

## POLICE CONDUCT OVERSIGHT COMMISSION

## Public Case Synopses

April, 2017

|   | Outcome                                     | Description   |
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| 1 | Dismissed – No Basis                        | <p><b>OPCR Ord. 172.20(4) – Discriminatory Conduct on the Basis of Race</b><br/> <b>MPD P&amp;P 5-104 – Impartial Policing</b><br/> Complainant was driving his vehicle and was stopped on 10/14/15 by a Caucasian officer in the 4th PCT. Complainant was given a citation, the vehicle towed and the vehicles plates were pulled. Complainant alleges he was profiled because he is an "Asiatic black man."</p>   |
| 2 | Sent to Investigation, Dismissed – No Basis | <p><b>P&amp;P 5-105(A)(4) – Professional Code of Conduct</b><br/> Complainant alleges that he was having a conversation about the "absurdity of existence with a current member of United States Armed Forces" when he was "handcuffed/detained" by two officers. Next, Complainant claims that two legal pocket knives and wallet were taken from him and he was escorted from the business by the officers. Afterwards, Complainant contends that the officers told him that someone had reported that he had been "threatening violence upon [himself]". More importantly, Complainant contends that he was never given his wallet and believes the officers were professional in dealing with him.</p>  |
| 3 | Dismissed – No Basis                        | <p><b>P&amp;P 5-105(E)(2) - Professional Code of Conduct</b><br/> <b>P&amp;P 5-104.01 - Professional Code of Conduct</b><br/> Complainant states that he was robbed by a "good buddy" and called the police thereafter. Complainant contends that, when trying to get information in relation to the incident, Officers 1 and 2 were rude to him. For instance, Complainant asserts that Officer 2 asked Complainant if he had "done anything" to the alleged perpetrator, which upset Complainant. He also claims that Officer 1 failed to do a more thorough investigation in regards to the location of his stolen items and the identity of a second perpetrator.</p>   |
| 4 | Sent to Investigation, Dismissed – No Basis | <p><b>OPCR Ord. 172.20(3) - Harassment</b><br/> <b>OPCR Ord. 172.20(6) - Failure to Provide Adequate Protection</b><br/> <b>P&amp;P 5-104 - Impartial Policing</b><br/> <b>P&amp;P 5-105(2) - Professional Code of Conduct</b><br/> Complainant alleges that he and a friend were walking home from a bar when they encountered individuals driving past in a silver sedan. The individuals in the sedan exited and hit Complainant's friend and knocked her to the ground. Complainant alleges that he tried to intervene and one of the men from the car attacked him. Complainant alleges that he flagged down a squad and gave them the first three number of the license plate. The squad left after telling Complainant and his friend to wait. Complainant alleges that later, another squad passed and he tried to flag them down. Complainant alleges the drove past him with their window down but did not stop. Complainant alleges the same squad drove past again approximately one foot away from Complainant while he attempted to flag them down, but they did not stop. After they passed, Complainant yelled, "F*ck you" at the squad. Complainant alleges that the squad stopped, reversed, and told Complainant to put his hands behind his back. Complainant alleges that one of the officers stated, 'are you happy now that you are being arrested/detained.' Complainant alleges that he attempted to tell the officers why he was trying to flag them down but</p> |

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|   |  | they would not listen. Complainant alleges that the officers accused them of being in a bar fight and would not take a report. Complainant alleges that he was placed in the squad car and driven several blocks from the incident site, leaving his friend alone on the street after she was assaulted.   |
| 5 | Sent to Coaching,<br>No Coaching,<br>No Policy<br>Violation                            | <b>P&amp;P 5-104.01 – Professional Policing</b><br><b>P&amp;P 5-105(A)(5) – Professional Code of Conduct</b><br>Complainant alleges that, when trying to alert an officer to public drinking, that an officer was too concerned with socializing than listening to his complaint, even going so far as to telling Complainant "not with that F***ing attitude" upon his request that she repeat his statement.   |
| 6 | Sent to<br>Investigation,<br>Sent to Coaching,<br>Officer Coached,<br>Policy Violation | <b>P&amp;P 5-105(A)(5) – Professional Code of Conduct</b><br>Complainant, who was with her toddler, alleges that she witnessed a woman driver with children passengers struggling to park at a local high school. As this was occurring, Complainant alleges that an officer in a marked squad "sped up" to the woman and called her a "dumb a**h*le" and "other curse words." Due to the incident, Complainant claims that the mother was "shook up" by the incident and pulled over.   |
| 7 | Dismissed – No<br>Basis  | <b>P&amp;P 9-201(III)(C)(1)(d) – Searching Dwellings and Buildings</b><br><b>P&amp;P 5-104.01 – Professional Policing</b><br>Complainant contends that approximately 4 officers and a "k9" were standing outside his door asking for a suspect with a warrant out for his arrest. Complainant asserts that he told the officers that he was going to get the suspect when an officer told him that he could not, further instructing him to wait at the door until the suspect came out. Further, Complainant claims that the officers told him that they would send in their K9 into the home and that they would shoot Complainant's pit-bull. Also, Complainant asserts that he told the officers multiple times to put their guns down as the suspect was in fear of being shot. Complainant also claims that the officers did not have a search warrant. Lastly, Complainant alleges that an officer tore the screen to his front porch door and that he and his family were scared for their safety, so they called 911. |
| 8 | Sent to<br>Investigation,<br>Dismissed –<br>Failure To<br>Cooperate                    | <b>MPD P&amp;P 5-301 - Use Of Force</b><br><b>MPD P&amp;P 5-105(3) - Professional Code Of Conduct</b><br>This case was opened after supervisors received a copy of litigation filed regarding the interaction between Officer and Complainant. The case was assigned to a civilian investigator. The investigator attempted to make contact with the affected party and witnesses involved but was informed that all individual associated with the incident would not provide statements, likely due to the pending litigation. There was another witness, the driver of the taxicab, but this witness did not respond to calls and letters requesting a statement. As such, the investigator was unable to further pursue the allegations.   |
| 9 | Dismissed – No<br>Basis  | <b>MPD P&amp;P 9-201(A)(7) – Searching People</b><br>Complainant contends that an officer frisked and cuffed him without "articulating any reason", other than stating that "some random person" claimed that Complainant looked like someone who had punched a bartender. Complainant asserts that he was told that the alleged perpetrator was white, whereas he claims to be "100% Arab".   |

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| 10 | Dismissed – No Basis | <b>P&amp;P 5-301.01 – Policy</b><br>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." |
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