in the door to prevent it from shutting. Complainant alleges officers stormed into her apartment uninvited.
4	Dismissed, No Basis	5-104.01 – Professional Policing Complainant alleged the officer was rude and aggressive; tried to belittle her and threatened her several times. Complainant went to the precinct to file a complaint and alleges the officer would not take it. Complainant alleges she was harassed and racially profiled.
5	Sent to Coaching – No Policy Violation or Coaching	7-401 – Normal Vehicle Operation Complainant alleges that while assisting a group of children in crossing a street when a walk sign was displayed, the group was approached by a police car with lights flashing. Complainant alleges the police car was visibly speeding and showed no sign of slowing or stopping for the children crossing the street.
6	Dismissed, No Basis	5-303 – Authorized Use of Force Complainant reported a police officer pulled her over because her signal was not working. Complainant alleges officers snatched her phone out of her hand, threw her up against her truck and used excessive force upon her, causing injury to the back of her head, her right shoulder, and her lower back. Complainant also alleges she was taken to jail with 2nd degree burns on her left inner thigh, a fractured shoulder and back, and was having trouble breathing. Complainant alleges her injuries were not attended to and officers would not give her information about her arrest.

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7	Sent to Coaching – No Coaching or Policy Violation	<p>5-104 – Impartial Policing Complainant alleges that Officer 1 pulled her over and stated that the officer said the Complainant was tailgating the car in front of her and had cut the officer off while exiting the freeway without signaling. Complainant states that she refuted both assertions and alleges that the officer raised his voice and was rude. Complainant states that she was then given a warning by the officer.</p>
8	Preliminary investigation – Dismissed, Failure to Cooperate	<p>5-301 – Use of Force Complainant alleges that while driving, officers followed him for multiple blocks. Complainant allegedly stopped at a convenient store in search of a restroom, when the store did not have one, Complainant alleges he was directed by a store employee to relieve himself outside behind the store. While the Complainant did so, allegedly officers approached him from behind with their weapons drawn. Complainant alleges that one officer put a weapon in his mouth and stated "If you move one more inch I will paint the walls with your brains". Complainant alleges he was instructed to put his hands on the hood of the squad car, where he burned his hands and was unable to keep them there. Complainant alleges that he was then violently handcuffed, received a knee to the back and his face was pushed against the hood of the squad car, causing additional burns. Complainant alleges he was called a "stupid mother*ck*r" and told "if you move another inch, I will break every bone in your hand". Complainant alleges he was then searched, with all possessions removed from his pockets, including the Complainant's driver's license and money. The license was returned after the incident but the Complainant alleges that the money was not. Complainant alleges excessive force was used to put him in the back of the squad car, where he was detained for approximately 20 minutes while officers allegedly played video games on their phones. Complainant was then allegedly questioned, cited for public urination and allowed to leave. Before leaving, the Complainant alleges he asked for one of the officer's badge number to which they responded "It's on the citation, you f*ck*ng retard". Complainant alleges he was told to "Have a nice day, you *sshole" as he left the incident.</p>
9	Sent to Coaching – Policy Violation and Coaching	<p>5-105(14) – Professional Code of Conduct [POLICY CHANGED POST] Complainant reported he was stopped behind a police interceptor at a red light. The light changed to green, but the officer did not move for 10-15 seconds. Thinking the officer hadn't seen the light change, complainant tapped the horn; the officer then looked out the driver side window back at complainant before turning on his top lights and getting out of the car. Complainant alleges the officer was very aggressive and antagonizing, saying to him, "What's your malfunction, idiot?" Complainant told the officer why he had used his horn, but alleges the officer kept interrupting him, saying things like, "You don't ever honk at cops" and "I should give you a ticket". Complainant reported he was very polite and apologetic to the officer, but felt the officer was nothing but rude and abusive to him.</p>
10	Preliminary Investigation – Dismissed, no Basis	<p>5-301 – Use of Force Complainant alleges he was harassed by Officer 1 while walking down the street. Complainant alleges she shined her flashlight in his eyes, grabbed him and pushed him onto a car, and searched him. Complainant alleges she accused him of loitering and trespassing despite the fact that he lived on the property. Complainant alleges he asked for her badge number and she stated, "you are going to jail if you get my badge number." Complainant alleges he stood beside the security officer at his building, and Officer 1 walked up to the security guard and accused him of "babysitting [kids in the neighborhood]." Complainant alleges she created a false report.</p>