

Abstracts of Sustained Cases

June 2011

Log/C.R. No. 1016302

On May 6, 2008, a complaint was registered with the Independent Police Review Authority (IPRA), regarding incidents occurring in the 2nd District, on various dates, involving three on-duty Chicago Police Department (CPD) officers (Officers A, B, and C), one on-duty CPD sergeant (Sergeant D), and one on-duty CPD lieutenant (Lieutenant E), and six high school students (Victims 1 through 6). It was alleged that during the month of September 2007, Officer A struck Victim 1 on the buttocks and/or thigh area with a paddle. It was further alleged that on April 7, 2008, Officer A struck Victims 2 and 3 on the buttocks and/or thigh area with a paddle. It was further alleged that on April 29, 2008, Officer A struck Victim 4 on the buttocks and/or thigh area with a paddle. It was further alleged that on May 5, 2008, Officer A struck Victims 1, 4, 5, and 6 on the buttocks and/or thigh area with a paddle; and instructed Victim 5 to make derogatory remarks. It was further alleged that Officer A brought discredit upon the Department. It was further alleged that on September 29, 2009, Officer A provided a false statement to IPRA. In addition, it was alleged that on April 7, 2008, Officer B struck Victim 2 on the buttocks and/or thigh area with a paddle. It was further alleged that on May 5, 2008, Officer B struck Victims 1, 4, 5, and 6 on the buttocks and/or thigh area with a paddle; and instructed Victim 5 to make derogatory remarks. It was further alleged that Officer B brought discredit upon the Department. It was further alleged that on November 6, 2009, Officer B provided a false statement to IPRA. In addition, it was alleged that on April 29, 2008, Officer C struck Victim 4 on his buttocks and/or thigh area with a paddle. It was further alleged that on May 5, 2008, Officer C verbally abused Victim 5; punched Victim 6 on the stomach and face inside a closet; slapped Victim 6 on the face inside a closet; kicked Victim 6 on the buttocks; and held Victim 6's hands down on a desk while Officers A and B struck him with a paddle. It was further alleged that Officer C brought discredit upon the Department. It was further alleged that on May 6, 2008, Officer C received information of misconduct and failed to follow the provisions of a General Order regarding reporting and investigation of the misconduct. It was further alleged that on November 5, 2009, Officer C provided a false statement to IPRA. In addition, it was alleged that on May 5, 2008, Sergeant D received information of misconduct and failed to follow the provisions of a General Order regarding reporting and investigation of the misconduct; and failed to ensure that the two wooden paddles were inventoried. In addition, it was alleged that on May 8, 2008, Lieutenant E failed to report the misconduct of Sergeant D. Based on statements from the accused members, reports, photographs, and

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witnesses, IPRA recommended to **"SUSTAIN"** the allegations that on May 5, 2008, Officer A struck Victims 1, 4, 5, and 6 on the buttocks and/or thigh area with a paddle; on May 5, 2008, instructed Victim 5 to make derogatory remarks and brought discredit upon the Department; and on September 29, 2009, provided a false statement to IPRA. Further, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegations that during the month of September 2007, Officer A struck Victim 1 on the buttocks and/or thigh area with a paddle; on April 7, 2008, Officer A struck Victims 2 and 3 on the buttocks and/or thigh area with a paddle; and on April 29, 2008, Officer A struck Victim 4 on the buttocks and/or thigh area with a paddle. In addition, IPRA recommended to **"SUSTAIN"** the allegations that on May 5, 2008, Officer B struck Victims 1, 4, 5, and 6 on the buttocks and/or thigh area with a paddle; on May 5, 2008, instructed Victim 5 to state words to make derogatory remarks and brought discredit upon the Department; and on November 6, 2009, provided a false statement to IPRA. Further, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegation that on April 7, 2008, Officer B struck Victim 2 on the buttocks and/or thigh area with a paddle. In addition, IPRA recommended to **"SUSTAIN"** the allegations that on May 5, 2008, while inside a closet, Officer C punched Victim 6 on the stomach and face, slapped Victim 6 on the face, and kicked Victim 6 on the buttocks; on May 5, 2008, Officer C verbally abused Victim 5; on May 5, 2008, held Victim 6's hands down on a desk while Officers A and B struck him with a paddle; brought discredit upon the Department; on November 5, 2009, provided a false statement to IPRA; and on May 6, 2008, received information of misconduct and failed to follow the provisions of a General Order. Further, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegations that on April 29, 2008, Officer C struck Victim 5 on the buttocks and/or thigh area with a paddle. In addition, IPRA recommended to **"SUSTAIN"** the allegation that on May 5, 2008, Sergeant D received information of misconduct and failed to follow the provisions of a General Order. Further, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegation that on May 5, 2008, Sergeant D failed to assure that the two wooden paddles were inventoried. In addition, IPRA recommended to **"SUSTAIN"** the allegation that on May 8, 2008, Lieutenant E failed to report misconduct against Sergeant D. IPRA recommended **separation from the Department for Officers A, B, and C, and five (5) day suspensions for both Sergeant D and Lieutenant E.**

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Log/C.R. No. 1022236

On December 4, 2008, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident occurring in the 8th District, on November 29, 2008, involving five on-duty Chicago Police Department (CPD) officers (Officers A, B, C, D, and E) and one on-duty CPD sergeant (Sergeant F). It was alleged by the complainant that Officer A struck her on the left side of her face/jaw with an open hand; kned her on the back of her head and leg; elbowed her in the chin and neck; dragged her down some stairs; was inattentive to duty by taking her outside while wearing only boxer shorts and a tank top; verbally abused her; directed profanities at her; and verbally abused her while at the hospital. It is further alleged that Officer A prepared a To-From-Subject-Report and a question and answer statement that contained a false account of the incident. In addition, it was alleged that Officer B used profanity; and threatened her. In addition, it was alleged that Officers C and D, at the 8th District Station, failed to register the complainant's complaint against a CPD member. It is further alleged that Sergeant F, at the 8th District Station, failed to register the complainant's complaint against Officer A; verbally abused her; and directed profanities at her. In addition, it is alleged that Officer E, at the 5th District Station, failed to register a complaint against a CPD member. Based on statements from the accused officers, reports, photographs, and witnesses, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegations against Officers B, C, D, and E, and Sergeant F. Further, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegations against Officer A that he struck the complainant on the left side of her face/jaw with an open hand; kned the complainant on the back of her head and leg; elbowed the complainant on the chin and neck; dragged the complainant down some stairs; was inattentive to duty by taking the complainant outside while wearing only boxer shorts and a tank top; verbally abused her. Further, IPRA recommended to **"SUSTAIN"** the allegations that Officer A directed profanities at the complainant; and submitted a false report to IPRA. IPRA recommended a **ten (10) day suspension for Officer A.**

Log/C.R. No. 1005987

On May 24, 2007, a complaint was registered with the Independent Police Review Authority (IPRA f/k/a the Office of Professional Standards), regarding an incident occurring in the 12th District, on May 23, 2007. It was alleged that an off-duty Chicago Police Department (CPD) officer choked the complainant; pushed the complainant; punched the complainant on the face; and threatened

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the complainant. In addition, it was alleged that the accused was arrested and charged with Aggravated Battery; was indicted on the two counts of Aggravated Battery, five counts of Official Misconduct, and one count of Unlawful Restraint; was convicted of two counts of Aggravated Battery and five counts of Official Misconduct; and brought discredit upon the Department. Based on reports and statements from witnesses, IPRA recommended to **"SUSTAIN"** the allegations that the accused choked the complainant; pushed the complainant; punched the complainant on the face; threatened the complainant; was arrested for Aggravated Battery; was indicted on eight criminal charges; was found guilty of two counts of Aggravated Battery and five counts of Official Misconduct; and brought discredit upon the Department. IPRA recommended **separation from the Department for the accused member.**

Log/C.R. No. 1015390

On April 1, 2008, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident occurring in the 5th District, on April 1, 2008, involving two on-duty Chicago Police Department (CPD) officers (Officers A and B). It was alleged that Officer A grabbed the Complainant A, to whom he was married but separated from, by the neck and pushed her; slapped Complainant A on the face, causing her to fall to the ground; verbally abused Complainant A; pointed a gun at Complainant B and chased him down the street; smashed out the windows of the Complainant B's vehicle; and was arrested and charged with Official Misconduct, Domestic Battery, and Criminal Damage to Property. In addition, it was alleged that Officer B witnessed the criminal conduct committed by his partner, Officer A, and failed to take police action and/or failed to report the misconduct. Based on statements from Officer B, reports, photographs, and witnesses, IPRA recommended to **"SUSTAIN"** the allegations that Officer A grabbed the Complainant A by the neck and pushed her; slapped Complainant A on the face, causing her to fall to the ground; verbally abused Complainant A; pointed a gun at the Complainant B and chased him down the street; smashed out the windows of the Complainant B's vehicle; and was arrested and charged with Official Misconduct, Domestic Battery, and Criminal Damage to Property. Further, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegation that Officer B witnessed the criminal conduct committed by his partner, Officer A, and failed to take police action and/or failed to report the misconduct. IPRA recommended **separation from the Department for Officer A.**

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Log/C.R. No. 1036567

On May 24, 2010, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident occurring in the 16th District, on May 24, 2010. It was alleged that an on-duty Chicago Police Department (CPD) officer was inattentive to duty in that he accidentally discharged his Taser. Based on statements from the accused officer, reports, and witnesses, IPRA recommended to **"SUSTAIN"** the allegation that the accused was inattentive to duty in that he accidentally discharged his Taser. IPRA recommended that **a violation be noted in the accused's disciplinary file.**

Log/C.R. No. 1017553

On June 21, 2008, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident occurring in the 18th District, on June 21, 2008. It was alleged that an on-duty Chicago Police Department (CPD) officer directed profanities at the complainant; and pointed his handgun at the complainant. Based on reports and witnesses, IPRA recommended to **"SUSTAIN"** the allegations that the accused directed profanities at the complainant and pointed his handgun at the complainant. IPRA recommended a **fifteen (15) day suspension for the accused member.**

Log/C.R. No. 1032584

On December 16, 2009, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident occurring in Aurora, Illinois, on December 16, 2009. It was alleged that an off-duty Chicago Police Department (CPD) officer pointed a handgun at the complainant without lawful justification; and failed to immediately notify the CPD that he was under investigation by an outside agency. It was further alleged that the accused made a false statement to IPRA concerning the incident. Based on statements from the accused officer, report, photographs, and witnesses, IPRA recommended to **"SUSTAIN"** the allegations that the accused pointed a handgun at the complainant without lawful justification; failed to immediately notify the CPD that he was under investigation by an outside agency; and made a false statement to IPRA concerning the incident. IPRA recommended a **sixty (60) day suspension for the accused member.**

Log/C.R. No. 1032712

On December 22, 2009, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident occurring in the 19th District, on December 15, 2009, involving two

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on-duty Chicago Police Department (CPD) officers (Officers A and B). It was alleged that Officer A kicked the complainant in the face; punched the complainant in his face; and dragged the complainant. It was further alleged that Officer A provided a false statement to IPRA. In addition, it was alleged that Officer B grabbed the complainant by his neck; and shook the complainant's body. It was further alleged that Officer B failed to report misconduct by a fellow officer; and provided a false statement to IPRA. Based on statements from the accused officers, reports, photographs, and witnesses, IPRA recommended to **"SUSTAIN"** the allegations that Officer A kicked the complainant in the face; and provided a false statement to IPRA. Further, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegations that Officer A punched the complainant in the face; and dragged the complainant. Further, IPRA recommended a finding of **"NOT SUSTAINED"** for the allegations that Officer B grabbed the complainant by his neck; shook the complainant's body; failed to report misconduct by a fellow officer; and provided a false statement to IPRA. IPRA recommended a **thirty (30) suspension for Officer A.**