

POLICE CONDUCT OVERSIGHT COMMISSION

Public Case Synopses

March 2017

	Outcome	Description
1	Dismissed – No Basis	<b>5-103 Use of Discretion</b> Complainant alleges she was stopped and searched illegally.
2	Sent to Investigation, Dismissed – No Basis	<b>5-313 Use of Chemical Agents</b> Complainant contends that he was waiting to take an Uber home when he and his partner were subjected to tear gas, which especially impacted him as he wears special contact lenses. As a result of this, Complainant alleges that his, "eyes were burning for...several minutes without reprieve." After confronting an officer about the situation, the officer insisted that it wasn't his or her doing, and Complainant admits that he was "irritated" when he approached the officer. However, Complainant also alleges that that the officer told him, "watch out for traffic motherf***er/puffy eyes" and also "flippantly" stated that "[officers] avoid hazardous conditions based on a temporary or permanent disability [reference to reason Complainant's eyes]."
3	Dismissed – No Basis	<b>5-105(E)(2) Professional Code of Conduct</b> Complainant alleges that they witnessed a fight while exiting a light rail train and quickly notified an officer nearby. However, Complainant asserts that the officer merely "rolled his window up and continue[d] looking at his cell phone." She also contends that his vehicle never moved.
4	Sent to Investigation, Dismissed – Failure to Cooperate	<b>4-410 City Vehicles and On-Duty Accidents</b> Complainant contends that he was riding his bike near a curb when he was struck by an unmarked, brown car, causing him to fall into the vehicle. According to Complainant, "an officer in uniform jumped out" of the car and asked if "[he] was okay." In reply, Complainant contends that he asked the officer why he "was so close to [him]" and that "[he] both [his] rear and front lights on," to which the officer allegedly responded that he did not see Complainant and again asked if he was OK. Complainant also asserts that the officer apologized about his bent front bicycle wheel. Complainant contends that, after looking the officer looked over his car for damage and found none, told Complainant so and then left. Complainant also alleges that no police report was filed nor was he offered a ride though his bike was no longer functional.
5	Dismissed – No Basis	<b>5-105(E)(2) Professional Code of Conduct</b> Complainant contends that he called the police to report an assault against him by a neighbor but instead was threatened with arrest by arriving officers, who he contends believed his wife's allegations that the dispute was his fault. However, he asserts that officers did not arrest him as the neighbor was not present. He also claims that, upon seeing the doctor later for his injuries as a result of the fight, he was diagnosed with a broken elbow. Later, Complainant contends that he went to a precinct to try and file a report but was instead accused of "falsifying information and shopping for a report".
6	Sent to Investigation, Dismissed – Failure to Cooperate	<b>5-105(E)(2) Professional Code of Conduct</b> Complainant alleges that the officer responded to an incident. Complainant alleges the officer didn't want to hear his side of the story or talk to Complainant's witness. Complainant alleges the officer in a rude and disrespectful way stated that even though the Complainant is in a wheelchair he can be arrested.
7	Dismissed – No Basis	<b>5-105(A)(4) Professional Code of Conduct</b> Complainant contends that he was accused of robbery and detained without cause. He wished to know why he was detained.

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8	Sent to Coaching, Officer Coached, No Policy Violation	<p><b>5-104.01 Professional Policing</b>  Complainant alleges that he heard a doorbell for his apartment complex (not his apartment) ringing, and went to the entrance door to see who was there. At the door, Complainant contends was an officer. Complainant claims that he opened the door to the complex to ask the officer "if he was looking for someone," to which the officer replied that he was "heading to unit #4". Next, Complainant contends that the officer used his foot to "push/kick the door open further," and proceeded to push "past" Complainant. Complainant asserts that the contact with him was so forceful that the officer's body camera fell off. After this, Complainant contends that the officer blamed him for the camera falling off. Complainant also states that the officer went up to the unit he was looking for, but no one responded. Lastly, Complainant claims that he never gave the officer permission to enter the premises.</p>
9	Sent to Coaching, Two Officers Coached and Policy Violation, One Officer No Coaching or Policy violation	<p><b>7-406.02 Role of Officers in the Secondary Pursuit Vehicles</b>  It is alleged that Officers 1, 2, and 3 did not write required report supplements.</p>
10	Dismissed – No Basis	<p><b>5-301 Use of Force Policy</b>  Complainant asserts that Officer 1 and 2 used excessive force on a juvenile. Specifically, it is claimed that an, "officer had his knee on [the juvenile's] back[,]making it difficult to breath [and] another punched her in the face. Also, the juvenile claimed that when requested to get her shoes, the, "the officers dragged her down the stairs[,]scratching her back and hurting her hip."</p>