



Prince George County Government
**Citizen Complaint
Oversight Panel**

**2018
ANNUAL REPORT**



**Angela D. Alsobrooks
County Executive**

Message from Chair

Dear Citizens and Residents:

The Prince George's County Citizen Complaint Oversight Panel (CCOP) has been part of a police accountability process in Prince George's County for more than 30 years. We ensure that anyone with a complaint regarding the conduct of an officer of the Prince George's County Police Department is able to formally submit that complaint, that their complaint is treated and investigated properly and that there is independent oversight of the investigative process. As such, the Panel is a separate County government entity, independent of the police department and comprised of citizens from throughout the County who dedicate their time to complete that mission.

Our primary mandate is to ensure that complaints against officers of the Prince George's County Police Department are thoroughly and impartially investigated. Our primary goal is to mitigate unnecessary acts of force, violence and other incidents of misconduct.

Our reports provide valuable insights on police conduct to County residents and visitors. To ensure that we provide information that is both informative and useful, we are improving the way we share information with the public. As a part of this effort, we are changing how we collect and report data.

Our reports are now in a snapshot format, focused on core data. The data is more visual and, hopefully, more reader-friendly. We have also made the case summaries more detailed. Beginning in 2019, we will publish these snapshots on a quarterly, as well as an annual basis.

The statistical data we currently provide is primarily descriptive. However, we are investigating ways to improve how we report statistical data. The focus will be on producing annual reports that also provide analytical and qualitative information to examine the implications of the data reported. We are also developing a more vibrant outreach strategy to share this data and engage the public. Our plan is to begin conducting periodic public meetings in 2019.

Continuous improvement, a more transparent accountability process and public engagement are our objectives! Thank you for your interest in the Citizen Complaint Oversight Panel.

Sincerely,

Dale A. Crowell

Dale A. Crowell



CCOP meets once per week to review Internal Affairs investigations.

Inside

- CCOP Overview
- Statistical Data
- Case Recommendations
- Issues and Concerns
- Case Summaries
- Important Info

ANNUAL REPORT 2018

CCOP OVERVIEW

CB-25-1990

Provided for objective citizen participation in the complaint process and strengthen existing procedures for handling complaints made by citizens against members of the Prince George's County Police Department (PGPD) for allegations of excessive force, harassment, and/or abusive language.

ENABLING LEGISLATION

CB-59-2001

Significantly expanded the CCOP's powers and gave the CCOP the authority to conduct its own investigations and to issue subpoenas through the County Council. It also expanded the scope of investigations reviewed. To include all complaints filed against a member of the PGPD for violation of any law or regulation, whether brought by a citizen, superior officer or any source, all discharge of firearms, and all in-custody deaths that may have resulted from an officer's use of

ENABLING LEGISLATION

The CCOP has the authority to make recommendations regarding policy changes, supervision, operational procedures, training and recruitment. The CCOP's authority is limited to officers of the Prince George's County Police Department. Park, state, or local municipal police forces, as well as the Sheriff's Department, are not included under the CCOP's jurisdiction.

PANEL RESPONSIBILITIES

The CCOP's specific responsibilities include:

- Reviewing the processing and investigation of complaints and submitting comments and recommendations to the Chief of Police;
- Conducting concurrent and subsequent investigations, as well as issuing subpoenas through the County Council, when appropriate;
- Participating in police accountability outreach and information dissemination;
- Reviewing supervisory, disciplinary and hearing board reports; and
- Issuing an annual report to the public.

PANEL COMPOSITION

The CCOP is comprised of seven members appointed by the County Executive and confirmed by the County Council. The CCOP members must be Prince George's County residents and broadly representative of the County. The CCOP members can not be employees or elected officials of any non-federal jurisdiction, a candidate for such office or employed by any law enforcement organization. The County Executive designates the Panel chair. The Panel selects the vice-chair.

2018 CCOP PANEL

MEMBERS

Dale Crowell, Chair
Mary Godfrey, Vice Chair
Florence Felix-Lawson
Blanco High
Cardell Montague
Kimberlei Richardson
Michael Doaks (resigned 9/18)

LEGAL COUNSEL

Marva Jo Camp, Esq.

STAFF

L. Denise Hall
Staff Director

Ashley Smalls

ANNUAL REPORT 2019

Workload

In 2018, the CCOP reviewed 109 investigations containing 411 allegations. Of these, seven investigations were administrative closed prior the CCOP's review for various reasons, such as resignation of the officer.

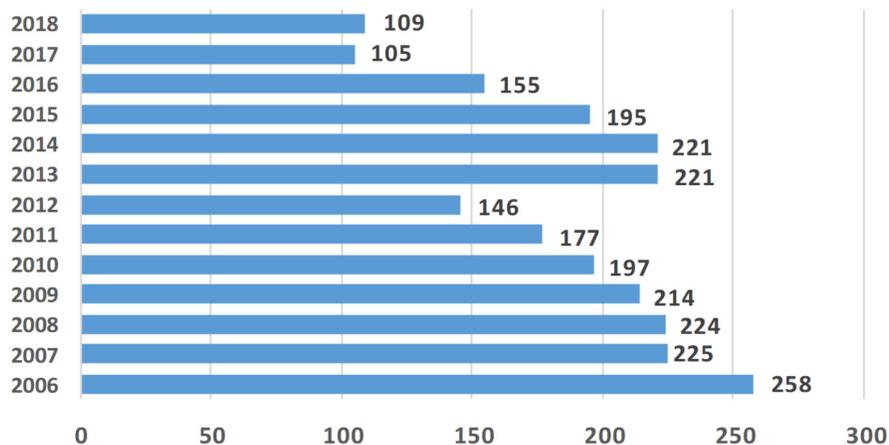
9,927
Allegations
2001 to 2018*
Individual allegations were not tracked prior to 2001

The number of investigations reviewed by the CCOP's does not reflect the number or level of complaints received by the

3,299
Investigations
1991 - 2018

Prince George's Police Department (PGPD) during a reporting period. The data reported by the CCOP represents the CCOP's workload, as it relates to investigations completed by the PGPD and referred to the CCOP for review. Investigations and allegations reviewed by the CCOP, in a given year, will also include investigations completed for complaints filed in prior years.

Historical Trend



48.6%

53 Internal Affairs Investigations

45.0%

49 Special Investigations

6.4%

7 Administrative Closures*

The CCOP only reviews investigations completed by the Internal Affairs Division (IAD) and referred to the CCOP for review in the two major classifications below. Complaints that do not involve misconduct and will not require complete IAD investigations are routed for special inquiry.

- **Special Investigations (SI)** - Investigations that allege a criminal act or could result in a criminal charge or investigation, such as domestic violence, DWI/DUI, theft, unauthorized access to a criminal data base, uses of force that result in injury and all discharges of firearms. A special investigation team within the police department investigates these complaints.
- **Internal Affairs Investigations (IA)** - Investigations alleging use of abusive, derogatory or inappropriate language, most uses of force that do not result in injury and certain other types of misconduct.

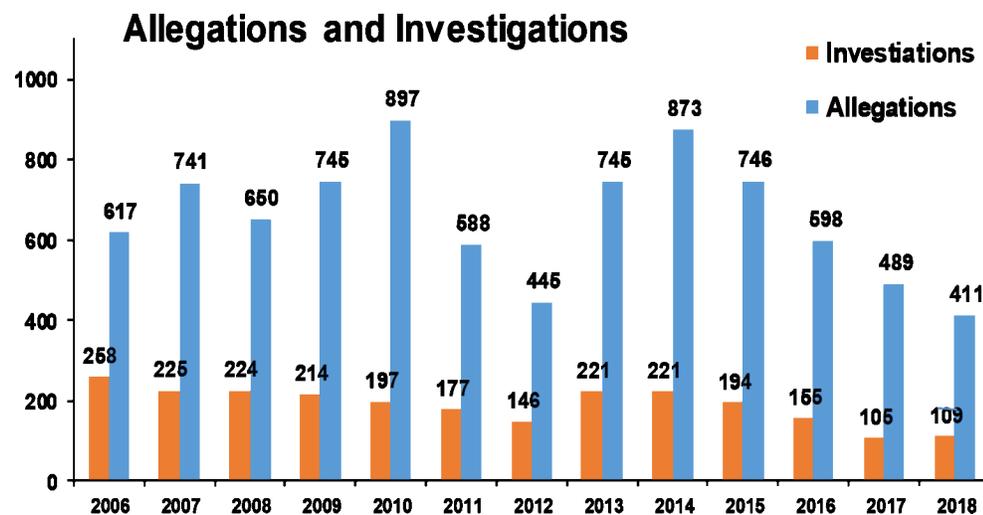
Workload (Cont.)

As the trend chart on the previous page illustrates, the yearly number of investigations reviewed by the CCOP has decreased by 57.8% since 2006. Although there have been several upticks, this overall downward trend has been consistent. Factors to consider are:

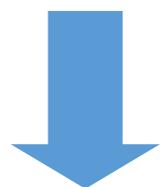
- (1) *The Field Case (FC) classification of investigations, which included complaints sent directly to district commanders for investigation, has been eliminated. The Department instituted a process to more efficiently route these complaints directly to IAD for investigations. However, this did not result in a corresponding increase in the number of investigations routed to the remaining SI or IA classifications.*
- (2) *The Department established a process to triage complaints. Some to the triaged complaints were deemed not to be related to misconduct and were processed without IAD investigations; and*
- (3) *This resulted in an overall decline in the number of full complaint investigations completed by IAD.*

Much like a jury, the Panel reviews, discusses and deliberates each charge or allegation presented in an investigation. Therefore, the total number of allegations reviewed by the CCOP is a better indicator of the Panel's overall workload. As the charts below show, the number of allegations investigated by IAD has also decreased, by 33.4% since 2006.

**# of
Investigations
Reviewed
Since 2006
Decreased by
57.8%**



**# of
Allegations
Reviewed
Since 2006
Decreased by
33.4%**



While the number of investigations and allegations have decreased, the average number of allegations per investigation increased, from 2.4 to as high as 4.7, for the same period. The CCOP found that IAD has become more thorough in the allegations they charge and that allegations are now more representative of the misconduct alleged in the formal complaints submitted for investigation.



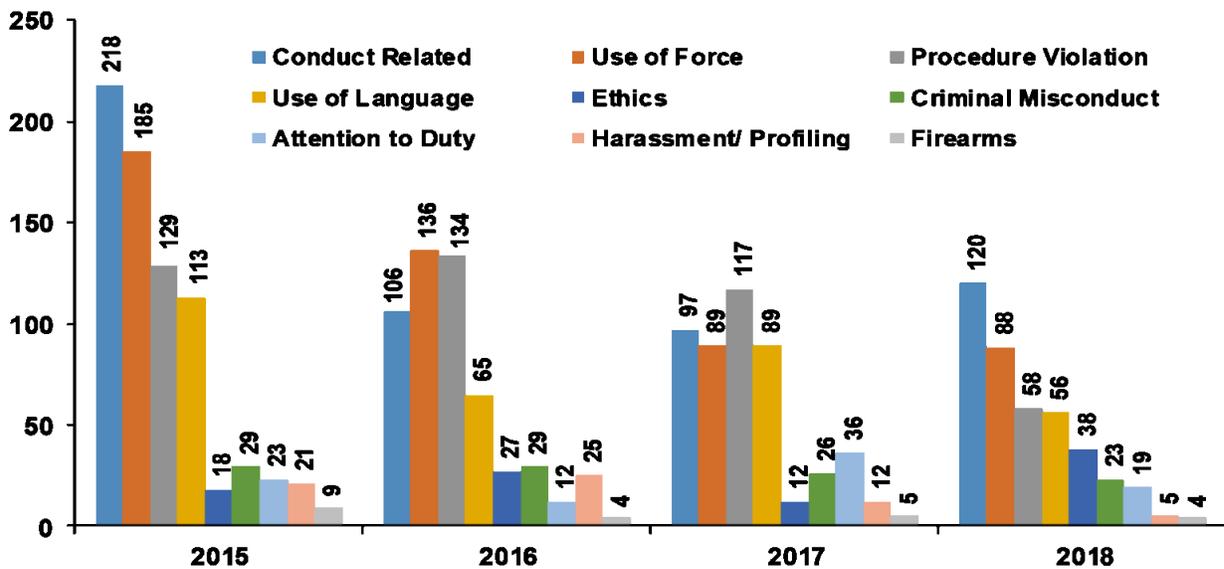
ANNUAL REPORT 2018

Allegations

Allegations	2017*	%	2018	%	%Change
Attention to Duty	36	7.4%	19	4.6%	-47.0%
Conduct Related	97	19.8%	120	29.2%	23.7%
Criminal Misconduct	26	5.3%	23	5.6%	-11.5%
Ethics	18	3.7%	38	9.2%	111.1%
Firearms	5	1.0%	4	1.0%	-20.0%
Harassment/ Profiling	12	2.5%	5	1.2%	-58.3%
Procedure Violation	117	23.9%	58	14.1%	-50.4%
Use of Force	89	18.2%	88	21.4%	-1.1%
Use of Language	89	18.2%	56	13.6%	-37.1%
Total	489	100%	411	100%	-16.0%

*Revised since the 2017 report

In 2018, the CCOP deliberated a total of 401 allegations referred by IAD in the 109 complete investigations. After its reviews, the CCOP recommended an additional ten allegations, for a total of 411 allegations reviewed in 2018. For statistical purposes, these allegations are divided into the nine categories outlined in the chart above, which also illustrates the 2017 and 2018 distribution of allegations. In 2018, Conduct-Related, Use of Force, Use of Language, and Procedure Violation allegations were the most frequently reviewed allegations. This follows the most recent trend, as shown in the chart below.



DEFINITIONS

- **Attention to Duty** - Failure to perform duties as prescribed.
- **Conduct Related** - Unbecoming conduct and unreported misconduct.
- **Criminal Misconduct** - Administrative charge for misconduct not successfully prosecuted in courts.
- **Ethics Violation** - False Statements and Misrepresentation of Facts.
- **Firearms Charges** - Intentional and accidental discharges of a firearm by an officer.
- **Harassment/Discrimination** - Acts of unwarranted verbal or physical threats or demand, and any acts of misconduct related to a person's race, creed, color, national origin, gender or religion.
- **Procedure Violation** - Failure to adhere to procedures as outlined in the police General Order Manual or Standard Operating Procedures.
- **Use of Language** - Abusive, discriminatory or inappropriate use of language.
- **Use of Force** - Non-firearms related excessive, unnecessary, and aggressive use of force.

Allegations (Cont.)

For the purposes of this report, the allegations referred for the CCOP’s review have been further grouped into the eleven categories shown below. These categories reflect the nature of the incident associated with or that resulted in the allegation being investigated.

- **Arrest**— Subsequent to or during the arrest or detention of a subject.
- **Dispatched to Scene**—The allegation is related to an encounter that occurred when officer was dispatched to a scene.
- **Domestic**— The officer reported to or was the subject of a domestic incident.
- **Firearms Related** — The incident resulted in the intentional or unintentional discharge a firearm, improper handling or storage of a firearm, or failure to follow protocol related to the use of a firearm.
- **Investigative Stop/Patrol Duty**— The allegation occurred during an investigation stop or during the officer’s normal patrol duties.
- **Internal Incident**— Originated by a superior or other officer or are actions that occurred internally (i.e., in office spaces, classrooms, inside district stations, etc.).
- **Off-Duty**— Alleged misconduct occurred when the officer was off-duty and not on secondary employment.
- **Other Duties or Assignment** - Alleged misconduct occurred while the officer was assigned to special teams or other duties.
- **Search or Warrant**— Subsequent to the search of a subject and/or his property. Also includes allegations related to the execution of warrants, of all types.
- **Secondary Employment**—Allegation occurred during the officer’s secondary employment assignment.
- **Traffic Stop**—Related to a traffic stop or traffic incident.

<i>Incident Type</i>	<i>Total</i>	<i>%</i>
Internal Incident	115	28%
Traffic Stop	76	18%
Arrest	57	14%
Domestic	52	13%
Investigative Stop/Patrol Duty	35	9%
Dispatched to Scene	34	8%
Search or Warrant	21	5%
Off-Duty	9	2%
Other Duties or Assignment	6	1%
Firearms Related	4	1%
Secondary Employment	2	0%

As shown in the chart above, the majority of the allegations reviewed in 2018 resulted from internal, traffic stops, arrests and domestic related incidents. These represented a combined 73% of all allegations reviewed for this reporting period. A historical comparison can not be made, as this is the first year the CCOP has included this specific data in its reports. The charts on pages 10-20 provide additional information on allegations, the related incidents and recommendations.

ANNUAL REPORT 2018

Recommendations

The following recommended final dispositions are referred by Internal Affairs for each allegations they investigate. The CCOP either agrees with the Internal Affairs recommendation or recommend a different disposition, using these same disposition types.

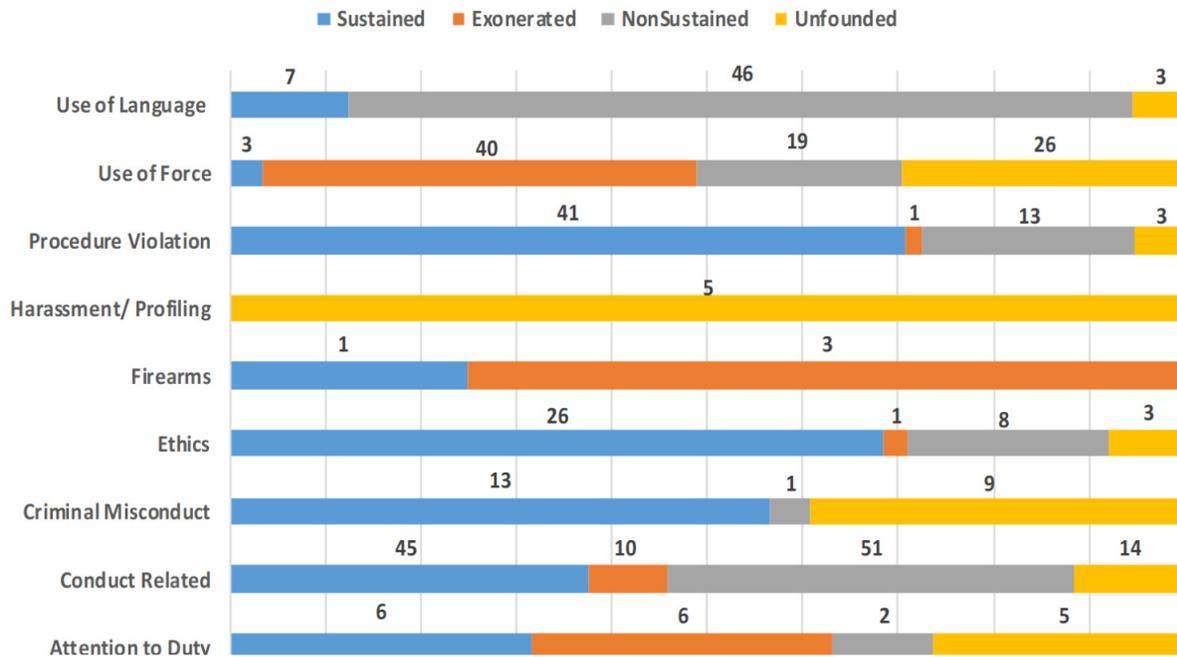
Sustained - A preponderance of the evidence proves the allegation violated departmental policy or procedure;

Non-Sustained - The evidence fails to prove or disprove that alleged act(s) occurred;

Exonerated (Proper Conduct) - The evidence proves that the alleged act(s) occurred, however, the act(s) were justified, lawful and proper;

Unfounded - The evidence proves the alleged act(s) did not occur or the accused officer was not involved;

Recommendation Type by Allegations



14.8%
61 Exonerated

34.1%
140 Non-Sustained

35.5%
142 Sustained

16.5%
68 Unfounded

The distribution of IAD recommendations, along with the CCOP's findings, for each allegation reviewed in 2018, can be found in the charts on pages 10-21. A summary of the cases, their dispositions and CCOP recommendations can be found on pages 27-37.

Exonerated

Case #	Allegations	IAD Recommendations	CCOP	Related Incident
IA 17-60	Use of Force	Exonerated	Agreed	Dispatched to Scene
IA 17-60	Use of Force	Exonerated	Agreed	Dispatched to Scene
IA 17-60	Use of Force	Exonerated	Agreed	Dispatched to Scene
IA 17-60	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 15-59	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 15-59	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 15-59	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 15-59	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 16-63	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 16-68	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 16-68	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 16-68	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 16-77	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 17-10	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 17-48	Use of Force	Exonerated	Agreed	Dispatched to Scene
SI 17-63	Use of Force	Exonerated	Agreed	Dispatched to Scene
IA 17-44	Use of Force	Exonerated	Agreed	Domestic
SI 16-55	Use of Force	Exonerated	Agreed	Domestic
SI 16-55	Use of Force	Exonerated	Agreed	Domestic
SI 17-52	Conduct Related	Exonerated	Agreed	Domestic
SI 16-38	Firearms	Exonerated	Agreed	Firearms Related
SI 16-49	Firearms	Exonerated	Agreed	Firearms Related
SI 17-23	Firearms	Exonerated	Agreed	Firearms Related
IA 17-23	Conduct Related	Exonerated	Agreed	Internal Incident
IA 17-66	Conduct Related	Exonerated	Disagreed	Internal Incident
IA 17-27	Conduct Related	Exonerated	Agreed	Investigative Stop/Patrol Duty
IA 17-35	Attention to Duty	Exonerated	Agreed	Investigative Stop/Patrol Duty
IA 17-35	Attention to Duty	Exonerated	Agreed	Investigative Stop/Patrol Duty
IA 17-38	Use of Force	Exonerated	Agreed	Investigative Stop/Patrol Duty
IA 17-15	Use of Force	Exonerated	Agreed	Investigative Stop/Patrol Duty
IA 17-15	Use of Force	Exonerated	Agreed	Investigative Stop/Patrol Duty
SI 17-56	Conduct Related	Exonerated	Disagreed	Off Duty
SI 17-56	Conduct Related	Exonerated	Disagreed	Off Duty
SI 16-40	Use of Force	Exonerated	Agreed	Secondary Employment
SI 17-22	Use of Force	Exonerated	Agreed	Secondary Employment
IA 17-08	Attention to Duty	Exonerated	Agreed	Search or Warrant
IA 17-18	Conduct Related	Exonerated	Added	Search or Warrant

Exonerated (Cont.)

Case #	Allegations	IAD Recommendations	CCOP	Related Incident
IA 16-52	Conduct Related	Exonerated	Agreed	Arrest
IA 16-52	Use of Force	Exonerated	Agreed	Arrest
IA 17-09	Conduct Related	Exonerated	Agreed	Arrest
IA 17-13	Use of Force	Exonerated	Agreed	Arrest
IA 17-26	Use of Force	Exonerated	Agreed	Arrest
IA 17-26	Use of Force	Exonerated	Agreed	Arrest
IA 17-51	Use of Force	Exonerated	Agreed	Arrest
IA 17-51	Use of Force	Exonerated	Agreed	Arrest
IA 17-51	Use of Force	Exonerated	Agreed	Arrest
IA 17-51	Use of Force	Exonerated	Agreed	Arrest
IA 17-51	Use of Force	Exonerated	Agreed	Arrest
IA 17-52	Conduct Related	Exonerated	Agreed	Arrest
IA 17-55	Attention to Duty	Exonerated	Agreed	Arrest
IA 17-55	Attention to Duty	Exonerated	Agreed	Arrest
IA 17-31	Use of Force	Exonerated	Agreed	Traffic Stop
IA 17-53	Use of Force	Exonerated	Agreed	Traffic Stop
IA 17-56	Ethics	Exonerated	Agreed	Traffic Stop
IA 17-56	Use of Force	Exonerated	Agreed	Traffic Stop
IA 17-56	Use of Force	Exonerated	Agreed	Traffic Stop
IA 17-62	Attention to Duty	Exonerated	Agreed	Traffic Stop
IA 17-62	Procedure Violation	Exonerated	Agreed	Traffic Stop
SI 17-42	Use of Force	Exonerated	Agreed	Traffic Stop
SI 17-42	Use of Force	Exonerated	Agreed	Traffic Stop
SI 17-42	Use of Force	Exonerated	Agreed	Traffic Stop

ALLEGATIONS	EXONERATED	%	CCOP	
			Disagreed	Added
Attention to Duty	6	9.8%		
Conduct Related	10	16.4%	3	1
Criminal Misconduct	0	0.0%		
Ethics	1	1.6%		
Firearms	3	4.9%		
Harassment/ Profiling	0	0.0%		
Procedure Violation	1	1.6%		
Use of Force	40	65.6%		
Use of Language	0	0.0%		

IAD referred 61 allegations with recommendations to exonerate.

The CCOP **DISAGREED** with IAD for 3 recommendations to exonerate. After its review, the CCOP recommended one (1) additional exonerated allegation. See the Case Summaries Section for detailed information on these allegations, as noted in the above charts.

Non-Sustained

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
IA 17-28	Procedure Violation	Non Sustained	Agreed	Dispatched to Scene
IA 17-28	Use of Language	Non Sustained	Agreed	Dispatched to Scene
SI 16-63	Procedure Violation	Non Sustained	Agreed	Dispatched to Scene
SI 16-63	Use of Language	Non Sustained	Agreed	Dispatched to Scene
SI 16-63	Use of Language	Non Sustained	Agreed	Dispatched to Scene
SI 16-63	Use of Language	Non Sustained	Agreed	Dispatched to Scene
SI 17-35	Use of Language	Non Sustained	Agreed	Dispatched to Scene
SI 17-63	Conduct Related	Non Sustained	Agreed	Dispatched to Scene
SI 17-63	Conduct Related	Non Sustained	Agreed	Dispatched to Scene
IA 17-44	Procedure Violation	Non Sustained	Agreed	Domestic
IA 17-44	Procedure Violation	Non Sustained	Agreed	Domestic
IA 17-44	Procedure Violation	Non Sustained	Agreed	Domestic
IA 17-44	Use of Force	Non Sustained	Agreed	Domestic
IA 17-44	Use of Force	Non Sustained	Agreed	Domestic
IA 17-44	Use of Language	Non Sustained	Agreed	Domestic
IA 17-44	Use of Language	Non Sustained	Agreed	Domestic
SI 17-06	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-06	Ethics	Non Sustained	Agreed	Domestic
SI 17-18	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-45	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-47	Conduct Related	Non Sustained	Agreed	Domestic
SI 17-47	Criminal Misconduct	Non Sustained	Agreed	Domestic
IA 15-24	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 15-24	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 15-24	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 17-03	Use of Language	Non Sustained	Agreed	Internal Incident
IA 17-23	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 17-23	Use of Language	Non Sustained	Agreed	Internal Incident
IA 17-34	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 17-34	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 17-34	Ethics	Non Sustained	Agreed	Internal Incident
IA 17-34	Ethics	Non Sustained	Agreed	Internal Incident
IA 17-36	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 17-36	Use of Language	Non Sustained	Agreed	Internal Incident
IA 17-36	Use of Language	Non Sustained	Agreed	Internal Incident

Non-Sustained (Cont.)

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
IA 17-54	Use of Language	Non Sustained	Agreed	Internal Incident
IA 17-57	Attention to Duty	Non Sustained	Agreed	Internal Incident
IA 17-57	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 17-57	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 17-57	Conduct Related	Non Sustained	Agreed	Internal Incident
IA 17-57	Use of Language	Non Sustained	Agreed	Internal Incident
IA 17-57	Use of Language	Non Sustained	Agreed	Internal Incident
IA 17-57	Use of Language	Non Sustained	Agreed	Internal Incident
IA 18-06	Procedure Violation	Non Sustained	Agreed	Internal Incident
SI 16-07	Conduct Related	Non Sustained	Agreed	Internal Incident
SI 16-10	Conduct Related	Non Sustained	Agreed	Internal Incident
SI 16-35	Conduct Related	Non Sustained	Agreed	Internal Incident
SI 17-21	Conduct Related	Non Sustained	Agreed	Internal Incident
SI 17-26	Use of Language	Non Sustained	Agreed	Internal Incident
SI 17-40	Conduct Related	Non Sustained	Agreed	Internal Incident
SI 17-62	Attention to Duty	Non Sustained	Agreed	Internal Incident
IA 17-27	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-27	Use of Language	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-33	Use of Force	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-33	Procedure Violation	Non Sustained	Disagreed	Investigative Stop/Patrol Duty
IA 17-35	Use of Language	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-35	Use of Language	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-35	Use of Language	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-35	Use of Language	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-38	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-58	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-58	Use of Language	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-07	Conduct Related	Non Sustained	Agreed	Other Duties or Assignment
IA 17-07	Ethics	Non Sustained	Agreed	Other Duties or Assignment
IA 17-07	Use of Language	Non Sustained	Agreed	Other Duties or Assignment
IA 17-24	Use of Language	Non Sustained	Agreed	Other Duties or Assignment
IA 16-73	Conduct Related	Non Sustained	Agreed	Off Duty
IA 16-73	Procedure Violation	Non Sustained	Agreed	Off Duty
IA 16-73	Use of Language	Non Sustained	Agreed	Off Duty
IA 17-40	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-40	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-40	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-40	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty

Non-Sustained (Cont.)

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
IA 17-43	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-43	Conduct Related	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-43	Procedure Violation	Non Sustained	Agreed	Investigative Stop/Patrol Duty
IA 17-18	Use of Language	Non Sustained	Agreed	Search or Warrant
IA 17-18	Use of Language	Non Sustained	Agreed	Search or Warrant
SI 17-14	Ethics	Non Sustained	Agreed	Search or Warrant
SI 17-14	Ethics	Non Sustained	Agreed	Search or Warrant
SI 17-14	Ethics	Non Sustained	Agreed	Search or Warrant
SI 17-14	Ethics	Non Sustained	Agreed	Search or Warrant
SI 17-14	Procedure Violation	Non Sustained	Agreed	Search or Warrant
IA 16-52	Use of Force	Non Sustained	Agreed	Arrest
IA 16-52	Use of Force	Non Sustained	Agreed	Arrest
IA 17-09	Use of Force	Non Sustained	Agreed	Arrest
IA 17-09	Use of Force	Non Sustained	Agreed	Arrest
IA 17-13	Use of Language	Non Sustained	Agreed	Arrest
IA 17-50	Conduct Related	Non Sustained	Agreed	Arrest
IA 17-50	Procedure Violation	Non Sustained	Agreed	Arrest
IA 17-50	Use of Force	Non Sustained	Agreed	Arrest
IA 17-50	Use of Language	Non Sustained	Agreed	Arrest
IA 17-50	Use of Language	Non Sustained	Agreed	Arrest
IA 17-51	Use of Force	Non Sustained	Agreed	Arrest
IA 17-51	Use of Force	Non Sustained	Agreed	Arrest
IA 17-51	Use of Force	Non Sustained	Agreed	Arrest
IA 17-51	Use of Force	Non Sustained	Agreed	Arrest
IA 17-51	Use of Force	Non Sustained	Agreed	Arrest
IA 17-51	Use of Force	Non Sustained	Agreed	Arrest
IA 17-55	Use of Language	Non Sustained	Agreed	Arrest
IA 17-55	Use of Language	Non Sustained	Agreed	Arrest
IA 17-01	Conduct Related	Non Sustained	Agreed	Traffic Stop
IA 17-01	Conduct Related	Non Sustained	Agreed	Traffic Stop
IA 17-01	Conduct Related	Non Sustained	Agreed	Traffic Stop
IA 17-01	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-12	Procedure Violation	Non Sustained	Agreed	Traffic Stop
IA 17-12	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-14	Use of Force	Non Sustained	Agreed	Traffic Stop
IA 17-22	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-22	Conduct Related	Non Sustained	Disagreed	Traffic Stop
IA 17-31	Use of Force	Non Sustained	Added	Traffic Stop
IA 17-31	Use of Language	Non Sustained	Added	Traffic Stop

Non-Sustained (Cont.)

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
IA 17-31	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-37	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-39	Conduct Related	Non Sustained	Agreed	Traffic Stop
IA 17-39	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-42	Procedure Violation	Non Sustained	Agreed	Traffic Stop
IA 17-42	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-42	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-42	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-56	Conduct Related	Non Sustained	Agreed	Traffic Stop
IA 17-56	Conduct Related	Non Sustained	Agreed	Traffic Stop
IA 17-56	Conduct Related	Non Sustained	Agreed	Traffic Stop
IA 17-56	Conduct Related	Non Sustained	Agreed	Traffic Stop
IA 17-56	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-56	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-56	Use of Language	Non Sustained	Agreed	Traffic Stop
IA 17-56	Use of Language	Non Sustained	Agreed	Traffic Stop
SI 17-42	Use of Force	Non Sustained	Agreed	Traffic Stop
SI 17-42	Use of Force	Non Sustained	Agreed	Traffic Stop
SI 17-42	Use of Force	Non Sustained	Agreed	Traffic Stop
SI 17-42	Conduct Related	Non Sustained	Disagreed	Traffic Stop
SI 17-42	Conduct Related	Non Sustained	Disagreed	Traffic Stop
SI 17-42	Conduct Related	Non Sustained	Disagreed	Traffic Stop

ALLEGATIONS	NON-SUSTAINED	%	CCOP	
			Disagreed	Added
Attention to Duty	2	1.4%		
Conduct Related	51	36.4%	4	
Criminal Misconduct	1	0.7%		
Ethics	8	5.7%		
Firearms	0	0.0%		
Harassment/ Profiling	0	0.0%		
Procedure Violation	13	9.3%	1	
Use of Force	19	13.6%		
Use of Language	46	32.9%		

IAD referred 140 allegations with recommendations to non-sustain.

The CCOP DISAGREED with the IAD for five (5) recommendations to non-sustain. See the Case Summaries Section for detailed information on these allegations, as noted in the above charts.

Sustained

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
SI 16-68	Procedure Violation	Sustained	Agreed	Dispatched to Scene
SI 16-71	Conduct Related	Sustained	Agreed	Dispatched to Scene
SI 16-71	Conduct Related	Sustained	Agreed	Dispatched to Scene
SI 16-71	Procedure Violation	Sustained	Agreed	Dispatched to Scene
IA 17-44	Use of Language	Sustained	Agreed	Domestic
Si 16-60	Conduct Related	Sustained	Agreed	Domestic
Si 16-60	Conduct Related	Sustained	Agreed	Domestic
Si 16-60	Conduct Related	Sustained	Agreed	Domestic
SI 17-02	Conduct Related	Sustained	Agreed	Domestic
SI 17-06	Conduct Related	Sustained	Agreed	Domestic
SI 17-06	Conduct Related	Sustained	Agreed	Domestic
SI 17-06	Conduct Related	Sustained	Agreed	Domestic
SI 17-06	Conduct Related	Sustained	Agreed	Domestic
SI 17-06	Ethics	Sustained	Agreed	Domestic
SI 17-06	Procedure Violation	Sustained	Agreed	Domestic
SI 17-27	Conduct Related	Sustained	Agreed	Domestic
SI 17-39	Conduct Related	Sustained	Agreed	Domestic
SI 17-39	Conduct Related	Sustained	Agreed	Domestic
SI 17-39	Conduct Related	Sustained	Agreed	Domestic
SI 17-39	Conduct Related	Sustained	Agreed	Domestic
SI 17-39	Ethics	Sustained	Agreed	Domestic
SI 17-39	Ethics	Sustained	Agreed	Domestic
SI 17-39	Ethics	Sustained	Agreed	Domestic
SI 17-44	Conduct Related	Sustained	Agreed	Domestic
SI 17-47	Conduct Related	Sustained	Agreed	Domestic
SI 17-13	Firearms	Sustained	Agreed	Firearms Related
IA 15-24	Conduct Related	Sustained	Agreed	Internal Incident
IA 15-24	Conduct Related	Sustained	Agreed	Internal Incident
IA 15-24	Conduct Related	Sustained	Agreed	Internal Incident
IA 15-24	Ethics	Sustained	Agreed	Internal Incident
IA 17-20	Attention to Duty	Sustained	Agreed	Internal Incident
IA 17-20	Conduct Related	Sustained	Agreed	Internal Incident
IA 17-34	Conduct Related	Sustained	Added	Internal Incident
IA 17-34	Conduct Related	Sustained	Added	Internal Incident
IA 17-34	Use of Language	Sustained	Agreed	Internal Incident
IA 17-34	Use of Language	Sustained	Agreed	Internal Incident
IA 17-34	Use of Language	Sustained	Agreed	Internal Incident
IA 17-36	Conduct Related	Sustained	Agreed	Internal Incident
IA 17-36	Conduct Related	Sustained	Agreed	Internal Incident
IA 17-36	Conduct Related	Sustained	Agreed	Internal Incident

Sustained (Cont.)

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
IA 17-49	Conduct Related	Sustained	Agreed	Internal Incident
IA 17-49	Conduct Related	Sustained	Agreed	Internal Incident
IA 17-49	Conduct Related	Sustained	Agreed	Internal Incident
IA 17-49	Conduct Related	Sustained	Agreed	Internal Incident
IA 17-66	Conduct Related	Sustained	Agreed	Internal Incident
IA 18-02	Attention to Duty	Sustained	Agreed	Internal Incident
IA 18-02	Ethics	Sustained	Agreed	Internal Incident
IA 18-02	Ethics	Sustained	Agreed	Internal Incident
IA 18-06	Procedure Violation	Sustained	Agreed	Internal Incident
IA 18-06	Procedure Violation	Sustained	Agreed	Internal Incident
IA 18-06	Procedure Violation	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 15-32	Ethics	Sustained	Agreed	Internal Incident
SI 16-07	Attention to Duty	Sustained	Agreed	Internal Incident
SI 16-07	Ethics	Sustained	Agreed	Internal Incident
SI 17-05	Conduct Related	Sustained	Agreed	Internal Incident
SI 17-05	Ethics	Sustained	Agreed	Internal Incident
SI 17-25	Attention to Duty	Sustained	Agreed	Internal Incident
SI 17-25	Procedure Violation	Sustained	Agreed	Internal Incident
SI 17-25	Procedure Violation	Sustained	Agreed	Internal Incident

Sustained (Cont.)

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
IA 17-29	Use of Force	Sustained	Agreed	Arrest
IA 17-50	Procedure Violation	Sustained	Agreed	Arrest
IA 17-12	Use of Force	Sustained	Agreed	Traffic Stop
IA 17-22	Conduct Related	Sustained	Added	Traffic Stop
IA 17-22	Conduct Related	Sustained	Added	Traffic Stop
IA 17-39	Procedure Violation	Sustained	Agreed	Traffic Stop
IA 17-39	Use of Language	Sustained	Agreed	Traffic Stop
IA 17-42	Procedure Violation	Sustained	Agreed	Traffic Stop
IA 17-42	Procedure Violation	Sustained	Agreed	Traffic Stop
IA 17-42	Procedure Violation	Sustained	Agreed	Traffic Stop
IA 17-45	Use of Language	Sustained	Agreed	Traffic Stop
IA 17-53	Procedure Violation	Sustained	Agreed	Traffic Stop
IA 17-53	Procedure Violation	Sustained	Agreed	Traffic Stop
IA 17-56	Attention to Duty	Sustained	Agreed	Traffic Stop
IA 17-56	Procedure Violation	Sustained	Agreed	Traffic Stop
IA 17-56	Procedure Violation	Sustained	Agreed	Traffic Stop
IA 17-62	Procedure Violation	Sustained	Agreed	Traffic Stop
SI 17-20	Procedure Violation	Sustained	Agreed	Traffic Stop
SI 17-20	Procedure Violation	Sustained	Agreed	Traffic Stop
SI 17-20	Procedure Violation	Sustained	Agreed	Traffic Stop

ALLEGATIONS	SUSTAINED	%	CCOP	
			Disagreed	Added
Attention to Duty	6	4.2%		
Conduct Related	45	31.7%		4
Criminal Misconduct	13	9.2%		
Ethics	26	18.3%		
Firearms	1	0.7%		
Harassment/ Profiling	0	0.0%		
Procedure Violation	41	28.9%		2
Use of Force	3	2.1%	1	
Use of Language	7	4.9%		1

IAD referred 142 allegations with recommendations to sustain.

CCOP DISAGREED with the IAD recommendations for one (1) recommendation to sustain. After its review, the CCOP added 7 allegations, with recommendations to sustain. See the Case Summaries Section for detailed information on these allegations, as noted in the above charts.

Unfounded

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
IA 17-25	Conduct Related	Unfounded	Agreed	Dispatched to Scene
IA 17-25	Use of Force	Unfounded	Agreed	Dispatched to Scene
SI 16-63	Use of Force	Unfounded	Agreed	Dispatched to Scene
SI 16-63	Use of Force	Unfounded	Agreed	Dispatched to Scene
SI 17-35	Use of Force	Unfounded	Agreed	Dispatched to Scene
Si 16-60	Conduct Related	Unfounded	Agreed	Domestic
SI 17-02	Criminal Misconduct	Unfounded	Agreed	Domestic
SI 17-27	Criminal Misconduct	Unfounded	Agreed	Domestic
SI 17-28	Conduct Related	Unfounded	Disagreed	Domestic
SI 17-44	Conduct Related	Unfounded	Agreed	Domestic
SI 17-47	Criminal Misconduct	Unfounded	Agreed	Domestic
SI 17-52	Criminal Misconduct	Unfounded	Agreed	Domestic
IA 15-24	Conduct Related	Unfounded	Agreed	Internal Incident
IA 15-24	Conduct Related	Unfounded	Agreed	Internal Incident
IA 17-32	Attention to Duty	Unfounded	Agreed	Internal Incident
IA 17-66	Harassment/Profiling	Unfounded	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Unfounded	Agreed	Internal Incident
SI 15-32	Criminal Misconduct	Unfounded	Agreed	Internal Incident
SI 15-32	Ethics	Unfounded	Agreed	Internal Incident
SI 15-32	Ethics	Unfounded	Agreed	Internal Incident
SI 15-32	Ethics	Unfounded	Agreed	Internal Incident
IA 17-33	Procedure Violation	Unfounded	Disagreed	Investigative Stop/Patrol Duty
IA 17-35	Harassment/Profiling	Unfounded	Agreed	Investigative Stop/Patrol Duty
IA 17-35	Harassment/Profiling	Unfounded	Agreed	Investigative Stop/Patrol Duty
SI 17-31	Criminal Misconduct	Unfounded	Agreed	Off Duty
IA 17-15	Use of Force	Unfounded	Agreed	Investigative Stop/Patrol Duty
IA 17-43	Procedure Violation	Unfounded	Agreed	Investigative Stop/Patrol Duty
IA 17-08	Harassment/Profiling	Unfounded	Agreed	Search or Warrant
IA 17-18	Attention to Duty	Unfounded	Agreed	Search or Warrant
IA 17-18	Conduct Related	Unfounded	Agreed	Search or Warrant
IA 17-18	Use of Force	Unfounded	Agreed	Search or Warrant
IA 17-18	Use of Force	Unfounded	Agreed	Search or Warrant
IA 16-52	Criminal Misconduct	Unfounded	Agreed	Arrest
IA 16-52	Use of Force	Unfounded	Agreed	Arrest
IA 17-26	Attention to Duty	Unfounded	Agreed	Arrest
IA 17-26	Attention to Duty	Unfounded	Agreed	Arrest
IA 17-26	Attention to Duty	Unfounded	Agreed	Arrest
IA 17-26	Conduct Related	Unfounded	Agreed	Arrest
IA 17-26	Conduct Related	Unfounded	Agreed	Arrest
IA 17-26	Use of Force	Unfounded	Agreed	Arrest

Unfounded (Cont.)

Case #	Allegations	IAD Recommendation	CCOP	Related Incident
IA 17-26	Use of Force	Unfounded	Agreed	Arrest
IA 17-26	Use of Force	Unfounded	Agreed	Arrest
IA 17-51	Use of Force	Unfounded	Agreed	Arrest
IA 17-51	Use of Force	Unfounded	Agreed	Arrest
IA 17-51	Use of Force	Unfounded	Agreed	Arrest
IA 17-51	Use of Force	Unfounded	Agreed	Arrest
IA 17-51	Use of Force	Unfounded	Agreed	Arrest
IA 17-52	Criminal Misconduct	Unfounded	Agreed	Arrest
IA 17-55	Conduct Related	Unfounded	Agreed	Arrest
IA 17-55	Conduct Related	Unfounded	Agreed	Arrest
IA 17-55	Conduct Related	Unfounded	Agreed	Arrest
IA 17-55	Use of Language	Unfounded	Agreed	Arrest
IA 17-55	Use of Language	Unfounded	Agreed	Arrest
IA 17-01	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-01	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-01	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-14	Harassment/Profiling	Unfounded	Agreed	Traffic Stop
IA 17-14	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-14	Use of Language	Unfounded	Agreed	Traffic Stop
IA 17-42	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-42	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-42	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-42	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-53	Conduct Related	Unfounded	Agreed	Traffic Stop
IA 17-56	Procedure Violation	Unfounded	Agreed	Traffic Stop
IA 17-56	Use of Force	Unfounded	Agreed	Traffic Stop
IA 17-62	Conduct Related	Unfounded	Agreed	Traffic Stop
IA 17-62	Use of Force	Unfounded	Agreed	Traffic Stop

ALLEGATIONS	UNFOUNDED	%	CCOP	
			Disagreed	Added
Attention to Duty	5	7.4%		
Conduct Related	14	20.6%	1	
Criminal Misconduct	9	13.2%		
Ethics	3	4.4%		
Firearms	0	0.0%		
Harassment/ Profiling	5	7.4%		
Procedure Violation	3	4.4%	1	
Use of Force	26	38.2%		
Use of Language	3	4.4%		

IAD referred 68 allegations with recommendations to unfound.

The CCOP DISAGREED with two (2) of these recommendation to unfound. See the Case Summaries Section for detailed information on these allegations, as noted in the above charts.

ANNUAL REPORT 2018

Issues and Concerns

The CCOP noted several issues and concerns during its review of investigations this reporting period. Upon completion of its reviews, the CCOP immediately relays its issues and concerns to the Chief of Police in recommendation letters for each case reviewed. For those that the Panel deem to be urgent, the Panel will discuss them in adhoc meetings with the Chief and his executive staff.

Some of the issues may have appeared in prior years. However, the fact that they are repeated in this report is not an indication that they are not being addressed. Their inclusion in subsequent reports,

indicates that the issue or concern is still pending resolution or response. They will continue to be included until the CCOP receives a response.

SITUATIONS AND TRAINING FOR INHERENT BIAS

ISSUE: As in previous years, the Panel reviewed several incidents in 2018 where the actions of the officer quickly and unnecessarily escalated a situation resulting in a use of force or other actions taken by the officer against a citizen. This often seemed to be the case during traffic stops and terry stops. Additionally, there are occasional cases where citizens may have felt that they encountered biased treatment from officers. The conduct of officers towards all the residents of the County reflects strongly on the reputation of the Department and should be the most exemplary form of interaction with the County's residents and visitors.

RECOMMENDATION: The Panel understands that officers need to control situations in order to ensure their safety and the safety of others, but attempts at de-escalation should be made in situations when there is no imminent threat of injury or bodily harm. As mentioned in the 2016-2017 annual report, the Panel recommends a bolstering of training by the Department in de-escalation techniques and actions. This is especially important during incidents involving emotionally disturbed persons. Additionally, the Awards Committee of the Department should attempt to recognize officers who successfully de-escalate contentious situations. The Panel recommends that the Department develop a new award ribbon to be presented to officers who successfully de-escalate a situation where force otherwise would have been necessary.



The Panel was interested in knowing what the Department has done regarding its recommendation, from previous years, that the Department enhance its existing training related to inherent or implicit bias. Again, this is not a critique directed at any single specific action or situation encountered by the Panel in 2018. It is a reflection of the continued need, in these times of heightened societal concern about policing, that the Department enhance its efforts to strengthen positive interaction with residents and visitors to the County.

LACK OF FUNCTIONING MOBILE VIDEO SYSTEMS (MVS) DURING TRAFFIC STOPS

ISSUE: As recorded by the Panel in many cases over several previous years, video evidence in many cases could have helped to more clearly resolve allegations. Numerous cases which involved traffic stops may have benefited from properly used or adequately functioning audio visual equipment. Unfortunately, a pattern continues where many older police cruisers either have no audio visual equipment; have obsolete or malfunctioning equipment or officers have demonstrated an apparent lack of training or simple disregard for properly deploying the equipment and properly downloading the video upon return to their stations.

Issues and Concerns (Cont.)

RECOMMENDATION: Since FY11, the CCOP has continued to recommend that the Department develop a long-term plan to provide operational video monitoring equipment in all vehicles used for patrol. The CCOP continues to make this recommendation. Additionally, the CCOP recommends that officers be given more intensive periodic training to remind them of the necessity and benefit to properly functioning video monitoring equipment. The Panel also believes that the use of body cameras may also prove helpful and recommends that the Department implement this type of program, as soon as possible.

As in past years, the CCOP has been advised that as fleet vehicles are retired, they are replaced with vehicles that are equipped with the technology to do audio and video recording of required stops. This replacement cycle will continue as vehicles are retired and new vehicles are acquired. The CCOP continues to call for more vehicles in the fleet to have updated MVS and projections on when the older vehicles will be phased out and the rest of the fleet will received updated MVS.

Additionally, in FY16 and FY17, the Panel was advised that a pilot project for body cameras was had begun. However, the Panel has yet to receive any further information about this pilot program nor has it seen any cases that have involved the use of body cameras. The apparent slow rollout of this program by the Department is concerning as it can create the impression within the community that accountability remains a secondary concern. Despite its request in the previous annual report, the Panel did not receive regular updates on this pilot project and nor did it receive any evidence collected from these body cameras in cases investigated by the Department be included in any reviews conducted by the Panel.

Finally, as the Panel has seen this as a constant issue over several years, it has adopted the position that it will consider more serious violations for officers when they fail to activate their audio visual equipment as required by the G.O.M. and not merely implement a minor procedure violation in cases that involve more significant allegations that have been made more difficult to verify because of the absence of possible audio and video evidence.

VIDEOTAPING OF OFFICERS BY THE PUBLIC

ISSUE: As mentioned in the FY16/FY17 Annual Report, officers should realize that they are subject to being videotaped by members of the public at all times, while working or operating a County vehicle or while taking official police actions. The CCOP continues to review incidents where officers allegedly attempted to confiscate or actually confiscated cellular phones of involved citizens or members of the public who were attempting to videotape them, which is a constitutionally protected right. Officers enjoy no expectation of privacy while performing police duties and should assume that they are being videotaped at all times while working. Often, videotaped footage of officers, by citizens, shows that the officer was in fact acting in a proper manner.

RECOMMENDATION: The Panel recommends the Department continue to emphasize to their officers, during training, and provide regular reminders, that officers should focus on following departmental procedures rather than being concerned about being videotaped and that citizens have a right to record officers' conduct while on duty and during their performance of police functions.

INVESTIGATIVE PROCESS AND TIMELINESS OF REVIEW

ISSUE: The Panel recognizes that overall investigations have become more thorough and broader in scope and investigators are more diligent in delineating and fully charging officers. However, the CCOP noted that in 2018 there was a continuation of a trend that began in the second half of 2017, where numerous investigations continued to reach the Panel with little time left for a thorough review by members or even after the appropriate deadline established by the Law Enforcement Officers Bill of Rights (LEOBR) has passed. In several cases, the investigations had to be closed administratively because the LEOBR deadlines had passed. While not intentional, this effectively results in the circumvention of the Panel's oversight authority.

Issues and Concerns (Cont.)

RECOMMENDATION: The Panel worked with the Department to establish an enhanced marking and monitoring process to keep the deadlines of both the 30-day review period established for the Panel as well as the one-year deadline established by LEOBR in the forefront of the review process. Nonetheless, several cases continued to arrive to the Panel either passed the LEOBR deadline or with little real time left to appropriately review them and allow the Department to complete its disciplinary process. The Panel recommends that the Department develop enhanced internal processes and report to the Panel what it expects to do to reduce the number of late submissions.

CONSUMPTION OF ALCOHOL AND USE OF COUNTY VEHICLES

ISSUE: As in 2016 and 2017, the Panel recognized that the number of cases involving officers consuming alcohol and then using county vehicles did not increase dramatically compared to levels of previous years. However, in 2018 the Panel did note a significant handful of cases involving officers drinking and driving with their personal vehicles. In some cases, the Respondents registered blood alcohol levels that were significantly over the legal limit. This is a serious concern for the Panel.

RECOMMENDATION: The Panel noted that the Department, for several years, has applied the more stringent of the two provisions of the General Orders Manual (Volume I, Chapter 10, Section 2) when conducting investigations. As noted in the 2016/2017 annual report, the Panel recognizes the Department's position to enforce the stricter of the two contradictory provisions. The Panel continues to recommend that the Department clarify the issue with a revision to the General Orders that establishes a clear and enforceable standard to help eliminate any ambiguity about the issue.

Meanwhile, considering the nature of officer-involved drinking and driving their personal vehicles, the Panel calls on the Department to be cognizant of the need to further educate and remind their officers that drinking and driving, even with a personal vehicle, can also be seen as unbecoming conduct.

USE OF POLICE POWERS FOR PERSONAL CONCERNS/BENEFITS

ISSUE: In a few succinct cases reviewed in 2018, the Panel found officers using their positions as law enforcement professionals to advance personal concerns. In three cases, the respondents used their positions as law enforcement officers to either insert themselves into investigations or take actions related to their own personal property. While none of the specific cases may not have been illegal, each of these cases arguably could create an impression that the officers were using an inappropriate advantage for themselves to protect their own personal interests or property.

RECOMMENDATION: As noted by the Panel in its deliberation of these cases, the Department would benefit from developing a policy that either prohibited officers from involving themselves in cases that could carry the impression of conflicts of interest or develop a protocol that provides enhanced oversight or transparency related to the officer's involvement in the case or incident.

DOMESTIC DISPUTES AND ALTERCATIONS

ISSUE: In 2018, the Panel reviewed several cases involving issues related to domestic disputes or altercations. While these cases investigated the conduct of officers outside of their official duties, the nature of these incidents raises concerns for the Panel about the conduct of some officers. Some of the cases indicated a pattern of conduct that is arguably unbecoming of an officer, if it were to have happened while on duty.

RECOMMENDATION: The Panel would like to know if such conduct is included in the Department's overall evaluation of officers' performances. Additionally, the Panel suggests that the Department review the counseling services available for officers and determine if any enhancements can be provided.

Issues and Concerns (Cont.)

PATTERNS OF INCREASINGLY CONCERNING BEHAVIOR BY SPECIFIC OFFICERS

ISSUE: Related to issue above, in 2018, the Panel observed a small, but notable group of officers with a pattern of increasingly concerning behavior—both on duty and off duty. If left unchecked, this pattern could possibly develop into incidents with highly consequential impacts on others outside the Department. For example, in a short period of time, one officer was involved in incidents of insubordination, confrontations with other officers and reckless driving with his personal vehicle. Another officer, in a similarly short period of time, was involved in increasingly volatile incidents related to a custody dispute that required the involvement of outside law enforcement agencies.

RECOMMENDATION: The Panel would like to know what policies and procedures are in place for officers who demonstrate such behavior. If not already established, the Panel recommends that the Department establish or enhance its early warning system to include such conduct. Further dialogue with the Panel could be helpful for it to better evaluate such cases and provide more relevant recommendations to the Department.

FAILURE TO PROVIDE OFFICER IDENTIFICATION UPON REQUEST

ISSUE: While not as prominent an issue as seen in previous years, the Panel did observe a small number of cases where officers failed to properly and promptly identify themselves upon request by civilians. As mentioned in previous annual reports, the G.O.M. clearly states that officers must identify themselves when a request is made by a civilian.

RECOMMENDATION: The Panel recommends that the Department remind its officers on a regular basis that they are required to clearly and promptly provide their information upon request. If needed, the Department should emphasize this point more during training and include it in updated training sessions as well.

OTHER ISSUES REQUIRING ATTENTION

ISSUE(S): The Panel noted a variety of other issues that it will monitor in the upcoming year to see if trends increase or if they are more directly addressed by the Department. These issues include—but are not necessarily limited to—the tradition of “rent deals” given to officers that was noted in the 2016/2017 annual report, the use of social and electronic media, procedures and policies for overtime approval, and procedures and policies for the authorization of use of police vehicles outside of the county limits.

RECOMMENDATION(S): The Panel requested clarifications and explanations from the Department on what the specific policies and procedures are for the activities and processes noted above. If no official policies are in place—such as for “rent deals”—the Panel recommends that the Department develop regulations for these issues. In the cases where policies are enumerated in the G.O.M.—such as for social media and electronic devices—the Panel recommends that the Department reinforce its training of officers. For other issues where there are policies in place, but vulnerable to misuse—such as with the use of County vehicles outside of the County and authorization for overtime, the Panel recommends that the Department develop clearer policies that enhance transparency and increase accountability of both officers and their supervisors.

ANNUAL REPORT 2018

Case Summaries

IA 15-24

The Involved Citizen alleged that the Respondent used her police connections to have the Involved Citizen arrested and his vehicle impounded after a domestic argument.

Insubordination – The Panel agreed with the finding of Sustained.

Association – The Panel agreed with the finding of Sustained.

Misrepresentation of Facts – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Unfounded.

Unbecoming Conduct – The Panel agreed with the finding of Unfounded.

This investigation involved an incident where the Respondent is the owner of property that was the subject of a crime. The property was searched for a weapon allegedly involved in the crime and subsequently thrown into a body of water on the property. The Respondent is the property owner and the tenant(s) may have been involved in the crime. However, The Respondent was allowed to participate on a dive team that searched the body of water on her property, for this weapon. The weapon was not located. It was alleged that the Respondent stated she found the weapon and to prevent it from being located, she pushed it into the muddy bottom. The CCOP had questions regarding the Respondent 's ability to participate on the dive team that searched her property. The Panel requested specific information on the Department's policies, procedures and/or GOM sections that govern an officer's participation in investigations/searches, when the subject of the investigation/search involved is the officer.

IA 16-52

The Involved Citizen was arrested after causing damage to a store and injuring himself. The Respondents arrived on scene to facilitate the arrest The Involved Citizen became violent again and a decision was made to transport him to the Department of Corrections. While in route, the Involved Citizen reached for Respondent's gun, causing the transport to cease and await a transport wagon. While the Involved Citizen was hobbled, handcuffed and seated on the curb, he spat directly into the Respondent's face. The Respondent punched the Involved Citizen in the face twice.

Respondent #1

Use of Force - The Panel DISAGREES with Sustained.

Criminal Misconduct- The Panel agrees with Unfounded.

Use of Force – The Panel agrees with Non-Sustained.

Respondent #2

Use of Force – The Panel agrees with Non-Sustained.

Unbecoming Conduct – The Panel agrees with Exonerated.

Respondent #3

Use of Force – The Panel agrees with Exonerated.

Respondent #4

Use of Force – The Panel agrees with Unfounded.

For Allegation #1-Use of Force, for Respondent #1, there is no doubt that this Respondent punched the Involved Citizen after the Involved Citizen spat “a large amount” on him. A sufficient number of witnesses, as well as the investigator’s own conclusion, supports that the Respondent’s use of force was justified. However, contrary to this assessment that the Respondent’s force was justified, the investigator rendered a recommendation of Sustained, for the allegation. The Panel disagreed with Sustained.

Three witnesses provided statements to confirm that the Involved Citizen spat on Respondent #1 and at other officers. Several civilian witnesses provided statements regard in the Involved Citizen’s violent interaction with the responding officers.

A Use of Force expert for the Department, stated in court and as a part of this investigation, that Respondent #1 had the right to defend himself against this assault. He further stated that the force used conformed to the Department’s policy and procedures related to Use of Force. The Panel agreed with this assessment and also views the Respondent’s action as self-defense against an assault. Therefore, the Panel recommended that Allegation #1, Use of Force, this respondent be Exonerated.

IA 16-73

The Complainant alleged that the Responded was discourteous to him while the Complainant was on his property and tending to his farm. The officer also allegedly used profanity in reference to the Complainants' neighbor.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Procedure Violation – The Panel agreed with the finding of Non-Sustained.

IA 17-01

The Complainant stated that Respondent #1 encountered him while he was back-up for Respondent #2 on a traffic stop. The Complainant alleged that the Respondents assaulted him.

Respondent #1

Use of Force – The Panel agreed with the finding of Unfounded.

Use of Force – The Panel agreed with the finding of Unfounded.

Use of Force – The Panel agreed with the finding of Unfounded.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Respondent #2

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

IA 17-03

The Complainant alleged that the Respondent, also a police officer, has made inappropriate and racial remarks in a text message. Also, he stated that the Respondent had criticized his work, without cause and treated him unfairly.

Use of Language – The Panel agreed with the finding of Unfounded.

Unfounded – The Panel agreed with the finding of Non-Sustained.

IA 17-07

Respondent# 2 alleged that Respondent #1 made derogatory comments to her after she refused to relinquish her seat, while inside a courtroom at the courthouse.

Respondent #1

Protocol – The Panel agreed with the finding of Sustained.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Respondent #2

Misrepresentation of Facts – The Panel agreed with the finding of Non-Sustained.

Protocol (Courtesy) – The Panel agreed with the finding of Sustained.

IA 17-08

The Complainant alleged that he was stopped by the Respondents while operating his motor vehicle based on the color of his skin and that he was inappropriately touched by Respondent #1 during a search of his person.

Respondent #1

Unbecoming Conduct - The Panel agreed with Non-Sustained.

Unbecoming Conduct - The Panel agreed with Non-Sustained.

Protocol (attention to Duty) – The Panel agreed with Exonerated.

Bias Based Profiling – The Panel agreed with Unfounded.

Procedure Violation (Stop & Frisk Report) – The Panel agreed with Sustained.

Respondent #2

Biased Based Profiling – The Panel agreed with Unfounded.

While the Panel agreed with the allegations in this case, the Panel also noted several observations regarding the quality of the investigation.

IA 17-09

The Complainant alleged that Respondent #1 twisted his arm behind his back and both Respondents pulled him from his vehicle and threw him to the ground. Respondent #1 is also alleged to have placed his knee in the Complainant's back and threatened to pepper spray him.

Respondent #1

Use of Force – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Exonerated.

Respondent #2

Use of Force – The Panel agreed with the finding of Non-Sustained.

IA 17-12

The Complainant alleged that the Respondent chocked her and was rude during a traffic stop.

Use of Force – The Panel agreed with the finding of Sustained.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Protocol Violation – The Panel agreed with the finding of Sustained.

IA 17-13

The Complainant alleged that the Respondent used profanity toward her; grabbed and bruised her right arm; threw her to the floor; used excessive force and arrested her.

Use of Force – The Panel agreed with the finding of Exonerated.

Use of Language – The Panel agreed with the finding of Non-Sustained.

IA 17-14

The Complainant stated that he was stopped for a traffic violation by the Respondent. The Complainant fled the scene and was later apprehended by the Respondent.

Use of Force – The Panel agreed with the finding of Non-Sustained.
Use of Language – The Panel agreed with the finding of Unfounded.
Bias Based Profiling – The Panel agreed with the finding of Unfounded.
Use of Force – The Panel agreed with the finding of Unfounded.

IA 17-15

The Complainant alleged that he was asleep in a vehicle when he was physically removed by the Respondent. The Complainant further alleged that he was arrested and beaten by the Respondent.

Respondent #1

Use of Force – The Panel agreed with the finding of Exonerated.

Respondent #2

Use of Force – The Panel agreed with the finding of Unfounded.

Respondent #3

Use of Force – The Panel agreed with the finding of Exonerated.

IA 17-18

The Complainant alleged that after he was removed from a vehicle, Respondent #1 used a pocket knife to cut his underwear and conducted a body cavity search. He alleged that Respondent #1 stuck a gloved finger into his rectum. The Complainant further alleged that officers searched his grandmother's residence and, that during the search, an unknown officer assaulted his grandmother and brother.

Respondent #1

Protocol (Attention to Duty) - The Panel agreed with Unfounded.

Unbecoming Conduct- The Panel agreed with Unfounded.

Use of Force – The Panel agreed with Unfounded.

Use of Force- The Panel agreed with Unfounded.

Use of Language – The Panel agreed with Non-Sustained.

Respondent #2

Use of Language – The Panel agreed with Non-Sustained.

ADDED Allegations

The Panel recommended adding and sustaining a Procedural Violation for Respondent #2's failure, as secondary officer arriving to the scene, to ensure that her microphone was turned on until the end of the stop, per the GOM.

The Panel also recommended adding and exonerating an Unbecoming Conduct allegation for Respondent #1's action of cutting the Complainant's underwear with a knife.

Allegation #2, Unbecoming Conduct actually contains two allegations of misconduct. The Respondent is alleged to have: (1) pulled the Complainant's pants down to his ankle and (2) cut his underwear with a knife, during a search. The summary, however, offers only one allegation and finding. The allegation, as presented, was Unfounded. The Panel assumed that since the investigation proved that the officer did not pull down the Complainant's pants, the Unfounded recommendation was for this alleged action.

However, there was a second alleged action of misconduct in Allegation #2. The Respondent was alleged to have used a knife to cut the Complainant's underwear. The Respondent admits that this occurred and, therefore, the allegation cannot be unfounded. He stated that it was done when he discovered a "rock-like substance," he believed to be crack cocaine, tangled in the fabric of the Complainant's underwear. The CCOP determined that the Respondent's action of cutting the Complainant's underwear during a search was lawful and proper, under the circumstance.

The Panel recommended splitting Allegation #2: Unbecoming Conduct into two separation allegations of Unbecoming Conduct. The CCOP concurred with Unfounded as a recommendation for the alleged action of pulling the Complainant's pants to his ankles. The investigation determined that this did not occur. The Panel recommended Exonerated for the action of cutting the Complainant's underwear during a search, as this action was lawful and proper.

The investigative file contained copies of training memos sent to District Commands for secondary officers on the scene. The memos clearly outlined that Respondent #1 and Respondent #2 violated the GOM. In particular, they violated, Volume I, Section 26, Section VI, Subsection 4, Traffic Stops, which addresses the responsibility of secondary officer to ensure their microphones are activate during traffic stops.

However, there were no corresponding allegations related to these officers' failure to adhere to this GOM policy. Instead their violation of the GOM was addressed as a training issue, with a recommendation for additional training. The CCOP disagreed and recommended sustained Procedural Violations allegations for Respondent #2 and Corporal Carter. This would be more consistent with the Department's prior handling of actions of failure to properly use video and audio equipment at traffic stops.

IA 17-20

The Complainant alleged that the Respondents sent a text message about her to members of her squad. The Complainant alleged that the text was meant to embarrass her and was vulgar in nature.

Respondent #1

Use of Language – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Respondent #2

Protocol (Attention to Duty) – The Panel agreed with the finding of Sustained.

IA 17-22

The Complainant alleged that Respondent #2 cursed at her. The complaint further alleged that Respondent #1 broke her glasses and took money from her purse. Complainant #2 alleged that Respondent #3 cursed at him.

Respondent #1

Unbecoming Conduct–The Panel agrees with Non-Sustained

Ethic Theft – The Panel agrees with Non-Sustained

Respondent #2

Unbecoming Conduct – The Panel agrees with Non-Sustained

Ethics Theft – The Panel agrees with Non-Sustained

Use of Language – The Panel agrees with Sustained

Use of Language – The Panel Agrees with Sustained

Respondent #3

Use of Language – Panel agrees with Sustained

ADDED Allegations

The Panel recommended adding and sustaining allegations of Unbecoming Conduct for Respondent #2 and Respondent #3, for engaging in a public argument will conducting their duties.

The Respondents entered the Complainant's home and arrested her son. During the course of the arrest, Respondents #2 and #3 engaged in an argument regarding Respondent #2's treatment of the Complainant. A witness advised that she heard Respondent #2 use profanity during this argument. Another witness advised that while Respondents #2 and #3 were arguing, he heard cursing, but does not know who said what. A third witness advised that while outside, he heard Respondent #3 curse at Respondent #2, but does not remember the words used.

While Use of Language allegations were investigated and sustained for both of these respondents for their use of profanities, there were no allegations to address that the profane argument that occurred in the public domain. Per the General Order Manual, Volume 1, Chapter 32, Section 3, Unbecoming Conduct, "As the most visible representatives of the government, employees must display unblemished professional conduct. Employees will refrain from using harsh, violent, profane, demeaning, derogatory or abusive language." The CCOP found that the Respondents' actions of engaging in a public and profane argument while conducting their duties is a clear and obvious violation of this GOM provision. Therefore, the Panel recommended adding and sustaining allegations of Unbecoming Conduct to Respondents #2 and #3.

IA 17-23

The Complainant stated that the Respondent cursed at her and used derogatory language when their vehicle's almost collided. The Complainant also stated that the Respondent displayed his middle finger at her while at a traffic light.

Use of Language – The Panel agreed with Non-Sustained.
Unbecoming Conduct – The Panel agreed with Non-Sustained.
Unbecoming Conduct – The Panel agreed with Exonerated.

This investigation was related to the Respondent's use of language and his conduct during a traffic altercation. The complaint alleged that the Complainant was traveling on a local highway when the Respondent entered her lane of travel. The Involved Citizen alleged that she blew her horn and the Respondent responded by rolling down his window and cursing at her. She also claimed that the Respondent displayed his middle finger toward her, as he made his turn.

While the CCOP agreed with the above recommendations in this investigation, the Panel had several concerns regarding the quality and presentation of this investigation and noted them in their recommendation letter for this investigation.

IA 17-24

The Complainant alleged that while traveling on 301, he was engaged in a traffic dispute with the Respondent. The Complainant stated that the Respondent cursed at him and threatened him.

Use of Language – The Panel agreed with the finding of Non-Sustained.

IA 17-25

The Complainant alleged that the Respondent pushed the Involved Citizen in the chest. In addition, the Respondent was alleged to have grabbed the Complainant's cellphone and blocked the camera while she attempted to take a picture of his badge.

Use of Force – The Panel agreed with the finding of Unfounded.
Unbecoming Conduct - the Panel agreed with the finding of Unfounded.

IA 17-26

The Complainant alleged that during the arrest of her son, the Respondents held him on the ground and placed their knees in his back, while an unknown officer punched him in the face with a closed fist. Witness alleged that a Respondent used his police radio to strike the Involved Citizen over the head, during the arrest.

Respondent #1

Use of Force – The Panel agreed with Exonerated.
Use of Force – The Panel agreed with Exonerated.
Unbecoming Conduct - The Panel agreed with Unfounded.
Protocol (Attention to Duty)-The Panel agreed with Unfounded.

Respondent #3

Use of Force – The Panel agreed with Unfounded.
Use of Force – The Panel agreed with Exonerated.

Unbecoming Conduct - The Panel agreed with Unfounded.
Protocol (Attention to Duty)-The Panel agreed with Unfounded.

Respondent #3

Use of Force – The Panel agreed with Unfounded.
Protocol (Attention to Duty)-The Panel agreed with Unfounded.

The ROI did not specifically mention who handcuffed of the Involved Citizen and the investigator wrote that it was not determined during the investigation. This should have been determined so the Panel could identify who should have filed the release report for Involved Citizen. It is the Panel's opinion that the report is structured in a very convoluted way and the interviews were not thoroughly conducted. The CCOP also noted several discrepancies in the information presented in the investigative report. The Panel strongly believed there should be additional allegations in this investigation related to the arrest. However, since the investigation was not thorough, the Panel was unable to determine who arrested the Involved Citizen. The Panel did, however, recommend that the investigator receive additional training or counseling on conducting follow-up questioning. Our review indicated that the investigator should have more thoroughly questioned officers and supervisor.

IA 17-27

The Complainant alleged that while riding his scooter, he was stopped by the Respondent and that while being placed under arrest, the Respondent punched him. The Complainant further alleged that after being placed in handcuffs and led to a cruiser, the Respondent continued to strike him and only stopped after other officers on the scene yelled at him to do so.

Use of Language – The Panel agreed with Non-Sustained
Unbecoming Conduct – The Panel agreed with Non-Sustained
Unbecoming Conduct – The Panel agreed with Exonerated

While the CCOP agreed with the recommendations in this investigation, the Panel had several concerns regarding the quality of this investigation.

IA 17-28

The Complainant alleged that the Respondent used inappropriate language towards her.

Use of Language – The Panel agreed with the finding of Non-Sustained.
Protocol (Courtesy) – The Panel agreed with the finding of Non-Sustained.

IA 17-29

During a Use of Force review, it was determined that the Respondent used unnecessary force by striking an arrestee with a closed fist.

Use of Force – The Panel agreed with the finding of Sustained.
Procedural Violation – The Panel agreed with the finding of Sustained.

IA 17-31

The Complainant alleged that during a traffic stop, the Respondent threatened to break the car window and pull him out by his doors. The Complainant alleged that after exiting his vehicle, the Respondent repeatedly punched and kicked him.

Use of Force – The Panel agreed with Exonerated
Use of Language – The Panel agreed with Non-Sustained

ADDED Allegations

The Panel recommended adding and Non-Sustaining a Use of Language allegations for this respondent for the reason(s) noted in the comments below.

The Panel recommended adding and Non-Sustaining a Use of Force allegation for this respondent for the reason(s) noted in the comments below.

In his official complaint, as well as in his Q&A, the Complainant noted that the Respondent made a threatening statement. The investigator also asked about this statement in all of the interviews. However, it was not included in the final list of allegations. The Panel believed that the statement should have been investigated, at a minimum, as a Use of Language. Therefore, the Panel recommended adding and non-sustaining a Use of Language.

Additionally, the Complainant alleged that the Respondent kicked and punched him and the Respondent admitted to using a “stun and distract technique” to control the Involved Citizen. These were two separate and distinct allegations of Use of Force. However, the investigator did not present an allegation to address the use of the “stun and distract technique.” The CCOP recommended adding and exonerating a Use of Force allegation.

IA 17-32

The Complainant alleged that the Respondent failed to make notification to his supervisor before releasing the Involved Citizen during a prostitution operation. The investigation prove this to be untrue.

Protocol (Attention to Duty) – The Panel agreed with Unfounded.

IA 17-33

The Complainant alleged that Respondent #1 yanked and pulled him during an investigative stop. The Complainant alleged that Respondent #2 told him to shut up while speaking to him.

Respondent Officer #1

Procedural Violation (Handcuff and Release) – The Panel agreed with Sustained.

Procedural Violation–The Panel DISAGREED with Unfounded.

Use of Force–The Panel agreed with Non-Sustained.

Respondent Officer #2

Procedural Violation (Handcuff and Release) – The Panel agreed with Sustained.

Procedural Violation (Courtesy)–The Panel agreed with Non-Sustained.

When officers responded to a breaking and entering call at a local pawn shop, they observed the Complainant and an unknown male, matching the description of the suspect. The officer stopped and cleared the unknown male, then attempted to speak to the Complainant. A Witness Officer stated that he approached the Complainant inside the pawn shop and requested that he follow the officer outside to talk. The Witness Officer further stated that the Complainant was uncooperative and became angry, “taking a fighting stance.” The Complainant, however, stated that he advised The Witness Officer that he would come outside to speak to the officer after he finished his business. The Complainant alleged that is when Respondent #1 grabbed him, yanked him, handcuffed him and pulled him outside. None of the witness officers present at the scene indicated that they observed the Respondent yank or pull the Complainant.

A shop employee, who witnessed the crime, was brought to the scene to identify the Complainant. This employee advised the officers that the Complainant was not the suspect for which they were looking.

The Complainant further alleged that the Respondents did not provide him their identification information, when requested, as required by the GOM. Respondent #2 alleged that the Complainant did not ask him for this information. With the exception of Allegation #2, Procedural Violation, for Respondent #1, the CCOP agreed with the recommendations in this investigation. The CCOP disagreed with Allegation #2 and recommended Sustained.

The GOM does not require officers to provide their identification information in writing. It does, however, require officers to clearly provide their rank, name, and ID information, upon request. When Respondent #1 attempted to verbally provide the information to the Complainant, the Complainant was unable to record the information, as he did not have

a pen or pencil. The Complainant requested the information a second time. The CCOP viewed this second attempt to obtain this information as a continuation of the initial request, with a search for a pen or pencil as an intervening event. Upon the second request, the Respondent refused to clearly provide in the information. Respondent #1's failure to do so violates GOM provision. Therefore, the CCOP recommended that the Procedural Violation allegation for Respondent #1 be sustained.

IA 17-34

The Complainant alleged that the Respondent used inappropriate language, was insubordinate, and conducted himself in an unbecoming manner.

Respondent #1

Use of Language – The Panel agreed with Sustained
Insubordination – The Panel agreed with Non-Sustained

IA 17-35

The Complainant alleged that her son was stopped for no reason by the Respondents. The Complainant also alleged that when she questioned the officers, she was cursed at and told to move. The Complainant said she also overheard one of the officers make a threat.

Respondent Officer #1

Harassment – The Panel agreed with Unfounded
Use of Language – The Panel agreed with Non-Sustained
Use of Language – The Panel agreed with Non-Sustained
Protocol (Attention to Duty) – The Panel agreed with Exonerated

Respondent Officer #2

Harassment – The Panel agreed with Unfounded
Use of Language – The Panel agreed with Non-Sustained
Use of Language – The Panel agreed with Non-Sustained
Protocol (Attention to Duty) – The Panel agreed with Exonerated

ADDED Allegations

The CCOP recommended adding and sustaining allegations of Procedural Violation for each respondent, for their failure to complete a Stop and Frisk report, as required.

This investigation is related to a field stop conducted by the respondents. The respondents were on patrol when they observed two males hanging out at a convenience store. At the end of their shift, the respondents noticed that the subjects were still there. Because the area was a high crime area, the respondents conducted the stop. While they were talking to the men, Complainant #1, who is the Involved Citizen's mother, approached Respondent #1, with a phone in her hand. She had been speaking a 911 dispatcher, stating that the Respondents were abusing and harassing her son. She allegedly shoved the phone in the Respondent #1's face. Respondent #1 indicated that this was interfering with him conducting the stop. Respondent #2 stated that he took the phone from Complainant #1 and spoke to the dispatcher. He advised the dispatcher they were okay and requested backup. The respondents acknowledged that the stop included an inspection of the Involved Citizen's bag and may have also included a pat down.

While the CCOP agreed with the investigator's recommendations for each allegation, the Panel also recommended adding and sustaining a Procedural Violation allegation for each Respondent, for failure to complete a Stop and Frisk Report, as required. Both Respondents admitted to not completing the required report.

IA 17-36

The Complainant alleged that Respondents #2 and #3 were engaged in a physical altercation and they were encouraged to fight by their supervisor Respondent #1.

Respondent #1

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Respondent #2

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Respondent #3

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

IA 17-37

The Complainant alleged that the Respondent cursed at him during a traffic stop.

Use of Language – The Panel agreed with the finding of Non-Sustained.

IA 17-38

The Complainant alleged that the Respondent slammed him to the ground and broke his phone.

Use of Force – The Panel agreed with the finding of Exonerated.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

IA 17-39

The Complainant alleged that the Respondent used profanity during a traffic stop. The Complainant also alleged that the Respondent searched his vehicle and threw his personal items on the ground.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Use of Language – The Panel agreed with the finding of Sustained.

Procedure Violation – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

IA 17-40

The Complainant alleged that she has been subjected to a pattern of harassment by the Respondent.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Protocol (Courtesy) – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Procedural Violation – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

IA 17-42

The Complainant alleged that the Respondents used force; that Respondent #1 used inappropriate language and failed to identify himself while conducting a traffic stop.

Respondent #1

Use of Force – The Panel agreed with the finding of Unfounded.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Procedure Violation (x3) – The Panel agreed with the finding of Sustained.

Respondent #2

Use of Force – The Panel agreed with the finding of Unfounded.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Procedure Violation – The Panel agreed with the finding of Non-Sustained.

Respondent #3

Use of Force – The Panel agreed with the finding of Unfounded.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Respondent #4

Use of Force – The Panel agreed with the finding of Unfounded.

IA 17-43

The Complainant alleged that while at the scene of a fatal accident, Respondent #1 grabbed a camera from the Complainant's hands and erased pictures of the accident scene. The Complainant further alleged that he spoke, by telephone, to Respondent #2 to complain about the action.

Respondent #1

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Protocol (Courtesy) – The pane agreed with the finding of Unfounded.

Respondent #2

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Protocol (Attention to Duty) – The pane agreed with the finding of Non-Sustained.

IA 17-44

The Involved Citizen alleged that during his arrest, Respondent #1 and #2 cursed and threatened him.

Respondent Officer #1

Use of Language – The Panel agreed with Sustained.

Protocol (Courtesy) – The Panel agreed with Non-Sustained

Use of Language - The Panel agreed with Non-Sustained

Protocol - The Panel agreed with Non-Sustained

Use of Force - The Panel agreed with Non-Sustained

Use of Force - The Panel agreed with Non-Sustained

Respondent Officer #2

Protocol - The Panel agreed with Non-Sustained

Use of Language - The Panel agreed with Non-Sustained

Protocol - The Panel agreed with Non-Sustained

Use of Force - The Panel agreed with Exonerated

This incident occurred pursuant to a domestic dispute call. The respondents observed a male matching the description of a party in the domestic dispute walking in a nearby roadway. The Respondents stopped the Involved Citizen to question him and the Involved Citizen became upset and began pacing the roadway in an unsafe and erratic manner. Concerned that the Involved Citizen would get hit by a passing motorist, the officers ordered him to get out of the roadway. The Involved Citizen did not comply and Respondent #2 grabbed the Involved Citizen and pulled him from the roadway. The Involved Citizen tried to pull away and the Respondent used an arm-bar to take down the Involved Citizen prior to handcuffing him.

The Panel agreed with the investigative findings for each officer, as the facts support that officers were able to articulate that the Involved Citizen failed to obey a lawful order and resisted when officers tried to use an escort technique to guide the Involved Citizen from the roadway and out of the way of oncoming traffic.

IA 17-45

The Complainant alleged that the Respondent used inappropriate language towards her during a phone conversation.

Use of Language – The Panel agreed with the finding of Non-Sustained.

IA 17-49

The Complainant alleged that the Respondent has displayed a continual pattern of conduct that is discriminatory towards him. The Complainant alleged that the Respondent has attempted to alienate

him from the other members of his squad. The Complainant also alleged that the Respondent has attempted to punish him several times for the same incident.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.
Unbecoming Conduct – The Panel agreed with the finding of Sustained.

IA 17-50

The Complaint alleged that the Respondent threw him to the ground, kicked and punched him during an arrest. The Complainant further alleged that the Respondent threw his cell phone into the wooded area. The Respondent also allegedly kept a handcuff key with a flash light belonging to the Complainant.

Procedural (Property & Evidence) – The Panel agreed with the finding of Non-Sustained.
Procedural (Property & Evidence) – The Panel agreed with the finding of Sustained.
Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.
Use of Force – The Panel agreed with the finding of Non-Sustained.
Use of Language – The Panel agreed with the finding of Non-Sustained.
Use of Language – The Panel agreed with the finding of Non-Sustained.

IA 17-51

The Complainant stated that he came into contact with the Respondents as a result of a welfare check. The Complainant stated that while he was in an excited delirium state, officers kicked and punched him multiple times, while attempting to arrest him.

Respondent #1

Use of Force – The Panel agreed with the finding of Exonerated.
Use of Force – The Panel agreed with the finding of Exonerated.
Use of Force – The Panel agreed with the finding of Non-Sustained.
Use of Force – The Panel agreed with the finding of Non-Sustained.
Use of Force – The Panel agreed with the finding of Non-Sustained.
Use of Force – The Panel agreed with the finding of Non-Sustained.

Respondent #2

Use of Force – The Panel agreed with the finding of Unfounded.
Use of Force – The Panel agreed with the finding of Unfounded.
Use of Force – The Panel agreed with the finding of Exonerated.
Use of Force – The Panel agreed with the finding of Non-Sustained.
Use of Force – The Panel agreed with the finding of Non-Sustained.

Respondent #3

Use of Force – The Panel agreed with the finding of Unfounded.
Use of Force – The Panel agreed with the finding of Unfounded.
Use of Force – The Panel agreed with the finding of Exonerated.
Use of Force – The Panel agreed with the finding of Exonerated.
Use of Force – The Panel agreed with the finding of Unfounded.

IA 17-52

The Complainant alleged that the Respondent made false allegations about him and beat him up during his arrest.

Unbecoming Conduct – The Panel agreed with the finding of Exonerated.
Criminal Misconduct – The Panel agreed with the finding of Unfounded.

IA 17-53

The Complainant alleged that the Respondents grabbed him by the neck, kicked and threw him to the ground during a traffic stop. The Complainant also alleged that Respondent #1 took his cell phone when he attempted to record the incident and slammed it on his vehicle, causing it to break.

Respondent #1

Procedural Violation – The Panel agreed with the finding of Sustained.
Unbecoming Conduct – The Panel agreed with the finding of Unfounded

Respondent #2

Procedural Violation (Use of Force Reporting) – The Panel agreed with the finding of Sustained.
Use of Force – The Panel agreed with the finding of Exonerated.

IA 17-54

The Complainant alleged that the Respondent used derogatory terms to refer to black officers.

Use of Language- The Panel agreed with the finding of Non-Sustained

The Complainant alleged that during a conversation about how calls were being handled in Respondent Officer's beat, the Respondent allegedly used racially offensive language. The witness officers present at the scene reported that they did not hear the entire conversation or that they did not hear the Respondent make the alleged remark. The Panel agreed with the findings of Non-Sustained, as none of the witnesses could corroborate the Complainant's allegation.

IA 17-55

The Complainant alleged that she was cursed at and inappropriately touched while being taken into custody.

Respondent #1

Use of Language – The Panel agreed with the finding of Non-Sustained.
Protocol (Attention to Duty) – The Panel agreed with the finding of Exonerated.
Unbecoming Conduct – The Panel agreed with the finding of Unfounded.

Respondent #2

Use of Language – The Panel agreed with the finding of Non-Sustained.
Protocol (Attention to Duty) – The Panel agreed with the finding of Exonerated.

Respondent #3

Use of Language – The Panel agreed with the finding of Unfounded.
Unbecoming Conduct – The Panel agreed with the finding of Unfounded.

Respondent #4

Use of Language – The Panel agreed with the finding of Unfounded.
Unbecoming Conduct – The Panel agreed with the finding of Unfounded.

IA 17-56

The Complainant alleged that the Respondents used force on him and that he was harassed by the Respondents while conducting a traffic stop. The Complainant also alleged that the Respondents used inappropriate language towards him.

Respondent #1

Use of Force – The Panel agreed with the finding of Exonerated.
Use of Language – The Panel agreed with the finding of Non-Sustained
Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.
Procedural Violation – The Panel agreed with the finding of Exonerated.
Procedural Violation – The Panel agreed with the finding of Sustained.

Respondent #2

Use of Force – The Panel agreed with the finding of Unfounded.
Use of Language – The Panel agreed with the finding of Non-Sustained
Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Procedural Violation – The Panel agreed with the finding of Unfounded.

Respondent #3

Use of Force – The Panel agreed with the finding of Exonerated.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Procedural Violation – The Panel agreed with the finding of Sustained.

Respondent #4

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Respondent #5

Use of Language – The Panel agreed with the finding of Non-Sustained.

Respondent #6

Protocol (Attention to Duty) – The Panel agreed with the finding of Sustained.

IA 17-57

The Complainant alleged that while reporting for his scheduled appointment at the Sex Offenders Registry Unit, the Respondent referred to him using racially derogatory phrase. The Complainant further alleged that the Respondent discussed his case in the presence of other civilians, which he believed put his safety in jeopardy.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Attention to Duty (Protocol) – The Panel agreed with the finding of Non-Sustained.

Retaliatory Acts Against Complainant – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

IA 17-58

The Complainant alleged that the Respondent cursed at him, challenged him to a gun fight, while pointing his weapon at him and used disparaging remarks towards him.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Procedural Violation – The Panel agreed with the finding of Sustained.

IA 17-59

The Complainant alleged that the Respondent intimidated and threatened to harm him.

Use of Language – The Panel agreed with the recommendation of Sustained

While the CCOP agreed with the finding in this investigation, the Panel noted that the investigator should have followed up with the involved officers about specific aspects of the investigation.

IA 17-60

The Complainant alleged that the Respondents tased, punched and placed a knee on his neck.

Respondent #1

Use of Force – The Panel agreed with the finding of Exonerated.

Respondent #2

Use of Force – The Panel agreed with the finding of Exonerated.

Respondent #3

Use of Force – The Panel agreed with the finding of Exonerated.

Respondent#4

Use of Force – The Panel agreed with the finding of Exonerated.

IA 17-61

The Complainant alleged that during a traffic stop, she was pulled from her vehicle and slammed against her car by Respondent #1. The Complainant also alleged that Respondents #2 & #3 twisted her arms behind her back. The Complainant alleged that when she asked Respondent #1 about her wallet, the Respondent cursed and shouted at her. She also alleged that Respondent #1 misrepresented the facts of her arrest.

This case was administratively closed because the records show that the filing of the complaint exceeded LEOBR guidelines. The Panel was, however, unclear on the decision to administrative close the case for untimely filing and forego an investigation. This is inconsistent with other investigations the Panel has reviewed where the complaint filing date clearly exceeded LEOBR. Nonetheless, the Panel agreed with administrative closure.

IA 17-62

The Complainant alleged that the Respondents grabbed his arm, as well as damaged his cell phone and door handle during a traffic stop.

Respondent #1

Use of Force – The Panel agreed with the finding of Unfounded.

Procedure Violation – The Panel agreed with the finding of Sustained.

Procedure Violation – The Panel agreed with the finding of Exonerated.

Respondent #2

Protocol (Attention to Duty) – The Panel agreed with the finding of Exonerated.

Unbecoming Conduct - The Panel agreed with the finding of Unfounded.

Unbecoming Conduct - The Panel agreed with the finding of Unfounded.

Respondent #3

Attention to Duty – The Panel agreed with the finding of Exonerated.

IA 17-66

The Complainant alleged that she was threatened and that the Respondents engaged in conduct that she considered harassment. Respondent #1 alleged that the Complainant bumped him with a chair.

Respondent #1

Unbecoming Conduct - The Panel DISAGREED with the finding of Exonerated.

Harassment – The Panel agreed with the finding of Unfounded

Respondent #2

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

The Complainant alleged that when she attempted to move a chair from an area where the Respondent was sitting, the Respondent would not move. She further alleged that she advised the Respondent twice that the chair might bump him as she tried to get it around him. When the Respondent did not move, she proceeded to roll the chair past him. As she did, the Respondent allegedly said, "You don't want to bump into me again." The Complainant perceived this to be a threat. The Complainant stated that she believed this was a reaction to her having reported him earlier in the year for blocking the driver's side door of her car located in a handicap space. The Complainant is a civilian employee in District IV.

The G.O.M. states that hostile or disrespectful behavior towards fellow employees, such as, disrespectful/hostile/combatative communications (written/verbal) may be viewed as unbecoming conduct. Respondent #1 admitted that he specifically said, "You don't want to bump into me again."

The use of these exact words implies an explicit threat of further undesirable actions. This is both hostile and combative. Therefore, the CCOP recommended that Allegation #1, Unbecoming Conduct, for Respondent White be Sustained.

The CCOP found that the incident with the chair did not demonstrate harassment. Therefore, we agree with the finding of Unfounded for Allegation #2, Harassment, for Respondent White. However, the Panel is concerned that other occasions of harassment by Respondent, as outlined by Respondent Parker, were not fully investigated. Lastly, the Panel agreed with the finding of Sustained for Allegation #1, Unbecoming Conduct, for Respondent Parker.

IA 18-02

The Complainant alleged that the Respondent used his position as a Prince George's County Police Commander to exert influence over another police agency. The Complainant further stated that the Respondent threatened to file a complaint against his agency.

Ethics Violation – The Panel agreed with the finding of Sustained.

Ethics Violation – The Panel agreed with the finding of Sustained.

Loyalty – The Panel agreed with the finding of Sustained.

IA 18-06

It was alleged that Respondent #1 failed to properly submit a recovered firearm into property and failed to transport that firearm to the Firearms Examination Section (FEU) within the required timeframe. It is also alleged that Respondent #1 failed to complete a related report in the required timeframe and backdated the report to the date of the recovery. It is alleged that Respondent #2, who is assigned to another district station, acted as a supervisor and approved the property submission.

Respondent #1

Procedure Violation (Report and Records) – The Panel agreed with the recommendation of Sustained

Procedure Violation (Property and Evidence) – The Panel agreed with the recommendation of Sustained

Respondent #2

Procedure Violation (Property and Evidence) – The Panel agreed with the recommendation of Sustained

Protocol (Attention to Duty) - Procedure Violation (Property and Evidence) – The Panel agreed with the recommendation of Non-Sustained

The CCOP agreed with the findings as they relate to Respondent #1, as well as the Procedure Violation (Property and Evidence) for Respondent #2. However, the Panel is unclear on why Allegation #2-Protocol (Attention to Duty), for Respondent #2 was non-sustained. The ROI summary seemed to indicate that Respondent #2's approval of property records outside of her chain of command was a violation.

However, there appears to be some uncertainty and ambiguity regarding the proper protocol. Therefore, the CCOP recommended that the protocol be clarified, so it can be properly enforced. In the absence of such clarity, the CCOP agreed with the finding of Non-Sustained of Allegation #2 for Respondent #2.

SI 15-32

The Respondent was involved in a custody dispute. The Respondent's mother took his service weapon and shot the Involved Citizens and fled the scene on foot. One of the Involved Citizens survived and identified the Respondent's mother as the shooter.

Violation of Law (x2) – The Panel agreed with the finding of Unfounded.

Violation of Law (x11) – The Panel agreed with the finding of Sustained.

Ethics (x2) – The Panel agreed with the finding of Unfounded.

Ethics (x12) – The Panel agreed with the finding of Sustained.

SI 15-59

Officers responded for the report of a carjacking. Responding units made contact with the victim who reported that an armed subject had confronted him as he exited his vehicle in the driveway of his residence. Look-out for the vehicle was broadcast and a short time later the Respondent #1 located the vehicle and began pursuing. The pursuit continued into the District where the subject exited the vehicle and fled on foot, with the Respondents in pursuit. The Involved Citizen stumbled and fell facedown. The Involved Citizen rolled over and pointed a handgun at Respondent #1. The Respondents discharged their firearms at the suspect, striking him multiple times and fatally wounding him. A semi-automatic handgun was recovered next to the Involved Citizen's body.

Respondent #1

Use of Force – The Panel agreed with the finding of Exonerated.

Respondent #2

Use of Force – The Panel agreed with the finding of Exonerated.

Respondent #3

Use of Force- The Panel agrees with the finding of Exonerated.

Respondent #4

Use of Force – The Panel agrees with the finding of Exonerated.

SI 16-07

The Involved Citizen was robbed. Patrol officers made on scene arrests, that were interviewed and processed by the Respondent. The Respondent failed to screen the case and it was subsequently entered nolle prosequi by the state attorney's office. This led to the Involved Citizen contacting the Respondent and demanding money from him in a series of text message exchanges. The text messages show that the Respondent agreed to set up a payment schedule to satisfy the Involved Citizen.

Ethics – The Panel agreed with Sustained

Attention to Duty – The Panel Agreed with Sustained

SI 16-10

After leaving a restaurant/bar, the Respondent was pulled over by Maryland State Troopers. The Respondent was placed into custody and put in a state police cruiser. After taking a Preliminary Breath Test (PBT), the Respondent was released and was taken home by the acquaintance.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

SI 16-35

The Respondent testified under oath that the Involved Citizen had been positively identified as the robbery suspect in his case. The robbery victim did not identify the Involved Citizen.

Unbecoming Conduct (Perjury) – The Panel agreed with the finding of Non-Sustained.

SI 16-38

The Respondent responded for the report of an armed subject. Respondent attempted a subject stop, at which point the Involved Citizen fled. The Respondent gave chase. During the chase the Involved Citizen pulled out a gun and pointed in the general area of the Respondent. The Respondent fired two shots at the Involved Citizen, not striking him.

Use of Force (Discharge of Firearms) – The Panel agreed with the finding of Exonerated.

SI 16-40

The Respondent was working secondary employment at a nightclub, when he ordered the

Involved Citizen to leave the premise. The Involved Citizen swung at the Respondent. The Respondent hit her in the face with a closed fist and placing her under arrest.

Use of Force – The Panel agreed with the finding of Exonerated.

SI 16-55

The Respondents reported for a domestic dispute involving the Involved Citizen. The Involved Citizen actively resisted arrest and sustained a broken jaw and eye socket.

Respondent #1

Use of Force – The Panel agreed with the finding of Exonerated.

Respondent #2

Use of Force – The Panel agreed with the finding of Exonerated.

SI 16-60

The Involved Citizen filed for a temporary protection order against the Respondent. The Involved Citizen stated that the Respondent had threatened to slice her throat if she did not meet him at a hotel. She alleged that when the Involved Citizen met him at the hotel, the Respondent hit her, forced vaginal intercourse and urinated on her. The Maryland State Police also began a criminal investigation based on the Involved Citizen's statement.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Unfounded.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

SI 16-63

Officers responded for the report of a shooting. Respondent #1 stopped the Involved Citizen a short distance away from the area of the shooting. The Respondent attempted to pat down the Involved Citizen for weapons. During the pat down, the Respondent felt a hard object in Involved Citizen's waist band. The Respondent took the Involved Citizen to the ground. It was only after the Involved Citizen was taken to the ground that he identified himself as a police and was that he was armed with a handgun. The Involved Citizen complained of excessive force. However, he did not file a formal complaint. A use of force investigation was initiated.

Respondent #1

Use of Force – The Panel agreed with the finding of Exonerated.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Procedure (Courtesy) – The Panel agreed with the finding of Non-Sustained.

Respondent #2

Use of Force – The Panel agreed with the finding of Unfounded.

Use of Language – The Panel agreed with the finding of Non-Sustained.

Respondent #3

Use of Force – The Panel agreed with the finding of Unfounded.

Use of Language – The Panel agreed with the finding of Non-Sustained.

SI 16-68

Officers responded for the report of a male suspect firing a handgun at a street light. As officers were approaching the area, another call from a citizen advised that the male had gotten into a vehicle and was leaving the area. Officers spotted the vehicle and the vehicle fled. Officers pursued until their lieutenant discontinued the pursuit as the vehicle approached the Maryland line. The officers observed the Involved Citizen pull to the side of the road a short distance from them. Officers in two separate cruisers parked in the front and back of the vehicle. The officers approached the vehicle on both the driver's side and the passenger side. The Involved Citizen put the vehicle in reverse, hitting

the cruiser parked behind it. Respondent #1 opened the passenger side door, saw a handgun in the Involved Citizen's lap and entered the vehicle, with his service weapon drawn. The Involved Citizen hit the Respondent's handgun, causing it to discharge one round into the roof of the vehicle. The Respondent lost control of his service weapon. The other Respondents opened the driver's side door and pulled the Involved Citizen out of the vehicle. Respondent #3 deployed his taser. The Involved Citizen continued to struggle and a second deployment from the taser was used. The Involved Citizen was handcuffed.

Respondent #1

Procedure- Discharge of Firearm – The Panel agreed with the finding of Sustained.
Use of Force – The Panel agreed with the finding of Exonerated.

Respondent #2

Use of Force – The Panel agreed with the finding of Exonerated.

Respondent #3

Use of Force – The Panel agreed with the finding of Exonerated.

SI 16-71

The Respondent served the Involved Citizen with a Notice to Vacate. The Respondent was displaying his police badge and issued service weapon. The Involved Citizen felt threatened and intimidated by the Respondent displaying his gun and badge.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.
Unbecoming Conduct – The Panel agreed with the finding of Sustained.
Procedural Violation – The Panel agreed with the finding of Sustained.

SI 16-73

A Witness notified the Internal Affairs SIRT office that he had an ongoing investigation on the Involved Citizen. During his investigation, a Search and Seizure Warrant was executed on the Involved Citizen's phone. While searching through data on his phone, the Witness discovered a "screen shot" picture and a few text messages that were sent to the Respondent. The "screen shot" was of the Respondent's Mobile Data Terminal. This screen shot captured a results screen for an inquiry the Respondent conducted at the Involved Citizen's request.

Procedural Violation – The Panel agrees with the finding of Sustained.

SI 16-77

The Respondent reported for a complaint of a suspicious, occupied vehicle. The Respondent approached the vehicle and startled the Involved Citizens. Involved Citizen #2 exited the vehicle and fled. Involved Citizen #1 pulled a weapon and pointed it at the Respondent. The Respondent fired his service weapon through the windshield, striking Involved Citizen #2 twice in the chest. Involved Citizen #1 was later apprehended and other weapons were found in the vehicle. Involved Citizen #2 was stabilized on the scene and transported to the hospital.

Use of Force (Discharge of Firearm) – The Panel agreed with the finding of Exonerated.

SI 17-02

Officers responded for the report of a domestic dispute involving a Prince George's County Police Officer. Upon arrival the officers met with the Involved Citizen and the Respondent. The Involved Citizen told officers that she and the Respondent were having a verbal dispute, when the Respondent picked her up and body slammed her to the floor. She further alleged that the Respondent hit her with an open hand strike and snatched her eyeglasses off, breaking them. She also alleged that the Respondent damaged her cell phone and injured her finger when he tried to remove her wedding ring. The Involved Citizen stated that the Respondent took out his service weapon and tried to give it to her while saying "just kill me."

Criminal Misconduct – The Panel agreed with the finding of Unfounded.
Unbecoming Conduct – The Panel agreed with the finding of Sustained.

SI 17-05

The Respondent and witnesses reported to New Jersey to interview the Involved Citizen, who was wanted for a homicide in Prince George's County. During the interview, the Respondent made several remarks to the Involved Citizen that the Involved Citizen viewed as threats to have him physically harmed.

Ethics – The Panel agreed with the finding of Sustained.
Unbecoming Conduct – The Panel agreed with the finding of Sustained.

SI 17-06

The Involved Citizen reported that the Respondent was at her residence acting erratic and irrational. A confrontation between the Involved Citizen and the Respondent happened when the Respondent would not allow her to close her car door. They later got into a verbal dispute over child care.

Unbecoming Conduct - The Panel agreed with Sustained
Unbecoming Conduct - The Panel agreed with Non-Sustained
False Statement - The Panel agreed with Sustained
Insubordination - The Panel agreed with Sustained
False Statement - The Panel agreed with Sustained
Insubordination - The Panel agreed with Sustained
Procedural Violation - The Panel agreed with Sustained
Insubordination - The Panel agreed with Sustained
Insubordination - The Panel agreed with Sustained

The Panel commended the investigator for a very thorough and high quality investigation. The Panel noted its concern about the Respondent's disruptive and erratic conduct and inquired if the Department has adequate procedures in place to identify such patterns and adjudicate them appropriately. The Panel also questioned if this officer was still employed by the Department. The Panel was concerned that he may still be on the force.

SI 17-10

The Respondent and another officer reported to a scene where they saw the Involved Citizen exit a house brandishing a knife and walking towards the Respondent. The Respondent backed away from the Involved Citizen and told him multiple times to drop the knife. The Involved Citizen kept advancing towards the Respondent. The Respondent fired twice at the Involved Citizen, striking him once in the leg. The Respondent handcuffed the Involved Citizen and the Involved Citizen was transported to the hospital.

Use of Force – The Panel agreed with the finding of Exonerated.

SI 17-13

Officers witnessed the Involved Citizen break into a home and then followed him back to his own residence and attempted to take him into custody. The Involved Citizen fled from the officers on foot and ran into a movie theater. The Involved Citizen ran behind the movie screen and climbed up the scaffolding into the ceiling area of the theater. The officers determined the Involved Citizen's location and after a standoff were able to get the Involved Citizen out of the ceiling and take him into custody. The Respondent accidentally discharged his weapon during the pursuit.

Discharge of Firearm (Accidental) – The Panel agreed with the finding of Sustained

SI 17-14

The Respondents assisted Maryland State Police and Virginia State Police Drug Enforcement Division execute a search warrant for distribution of heroin. As a result of the execution of the search warrant, it was alleged that \$5,000 in cash went missing from the scene.

Respondent Officer #1

Allegation – Ethics - The Panel agreed with the finding of Non-Sustained.

Respondent Officer #2

Allegation - Ethics - The Panel agreed with the finding of Non- Sustained

Respondent Officer #3

Ethics – The Panel agreed with the finding of Non-Sustained

Respondent Officer #4

Ethics – The Panel agreed with the finding of Non-Sustained

Procedural Violation – The Panel agreed with the finding of Sustained.

While the CCOP agreed with the investigative findings, as presented, the Panel was concerned that the Investigative Report was not complete. Specifically, a review of the Investigative Report indicated that not all of the law enforcement officers involved in the execution of the search warrant were questioned about the missing cash. There is also no indication as to why these potential witnesses were not interviewed. In the absence of interviewing all witnesses or an explanation of the omission, the CCOP was concerned that the Panel lacks all the information required to reach a well-informed decision. The Panel requested that the Department provided the Panel a clear protocol for not interviewing witnesses.

SI 17-18

The Respondent was involved in a domestic dispute. The Involved Citizen stated that she and the Respondent were involved in a verbal argument. When the Involved Citizen confronted the Respondent, he began progressively upset and struck a handrail, wall and the Involved Citizen in the face. The Involved Citizen asked the Respondent to leave and advised him that he could come back the next day, when things calmed down. When the Respondent returned, the Involved Citizen refused to speak to him and the Respondent refused to leave the residence. The Involved Citizen called the police to report the previous night's altercation.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

SI 17-20

The Respondents attempted to conduct a traffic stop for a moving violation. The Involved Citizen sped off and attempted to strike Respondents. The Involved Citizen fled the scene and the Respondents pursued, until the Involved Citizen crashed his vehicle.

Respondent #1

Procedural Violation – The Panel agreed with the finding of Sustained.

Respondent #2

Procedural Violation – The Panel agreed with the finding of Sustained.

Respondent #3

Procedural Violation – The Panel agreed with the finding of Sustained.

SI 17-21

The Complainant alleged that the Respondent sent anonymous text messages in an effort to force them off of her squad. The text messages were sent in response to a disagreement between the Reporting Person and the Respondent.

Unbecoming Conduct – The Panel Agreed with Non-Sustained

The Respondent was alleged to have sent anonymous, negative text messages in an effort to have the Reporting Person removed from the Respondent's squad. The text messages were reported to the Station Commander, who suggested that Respondent surrender the cell phone for examination. The Respondent agreed. It was determined that the text messages were sent from the Respondent's cellular phone. However, the Respondent asserted that the messages were sent by someone with whom the Respondent had a person relationship. The investigation concluded that there was insufficient

evidence to prove or disprove that the Respondent actually sent the text messages.

The CCOP agreed with the investigative determination of Non-Sustained for the Unbecoming Conduct allegation against the Respondent. However, the Panel was concerned that there were notable gaps in the investigation. Specifically, the investigation did not indicate if the phone used to send the text messages was the Respondent's work or personal phone. The GOM states that, "To protect the Department's electronic equipment and systems-hardware, software, files, and records-from unauthorized access and damage, the Department implemented and enforces stringent security measures and procedures." A smart phone, such as the device used to relay the text messages in question, is a hand held computer and its use and security should be governed by this or a similar section of the GOM.

If the phone was determined to be the Respondent's department-issued phone, the Respondent failed to secure this piece of computer equipment. This exposed it to theft, security breach and other threats. Its exposure and vulnerability to a threat was evidenced by the Respondent's assertion that a civilian obtained access to her county-issued equipment for the purpose of sending unauthorized text messages to a police officer. This constitutes a violation of the GOM section cited above. If the phone is determined to be the Respondent's police-issued equipment, the Panel recommended adding and sustaining a Procedural Violation allegation for the Respondent's failure to properly secure her phone.

SI 17-22

The Respondent was working secondary employment at a hospital, when he was asked for assistance. The Involved Citizen exited an ambulance and punched the Respondent in the chest. The Respondent used force by punching the Involved Citizen in the face.

Use of Force – The Panel agreed with Exonerated

The Involved Citizen was intoxicated and upon arrival to the hospital refused to exit the ambulance. The Paramedics requested the Respondent's assistance in getting the Involved Citizen out of the ambulance. As the Involved Citizen exited the ambulance, he punched the Respondent in the chest. The Respondent then struck the Involved Citizen in the face causing a fractured jaw. The Respondent was charged with an allegation of Use of Force. The Investigator determined that the use of force was proper and justified as the Respondent was defending himself from being assault by the Involved Citizen. The Investigator recommended that the allegation be exonerated.

The Panel agreed with the conclusions contained in the investigative report, but was concerned about the thoroughness of this investigation. The Panel also had questions about Police Department's protocol for handling violent and aggressive citizens. Accordingly, the Panel requested that the Police Department provide either a written response or in-person briefing on policy and training, with regards to violent and aggressive citizens.

SI 17-23

The Respondent reported for a complaint of an aggressive dog loose in the neighborhood. While on scene, the dog charged at the Respondent, who subsequently discharged his firearm striking the dog twice.

Firearms Discharge – The Panel agreed with the finding of Exonerated.

SI 17-25

Officers found an unoccupied and unsecured marked SUV cruiser, with four flat tires and dented rims. A video from a store security camera showed Respondent #1 driving over the curb in front of the store. Respondent #1 parked the cruiser and was picked up and transported from the scene by an unknown individual. Respondent #2 was charged with failure to properly attend to his duty during the processing of this incident.

Respondent #1

Procedure Violation (Preventable Accident) – The Panel agreed with the finding of Sustained.

Procedural Violation (Departmental Accident) – The Panel agreed with the finding of Sustained.

Procedural Violation (Departmental Vehicles) – The Panel agreed with the finding of Sustained.
Procedural Violation (Departmental Vehicles) – The Panel agreed with the finding of Non-Sustained.

Respondent #2

Attention to Duty – The Panel agreed with the finding of Sustained.

SI 17-26

The Metropolitan Police Department responded for a destruction of property call involving the Respondent. The Involved Citizen is a fare driver. He advised that when arrive to pick-up the Respondent, he told the Respondent that he was unable to take him to his destination and the Respondent he became angry. The Involved Citizen advised that the Respondent used profanity and made racial remarks. The Respondent allegedly kicked a payment terminal, which caused it to break off of its bracket.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Use of Language – The Panel agreed with the finding of Non-Sustained.

SI 17-27

The Involved Citizen, who is the Respondent's wife, obtained an Interim Protective Order and Criminal Summons for Second Degree Assault for the Respondent. She reported that the Respondent pulled his service weapon on her, attempted to stab her, pushed and hit her.

Criminal Misconduct – The Panel agreed with the finding of Unfounded.

Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

SI 17-28

The Involved Citizen approached the witness, who is a school security officer, to report that his mother, the Respondent, had been physically abusive to him prior to him arriving at school.

Unbecoming Conduct - The Panel DISAGREED with the finding of Unfounded.

This incident resulted from an argument between the Respondent and the Involved Citizen, related to the Involved Citizen's continuous school tardiness and possible expulsion from school. The Involved Citizen alleged that his mother, Respondent burned his arm and drove him to school erratically, as if to threaten his life. The Involved Citizen reported this to Pupil Personnel and notification was made to Child Protective Services (CPS) and the Police Department. The Involved Citizen also alleged that, while the Respondent drove him to school on the day of this incident, she attempted to drive into oncoming traffic. He also indicated that the Respondent kept a weapon in their house and he did not feel safe at home.

Photos of the injuries were being taken when the Involved Citizen advised that one of the two marks was an old injury from broken glass and that the burn from the iron was the smaller, red mark. He also indicated that the burn occurred when the Respondent threatened to burn him and he pushed the iron away and that the Respondent also struck him with a belt on the back of the leg. In a subsequent interview, the Involved Citizen softened his statement, saying that he and the Respondent were "just not getting along." He stated that the Respondent never struck him before that day and that her firearm was always locked up, when not in her control. The CPS Investigator indicated that the Respondent admitted to hitting the Involved Citizen with a belt. However, the areas articulated were not considered abusive by CPS.

CPS concluded that there were "some issues" in the household and recommended counselling, as well as parenting classes. The CPS also charged the Respondent with unsubstantiated physical child abuse.

During the investigation, the IAD investigator recommended that the allegation of Unbecoming Conduct related to the alleged physical child abuse be unfounded. However, no evidence or documentation was presented to support that physical child abuse did not occurred. In fact, the CPS Notice of Action, also included in the IAD case file, advised the Respondent that the CPS found she

was responsible for "Unsubstantiated" child physical abuse.

Since there is no determination from CPS that the alleged abuse did not occur, the CCOP found that the CPS finding of "Unsubstantiated" was more consistent with the Police Department's standard for a non-sustained finding. There was not enough evidence to prove or disprove that the alleged child abuse occurred. Therefore, the CCOP disagreed with the recommendation of Unfounded for the Unbecoming Conduct allegation and recommended Non-Sustained.

Additionally, the Panel was concerned about the level of thoroughness for the interview conduct with the Respondent.

SI 17-31

The Involved Citizens were stopped at a red light when the Respondent, driving his personal vehicle, failed to stop in time to avoid colliding with the back of the Involved Citizen's vehicles. It was determined that the Respondent was possibly under the influence of alcohol and notification was made to the shift commander. Respondent was taken into custody and transported to the District II station where he waived his rights and submitted to an Intoximeter Test. The Respondent's BRAC was measured at 0.14.

Criminal Misconduct – The Panel agreed with the finding of Unfounded.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

SI 17-35

The Respondent arrested the Involved Citizen. A witness claimed to have seen the Respondent choke the Involved Citizen.

Use of Force – The Panel agreed with the finding of Unfounded.

Use of Language – The Panel agreed with the finding of Non-Sustained.

SI 17-39

The Respondent was involved in a child custody dispute. The Respondent and the Involved Citizen arranged to meet at the Maryland State Police Forestville Barracks, so the Respondent could visit with their son. All Parties were inside the barracks when the Respondent took the child outside claiming to need to get his phone to take pictures. When the Respondent did not return, the Involved Citizen exited the barracks to find him. The Respondent then got into the driver's seat while holding the child and drove away. The Involved Citizen called 911 and followed the Respondent to his mother's home in the District of Columbia. MPD officers arrived on scene and spoke with the Involved Citizen and the Respondent. There was not child safety seat in the Respondents vehicle, so the child was given back to the Involved Citizen. The Involved Citizen applied for and was granted an Interim Protective Order against the Respondent. The Respondent was ordered not to abuse or threaten to abuse the child. The Respondent was ordered to immediately surrender all firearms.

Unbecoming Conduct- The Panel agreed with the recommendation for Sustained.

Unbecoming Conduct- The Panel agreed with the recommendation for Sustained.

Unbecoming Conduct- The Panel agreed with the recommendation for Sustained.

Unbecoming Conduct- The Panel agreed with the recommendation for Sustained.

False Statement – The Panel agreed with the recommendation for Sustained.

False Statement – The Panel agreed with the recommendation for Sustained.

False Statement – The Panel agreed with the recommendation for Sustained.

This investigation is related a child visitation that occurred at a local Maryland State Police Barrack. During the visit, the Respondent took the minor child outside and did not return. When the Involved Citizen went outside to retrieve the child, the Respondent got in his car, with the minor child still in his arms, and drove away. The Involved Citizen called 911 and followed the Respondent. They drove into Washington, D.C. Metropolitan Police arrived at the scene and the minor child was returned to Involved Citizen. There was no formal custody agreement in place and the minor child was not

injured during this incident.

While the Panel agreed with all of the investigative findings, it was also concerned about the egregious nature of the Respondent's conduct. He has repeatedly (in this and previous cases) demonstrated a significant lack of judgment and integrity, which is wholly unbecoming of conduct expected of a Prince George's County Police Officer. Considering the repeated nature of these sustained and serious allegations, the Panel recommended that the Department consider terminating this officer.

SI 17-40

The Respondent was allegedly divulging confidential police information to her husband.

Ethics – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

Social Media Violation – The Panel was agreed with the finding of Sustained.

Records Dissemination – The Panel agreed with the finding of Non-Sustained.

SI 17-42

This investigation is related to a traffic stop. Respondent #1 made a traffic stop and Respondent #2 provided back-up. The Involve Citizen Wyatt drove away at a high rate of speed. The Respondents #1 and #2 briefly pursued the vehicle. The pursuit was terminated by their supervisor. The Respondents later spotted the Involved Citizen when his vehicle broke down. As they approached the vehicle, the Involved Citizen fled on foot, with the Respondents in foot pursuits. Respondent #3 assisted with the pursuit and recovered a package of suspected marijuana the Involved Citizen discarded during the foot pursuit. The Involved Citizen was transported to the hospital and treated for facial contusion, scrapes and a broken nose.

Respondent #1

Use of Force – The Panel agreed with Exonerated

Use of Force - The Panel agreed with Non- Sustained

Unbecoming Conduct – The Panel DISAGREED with Unfounded and recommended Non-Sustained

Respondent Officer #2

Use of Force – The Panel agreed with Exonerated

Use of Force - The Panel agreed with Non- Sustained

Unbecoming Conduct – The Panel DISAGREED with Unfounded and recommended Non-Sustained

Respondent #3

Use of Force – The Panel agreed with Exonerated

Use of Force - The Panel agreed with Non- Sustained

Unbecoming Conduct – The Panel DISAGREED with Unfounded and recommended Non-Sustained

The Panel agreed with Allegation #1-Use of Force and Allegation #2-Use of Force for each Respondent. The officers articulated a scenario where the Involved Citizen fled, did not comply with lawful orders, and resisted being handcuffed. Additionally, officers articulated that the Involved Citizen was reaching in his waist band, which made them perceive that the Involved Citizen might have possessed a weapon.

Regarding the unfounded determination for Allegation #3- Unbecoming Conduct, the Involved Citizen alleged that an officer threatened him. There is not a preponderance of evidence to support that the officers did or did not physically threatened the Involved Citizen. Therefore, the Panel concluded that the Unbecoming Conduct allegation for each Respondent should be non-sustained.

SI 17-44

The Respondent was involved in a domestic dispute that became physical. The Respondent violated a protective order, but was released with no charges.

- Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.
- Unbecoming Conduct – The Panel agreed with the finding of Sustained.
- Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.
- Unbecoming Conduct – The Panel agreed with the finding of Unfounded.

SI 17-45

The Internal Affairs Division was notified of a Facebook post alleging that the Respondent physically abused the Involved Citizen. This was posted on the Involved Citizen's Facebook page.

- Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.

SI 17-47

The Involved Citizen alleged that she and the Respondent were involved in a domestic dispute which escalated into a domestic assault. The Involved Citizen reported that the Respondent violated a protective order issued by the District Court of Maryland for Charles County.

- Criminal Misconduct – The Panel agreed with the finding of Unfounded.
- Criminal Misconduct – The Panel agreed with the finding of Non-Sustained.
- Unbecoming Conduct – The Panel agreed with the finding of Non-Sustained.
- Unbecoming Conduct – The Panel agreed with the finding of Sustained.

SI 17-48

The Involved Citizen was acting erratic, became combative and charged at the Respondent. Respondent deployed Taser. The Involved citizen sustained a broken jaw.

- Use of Force – The Panel agreed with the finding of Exonerated.

SI 17-51

The FBI Corruption Task Force investigators were made aware that the license plates on an FBI surveillance vehicle had been checked through NCIC by the Respondent. After investigating any possible connection between the Respondent and the target of the surveillance, FBI investigators determined that the two men were not linked. FBI investigators then brought the NCIC infraction to the attention of Prince George's County Police Internal Affairs.

- Procedural Violation – The Panel agreed with the finding of Sustained.
- Procedural Violation – The Panel agreed with the finding of Sustained.

SI 17-52

The Respondent and the Involved Citizen were involved in a verbal dispute that developed into a physical altercation. Officers reported to the scene and observed both the Respondent and the Involved Citizen with injuries and their bedroom in extensive disarray. Both parties were placed under arrest, transported to a district station for processing and charges of second degree assault. The investigation reveal sufficient evidence to show that the Respondent did bite the Involved Citizen in self-defense and was not the aggressor and the Court found the Respondent not guilty of assaulting the Involved Citizen.

- Unbecoming Conduct – The Panel agreed with the finding of Exonerated.
- Criminal Misconduct – The Panel agreed with the finding of Unfounded.

SI 17-56

It was alleged that the Respondent was selling a dog online that he adopted from a shelter that has a policy against selling adopted dogs. The Involved citizen went to the Respondents residence to inquire about the dog. The Involved citizen alleged she later received a series of calls and messages from the Respondent threatening her with arrest if she ever came back to his residence. The Involved

Citizen was served a criminal summons for trespassing and stated that the Respondent lied on the application and abused his police powers to obtain the summons.

Unbecoming Conduct – The Panel disagreed with a finding of Exonerated and recommended Unfounded

Unbecoming Conduct – The Panel disagreed with a finding of Exonerated and recommended Unfounded

Involved Citizen #2, a director of a local animal rescue shelter, was notified that a dog adopted by the Respondent was being offered for free in a Facebook ad. This was reportedly against a shelter policy that required those who adopt dogs to return the dogs to the shelter if they can no longer keep them. Involved Citizen #2, asked Involved Citizen #1, a shelter volunteer, to go to the Respondent's listed address and inquire about the dog. Involved Citizen #1 went to the address and left a note saying she was interested in the dog. Involved Citizen #1 advised that she told the Respondent that she was looking for a dog for her nephew and did not advise the Respondent that she was associated with the animal shelter. The Respondent requested that Involved Citizen #1 not come back to his home or contact him or he would pursue trespassing charges. Involved Citizen #1 perceived this as intimidation and an argument ensued. The Respondent applied for and obtained a Criminal Summons for Trespassing against Involved Citizen #1. Involved Citizen #1 alleged that the Respondent perjured himself when applying for Summons in an unspecified manner. The Investigator recommended that each of these allegations be exonerated.

Based on the investigative report, CCOP found that the exonerated finding should not apply. The officer was not acting in his official capacity as a police officer when the summons for trespassing against Involved Citizen #1 was requested, and the actions taken by Respondent Waters to obtain the Summons were done as a private citizen. There is also no evidence to suggest that the Respondent perjured himself while obtaining the Summons. Accordingly, the CCOP finds that Allegations #1 and #2, Unbecoming Conduct should both be Unfounded.

SI 17-60

The Respondent reported the recovery of her stolen department issued gun to the Sheriff's Office. The Respondent reported that she found the gun underneath the driver's seat of her vehicle. The Respondent found the gun in the same location she reported it stolen from. In the recovery report, it states that the Respondent actually located her stolen firearm a month before filing the report.

Integrity – The Panel agreed with the finding of Sustained.

False Statement – The Panel agreed with the finding of Sustained.

False Statement – The Panel agreed with the finding of Sustained.

False Statement – The Panel agreed with the finding of Sustained.

Equipment Policy – The Panel agreed with the finding of Sustained.

SI 17-62

A witness alleged that he received a group text message from the Respondent asking for volunteers to cover a shift. The text message claimed the Respondent would take care of volunteers, if they were already working. The witness alleged that the Respondent incorrectly filled out a line-up indicating that officers were working on certain days when they were not. Witness stated that this was a reward for volunteering and covering the shift.

Attention to Duty – The Panel agreed with the recommendation of Sustained

Attention to Duty – The Panel agreed with the recommendation of Non-Sustained

SI 17-63

The Respondents responded to the call for an attempted armed carjacking. Upon arrival, the Respondents observed the Involved Citizen and another individual flee on foot. The Respondents gave chase. Respondent #1 tackled the Involved Citizen. The Involved Citizen struggled with the Respondent. He kept trying to reach into his pants pocket, as the Respondent attempted to subdue and handcuff him. The Respondent delivered a closed fist strike to the Involved Citizen to gain his compliance. Respondent #2 arrived to assist. After the Involved citizen was handcuffed a knife was

recovered from his pants pocket.

Respondent #1

Use of Force – The Panel agrees with the finding of Exonerated.

Unbecoming Conduct – The Panel agrees with the finding of Non-Sustained.

Unbecoming Conduct – The Panel agrees with the finding of Non-Sustained.

Respondent #2

Use of Force – The Panel agrees with the finding of Exonerated.

SI 17-66

The Respondent was pulled over by a Virginia State Trooper for speeding and issued a citation for reckless driving.

Criminal Misconduct – The Panel agreed with Sustained

Unbecoming Conduct – The Panel agreed with Sustained

The Panel agreed with Sustained for Allegation #1- Criminal Misconduct and Sustained for Allegation #2 Unbecoming Conduct. However, the Panel is very concerned that actions taken by Respondent appear to demonstrate serious lapses in judgment that could have put members of the public at risk. The Panel was specifically concerned that the Respondent drove his private motorcycle in and around the regular flow of traffic, at a rate of speed exceeding 124 mph for more than 17 miles, despite being pursued by officers.

SI 17-70

The Internal Affairs was contacted regarding the accidental discharge of the Respondents department issued TASER. The Respondent realized she had not spark tested her Taser that shift, so she removed the bottom cartridge while talking thinking it was the top cartridge and activated the Taser. The cartridge deployed inside her vehicle. The Respondent contacted her senior corporal. It wasn't until later that evening that the incident report was completed.

Procedure Violation – The Panel agreed with the finding of Sustained.

SI 17-72

The Respondent was off-duty, driving his personal vehicle, when he was stopped by a Police Officer for a traffic infraction. As a result of the stop, the Respondent was subsequently arrested for driving under the influence of alcohol.

Criminal Misconduct – The Panel agreed with the finding of Sustained.

Unbecoming Conduct – The Panel agreed with the finding of Sustained.

ANNUAL REPORT 2018

Important Information

REPORTS

- Annual reports are issued within 180 days after the end of a calendar year.
- Beginning with the 1st quarter of 2019, quarterly reports will be posted to the CCOP website within 45 days after the end of the quarter.

CONTACT INFO: The CCOP's office has moved. Our new location is
9200 Basil Court
Suite 406
Largo, MD 20774

Telephone #: 301-883-5042

Fax #: 301-883-2655

Email Address: ccop@co.pg.md.us

Webpage: <https://www.princegeorgescountymd.gov/644/Citizen-Complaint-Oversight-Panel>

ENABLING LEGISLATIONS

- CB 25 -1990 Established the CCOP
- CB 44 -1994 Amended the terms of the Panel members
- CB 59 -2001 Expanded the Authority of the CCOP

CCOP MEETINGS

Due to privacy and personnel issues, regular CCOP Panel meetings are closed to the public. Beginning in 2019, the CCOP will periodically conduct public meetings. These public meetings will not include discussions or reviews of individual investigations, situations or officers. They will include open discussions and feedback for the trends, issues and concerns noted by the Panel and included in its reports to the public. These meeting dates will be announce on the County's website and the CCOP's webpage.

COMPLAINT FORM

The Complaint Against Police Practices (#1071) form is found on the CCOP's and Police Department's webpages on the County's website. Form can be obtained from your district police station, your local library or contacting the CCOP directly. *All complaint forms involving the use of force or brutality must be notarized.*

REQUESTS FOR CCOP TO ATTEND EVENT

If you would like for a representative of the CCOP to participate in a community event or attend a meeting, please contact us on 301-883-5042. Please allow two weeks for your request to be processed and a response provided.