

## POLICE CONDUCT OVERSIGHT COMMISSION

## Public Case Synopses

July 2014

Outcome		Description
1	Dismissed – no Basis	<p><b>5-104 Impartial Policing</b>  Complainant was a passenger in a vehicle stopped for possibly being linked to a theft earlier that day. Complainant alleges he was arrested under false pretenses. Complainant also alleges that officers ordered him to lift his hands above his head and squeezed his stomach hard before roughly placing him in a squad car. Complainant states he had had appendix surgery before the incident.</p>
2	Sent to coaching – no coaching or policy violation	<p><b>5-105(2) Professional Code of Conduct</b>  Complainant alleges that she and three women were robbed while heading southwest on First Avenue. Complainant alleges that she called 911 and waited an hour and a half to receive a response. Complainant alleges that when Officer 1 responded, she did not ask for details about the incident, did not speak with the victim of the assault, and did not write down any information provided by the Complainant. Complainant alleges that Officer 1 did not exit her squad car during the encounter and had the Complainant stand outside in the cold.</p>
3	Investigated – dismissed, no basis	<p><b>5-301.01 Use of Force</b>  Complainant was disruptive during a public event. It is alleged that Officer 1 used unreasonable force in arresting the complainant during a public event. The complainant also alleged that Officer 1 was not truthful in his CAPRS supplement and falsified her arrest.</p>
4	Investigated – dismissed, failure to cooperate	<p><b>5-104 Impartial Policing</b>  <b>5-105(10) Professional Code of Conduct</b>  Complainant alleges she saw her uncle in the back of a squad car while driving. Complainant alleges she stopped her car and asked why. Complainant alleges she overheard an undercover officer in a red shirt talking about "planting something." Complainant alleges she tried to follow the squad as it drove off because she "didn't want him to be dropped off in a dangerous area." Complainant alleges she saw the squad exit the alley and she exited the vehicle to see if the officers had her uncle. Complainant alleges that an officer pulled up behind her, stopped her and her niece, and ordered them to put their hands behind their backs. Complainant alleges that an officer grabbed and twisted her arm. Complainant alleges that she asked to have the officer put the handcuffs on in the front "because of a disability" but the officer refused. Complainant alleges he took their cell phones "to get a search warrant" for the phones. Complainant alleges she was called dumb and that she was being a b*tch. Complainant alleges that after the officers ran her name, she was released. Complainant alleges she was walking down the street away from the squad when an officer got on the loudspeaker and called out, "b*tch" and drove away.</p>

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5	Dismissed – no basis	<p><b>5-104 Impartial Policing</b> Complainant alleges that he has been repeatedly harassed by Officer 1. Complainant alleges that he has been stopped by Officer 1 approximately 15 times in the past year. Complainant was a passenger in his niece's vehicle when it was recently stopped. Complainant alleges that Officer 1 accused him of having stolen vehicles, talked about his sex offender registry status, and searched the vehicles. Complainant alleges that Officer 1 looked in the back seat after detaining the passengers for 30 minutes and noticed that Complainant and his niece were not wearing seatbelts. Complainant alleges that Officer 1 told Complainant's niece to put on her seatbelt. Complainant alleges that Officer 1 stated, "now I got you on a charge, you aren't wearing a seat belt. Hang tight, I'm going to get you a ticket."</p>
6	Sent to coaching – policy violation and coaching	<p><b>5-105(14) Professional Code of Conduct</b> Complainant alleges that Officer 1 "abused" him, swore at him, and did not return his cell phone. On the MVR, Officer 1 stated: "Shut up or we'll just keep adding charges on," and "you watch too much TV and you are out of your coconut." Complainant states "I had a stroke," Officer 1 states "I don't care, you're out of your mind." Officer 1 states, "what a loser" (referring to Complainant). To her partner she states, "did I hear you call EMS for him, he's fine." Officer 1 states, "he's drinking cologne" (as a joke in response to his vomiting)</p>
7	Investigated – Review Panel recommended no merit, Chief agreed	<p><b>10-401 Responsibility for Inventory of Property and Evidence</b> <b>5-301.01 Use of Force</b> Complainant was geo-restricted from entering a specific area when officers encountered him and arrested him in that area. Complainant alleges that after arresting and booking Complainant, officers took personal property from him consisting of an EBT Card and a MasterCard Gift Card and failed to place these items in property and evidence. Complainant also alleged that during the arrest, officers assaulted him.</p>
8	Sent to coaching – policy violation and coaching	<p><b>7-501 Traffic Accident Investigation Procedures</b> <b>7-509 Traffic Accident Packets – Property Damage</b> Complainant was in an accident with an individual who did not have a driver's license. The individual was not the owner of the car he was driving. The individual was allegedly giving a ride to the owner of the car who was impaired due to his medications. Complainant alleges that after he told Officer 1 this, Officer 1 filled out an accident report and told Complainant to "move along." Complainant alleges that Officer 1 allowed the impaired individual to drive the other vehicle from the scene. Complainant alleges that the accident report did not contain the name of the other driver. Complainant believes that the address information may be incorrect for the other driver as well.</p>
9	Dismissed – no basis	<p><b>5-105(2) Professional Code of Conduct</b> Complainant called the Police Department around to report a loud graduation party. Police were dispatched and spoke with the homeowner and with Complainant. Complainant alleges that she called for police service twice more several hours later to report the same continuously loud party but that officers who were dispatched to the scene did not do anything about the loud party and allowed it to continue.</p>

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10	Sent to coaching – no policy violation/coaching	<b>5-105(3) Professional Code of Conduct</b> Complainant was staying in a hotel. Complainant's daughter called police reporting that Complainant was suicidal and that she heard gunshots coming from the hotel room. Officers 1 and 2 arrived at the hotel. Assisting squads had already searched the room and could not locate a weapon. Complainant alleges that when the officers discussed the incident with her, she explained that her daughter was mentally ill with a history of making false reports and living in a group home. Complainant alleges she told the officers to contact the group home, and they did not. Officers 1 and 2 took Complainant to HCMC crisis and placed her on a mental health despite any actual evidence to indicate that she was experiencing mental health issues. Complainant also supplied a note from HCMC confirming that she had no mental health issues nor a mental health history and that the group home confirmed that her daughter has a history of false reports.
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