

POLICE CONDUCT OVERSIGHT COMMISSION

Public Case Synopses

October 2018

	Outcome	Description
1	Dismissed, No Basis	<p>7-314 (IV)(A)(3) – Domestic Abuse Protocol Complainant alleges that he got into a verbal altercation with his grandson who then threatened to shoot him. He claims that she called the police but that his grandson did likewise, claiming that he had pulled a knife out on him. When officers arrived, Complainant asserts that he was arrested by police though all he wanted to do was go to bed. While being placed in handcuffs, Complainant contends that he professed his innocence to the officers and also told them that his handcuffs were too tight and that he has diabetes. After the incident, Complainant, who asserts he is elderly, contends that he still has bruises and scars from the handcuffs.</p>
2	Dismissed, No Basis	<p>5-105 (A)(4) – Professional Code of Conduct Complainant alleges that he was struck by a vehicle and it attempted to flee; Complainant claims that he called 911 for this reason. However, upon responding to the accident, Complainant asserts that officers alleged that his car smelled like marijuana, to which Complainant stated that it likely smelled like sage due to his girlfriend using the vehicle earlier to go to a sweat lodge. Nonetheless, Complainant claims that the officer "ripped [him]" from his car and handcuffed him; he also asserts that his passenger was handcuffed as well.</p> <p>Also, Complainant asserts that he repeatedly asked for an ambulance and for a supervisor but neither came. Complainant asserts that his back and neck were hurt and had to walk in this condition. Eventually, Complainant alleges that officers let him go but told him to grab his stuff and leave or he would be arrested.</p> <p>Lastly, Complainant claims that his vehicle was searched through by officers but they did not find anything.</p>
3	Sent to Investigation – Dismissed, Failure to Cooperate	<p>5-301.01 – Use of Force It is alleged that the officer failed to use reasonable force upon apprehending a suspect.</p>
4	Dismissed, No Basis	<p>5-105 (A)(4) – Professional Code of Conduct Complainant alleges that he was arrested for loitering, detained for 5 hours and his property not released to him.</p>
5	Sent to Coaching, Officers Coached and Policy Violation Found	<p>5-104.01 Professional Policing Complainant alleges that a desk officer was watching a television show depicting unclothed individuals on the front desk monitor, which could be seen by complainant who had come into the precinct to report an accident. The complainant alleges that the officer did not act embarrassed. Complainant additionally alleges that the officer did not complete a CAPRS report for the hit and run accident.</p>
6	Dismissed – No Basis	<p>7-406.01 (3)- Role of Officers in the Primary Pursuit Vehicle It is alleged that the officer failed to notify dispatch of the pursuit and drove in violation of policy.</p>
7	Investigated, Panel found Merit on allegation, Officer Retired before discipline issued	<p>4 – 223(IV)(E)(1) – Body Worn Cameras Complainant states, "Officer [] stated that my driver's license was suspended therefore he came to the conclusion to tow the vehicle that I occupied. He also threaten[ed] to knock me out if I failed to find my ID within 2 minutes." Upon meeting with complainant, complainant added that the officer falsely told him that he could not drive off as his license had been suspended, and asserts that the officer referred to him as a "terrorist" and said something to the affect that "people don't like your kind" and "you shouldn't be here." Complainant also contends that the officer told him that the officer would knock him out if he touched the officer again.</p>

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8	Dismissed, No Basis	<p>5-103 - Use of Discretion Complainant alleges that she and her family were trespassed for no reason. Further, she claims that an officer flipped her son off. Lastly, Complainant asserts that the incident has left her fearing for her life. It is also alleged that one of the officers violated the body worn camera policy on this and another occasion.</p>
9	Dismissed, No Basis	<p>5-105(A)(4) – Professional Code of Conduct Complainant, a nurse, alleges that he/she witnessed a motor vehicle accident and the responding officer ignored her/him and placed the patient in "jeopard[y]" due to his/her "incompetence."</p>
10	Sent to coaching, one officer coached	<p>7-406.02 (5) - Role of Officers in the Secondary Pursuit Vehicles Pursuit policy violation—allegation that officers discontinued pursuit of the vehicle to give chase to a passenger, leaving the primary pursuit officer by himself.</p>