

## **Abstracts of Sustained Cases**

**August 2015**

### ***Log/C.R. No. 1072863***

**Notification Date:** December 8, 2014

**Location:** 5<sup>th</sup> District

**Complaint:** Accidental Taser Discharge

**Summary:** In an incident involving an on-duty CPD Probationary Police Officer (PPO), it was alleged that while conducting a spark test, the PPO accidentally discharged her Taser.

**Finding:** During mediation, the PPO agreed to accept IPRA's finding of "**SUSTAINED**" for the allegation and a penalty of a **Violation Noted**.

### ***Log/C.R. No. 1072586***

**Notification Date:** November 17, 2014

**Location:** 8<sup>th</sup> District

**Complaint:** Domestic Incident

**Summary:** In an incident involving an off-duty CPD Officer/father and the Complainant/daughter, it was alleged that the Officer/father slapped the Complainant/daughter about the face.

**Finding:** During mediation, the Officer/father agreed to accept IPRA's finding of "**SUSTAINED**" for the allegation and a penalty of a **Violation Noted**.

### ***Log/C.R. No. 1068353***

**Notification Date:** April 2, 2015

**Location:** Niles, IL

**Complaint:** Domestic Incident

**Summary:** In an incident involving an off-duty CPD Officer/husband and the Complainant/wife, it was alleged that the Officer/husband was involved in a domestic altercation with the Complainant/wife, shoved the Complainant/wife, and utilized department resources to conduct an unauthorized search of license plates. In addition, it was alleged that on various dates and times the Officer/husband physically and verbally maltreated the Complainant/wife.

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**Finding:** During mediation, the Officer/husband agreed to accept IPRA's finding of "**SUSTAINED**" and a penalty of a **Reprimand**" for the allegation that he utilized department resources to conduct an unauthorized search of license plates; "**UNFOUNDED**" for the allegation that he shoved the Complainant/wife; "**NOT SUSTAINED**" for all the other allegations.

**Log/C.R. No. 1069558**

**Notification Date:** June 3, 2014

**Location:** 7<sup>th</sup> District

**Complaint:** Accidental Taser Discharge

**Summary:** In an incident involving an on-duty CPD Officer, it was alleged that while conducting a spark test, the Officer accidentally discharged the Taser.

**Finding:** During mediation, the Officer agreed to accept IPRA's finding of "**SUSTAINED**" for the allegation and a penalty of a **Violation Noted**.

**Log/C.R. No. 1056707**

**Notification Date:** August 30, 2012

**Location:** 3<sup>rd</sup> District

**Complaint:** Domestic Incident

**Summary:** In an incident involving an off-duty CPD Officer/ex-boyfriend, two on-duty CPD Sergeants (Sergeant A and Sergeant B), and the Complainant/ex-girlfriend, it was alleged that on or about April 2012, the Officer/ex-boyfriend utilized departmental databases for unofficial business by conducting a name search of the Complainant/ex-girlfriend and utilized departmental resources for unofficial business by providing the Complainant/ex-girlfriend with a copy of her criminal report. It was further alleged that on August 20, 2012, the Officer/ex-boyfriend had the Complainant/ex-girlfriend's new boyfriend falsely arrested. In addition, it was alleged that on or about August 2012, the Officer/ex-boyfriend utilized departmental databases for unofficial business by conducting a name search of the Complainant/ex-girlfriend's new boyfriend, deliberately drove the Complainant/ex-girlfriend's vehicle into a pole and pushed the

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Complainant/ex-girlfriend out of the crashed vehicle. Finally, it was alleged that on August 20, 2012, Sergeant A and B failed to file a complaint against the Officer/ex-boyfriend on behalf of the Complainant/ex-girlfriend.

**Finding:** During mediation, the Officer agreed to accept IPRA's finding of "**SUSTAINED**" and a penalty of a **2-day suspension** for the allegations that he utilized departmental databases for unofficial business by conducting a name search of the Complainant/ex-girlfriend and utilized departmental databases for unofficial business by conducting a name search of the Complainant's/ex-girlfriend's new boyfriend; "**NOT SUSTAINED**" for all the other allegations.

**Sergeant A:** A finding of "**UNFOUNDED**" for the allegation.

**Sergeant B:** A finding of "**UNFOUNDED**" for the allegation.

*Log/C.R. No. 1069799*

**Notification Date:** June 14, 2014

**Location:** 22<sup>nd</sup> District

**Complaint:** Domestic Incident

**Summary:** In an incident involving an off-duty CPD Officer/ex-boyfriend and the Complainant/ex-girlfriend, it was alleged that between April 17, 2014 and June 5, 2014 the Officer/ex-boyfriend harassed the Complainant/ex-girlfriend via text message and voice mail and was also verbally abusive via text message and voice mail. It was also alleged that on June 6, 2014, the Officer/ex-boyfriend verbally abused the Complainant/ex-girlfriend via text message. In addition, it was alleged that on June 14, 2014, the Officer/ex-boyfriend verbally abused the Complainant/ex-girlfriend by directing profanities at the Complainant/ex-girlfriend via text message and voice mail. It was further alleged that on June 14, 2014 and June 15, 2014, the Officer/ex-boyfriend made threatening statements via voice mail, harassed the Complainant/ex-girlfriend by calling and leaving her numerous voice mail messages including after she instructed him not to call her, and was intoxicated at an unknown location. Finally, it was alleged that the Officer/ex-boyfriend was named as the respondent in an order of protection and failed to notify the Chicago Police Department that he was named as the respondent in an order of

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protection.

**Finding:** Based on statements to IPRA from the accused, the Complainant; department reports/records, and phone records; IPRA recommended the following:

**Officer:** A finding of **"SUSTAINED"** and a penalty of a **10-day suspension** for the allegations that between April 17, 2014 and June 5, 2014, the Officer/ex-boyfriend harassed the Complainant/ex-girlfriend via text message and was also verbally abusive via text message and voice mail, on June 6, 2014, the Officer/ex-boyfriend verbally abused the Complainant/ex-girlfriend via text message, on June 14, 2014, the Officer/ex-boyfriend verbally abused the Complainant/ex-girlfriend by directing profanities via voice mail, made threatening statements via voice mail, harassed the Complainant/ex-girlfriend by calling and leaving her numerous voice mail messages including after she instructed him not to call her, and failed to notify the Chicago Police Department that he was named as respondent in an order of protection; **"NOT SUSTAINED"** for the allegation involving intoxication.

***Log/C.R. No. 1071952***

**Notification Date:** October 10, 2014

**Location:** 18<sup>th</sup> District

**Complaint:** Excessive Force

**Summary:** In an incident involving two on-duty CPD Officers (Officer A and Officer B) and the Complainant, it was alleged that the Officers kicked the Complainant, punched the Complainant, failed to properly search the Complainant because he was in possession of a weapon while in custody and being transported, and failed to properly restrain the Complainant with a seatbelt while inside the police vehicle.

**Finding:** Based on statements to IPRA from the accused and numerous eye witnesses; department reports/records; as well as surveillance video, IPRA recommended the following:

**Officer A:** A finding of **"SUSTAINED"** and a penalty of **Separation** for the allegations that he failed to properly search the Complainant because he was in possession of a weapon while in custody and being

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transported, and failed to properly restrain the Complainant with a seatbelt while inside the police vehicle; **"EXONERATED"** for all the other allegations.

**Officer B:** A finding of **"SUSTAINED"** and a penalty of **Separation** for the allegations that he failed to properly search the Complainant because he was in possession of a weapon while in custody and being transported, and failed to properly restrain the Complainant with a seatbelt while inside the police vehicle; **"EXONERATED"** for the allegation that he punched the Complainant; **"UNFOUNDED"** for the allegation that he kicked the Complainant.

**Log/C.R. No. 1051762**

**Notification Date:** February 7, 2012

**Location:** 4<sup>th</sup> District

**Complaint:** Excessive Force

**Summary:** In an incident involving two on-duty CPD Officers (Officer A and Officer B) and the Complainant/minor, it was alleged that on February 7, 2012, Officer A detained, questioned, and searched the Complainant/minor without lawful justification, conducted a strip search of the Complainant/minor without justification, conducted a strip search of the Complainant/minor without proper authorization, grabbed the Complainant/minor's genitals during a strip search, failed to complete any department records when he detained, questioned, and searched the Complainant/minor, observed misconduct and failed to take appropriate action and report it to the department. It was further alleged that on April 14, 2014, Officer A provided a false statement to the Independent Police Review Authority (IPRA) when he stated that he did not conduct a strip search of the Complainant/minor and when he stated that he did not observe Officer B hit the Complainant/minor with a metal walking crutch.

It was alleged that on February 7, 2012, Officer B grabbed the Complainant/minor by his collar and forced him into the backroom of the store, detained, questioned, and searched the Complainant/minor without lawful justification, struck the Complainant/minor with his hand about the face and head, shoved the Complainant/minor against the wall, struck the Complainant/minor in the head with a metal walking crutch, grabbed the Complainant/minor's genitals during a search of his person, conducted a strip search of the

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Complainant/minor without justification, conducted a strip search of the Complainant/minor without proper authorization, and failed to complete any department reports when he detained, questioned, and searched the Complainant/minor.

**Finding:** During mediation, Officer A agreed to accept IPRA's finding of "**SUSTAINED**" and penalty of a **150-day suspension** for the allegations that he conducted a strip search of the Complainant/minor without justification, conducted a strip search of the Complainant/minor without proper authorization, failed to complete any department reports when he detained, questioned, and searched the Complainant/minor, and observed misconduct and failed to take appropriate action and report it to the department; "**NOT SUSTAINED**" for all the other allegations.

**Officer B:** A finding of "**SUSTAINED**" and a penalty of **Separation** for the allegations that he grabbed the Complainant/minor by his collar and forced him into the backroom of the store, detained, questioned, and searched the Complainant/minor without lawful justification, struck the Complainant/minor with his hand about the face and head, shoved the Complainant/minor against the wall, struck the Complainant/minor in the head with a metal waking crutch, conducted a strip search of the Complainant/minor without justification, conducted a strip search of the Complainant/minor without proper authorization, and failed to complete any department reports when he detained, questioned, and searched the Complainant/minor; "**NOT SUSTAINED**" for the allegation that he grabbed the Complainant/minor's genitals during a search of his person.

**Log/C.R. No. 1067139**

**Notification Date:** January 22, 2014

**Location:** 12<sup>th</sup> District

**Complaint:** Excessive Force

**Summary:** In an incident involving eleven on-duty CPD Officers (Officer A, B, C, D, E, F, G, H, I, J, and K), a twelve Unknown on-duty CPD Officer, an on-duty Sergeant and the Complainant, it was alleged that Officer A struck the Complainant on the head while she was handcuffed and down on her knees, engaged in conduct that brought

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discredit upon the Chicago Police Department, failed to intervene to protect the Complainant from being verbally abused by Officer B, failed to report the misconduct committed by Officer B when he verbally abused the Complainant, failed to show his badge to the Complainant, grabbed the Complainant, pushed/threw the Complainant against a wall, pushed the Complainant onto a sofa, punched the Complainant, slapped the Complainant, kicked the Complainant, choked the Complainant, and handcuffed the Complainant too tightly on her wrists and ankles. It was alleged that Officer B verbally abused the Complainant, engaged in the above conduct that brought discredit upon the Chicago Police Department, and failed to show his badge to the Complainant. Officer C was alleged to have failed to intervene to protect the Complainant from being verbally abused by Officer B, failed to report the misconduct committed by Officer B when he verbally abused the Complainant, failed to show her badge to the Complainant, and handcuffed the Complainant too tightly on her wrists and ankles. Officers D, E, F, G, H, I, J, and K were alleged to have failed to intervene to protect the Complainant from being verbally abused by Officer B, failed to report misconduct committed by Officer B when he verbally abused the Complainant, and failed to show their badge to the Complainant. It was further alleged that the Sergeant failed to immediately intervene to protect the Complainant from being verbally abused by Officer B, failed to initiate a complaint register number in relation to the misconduct committed by Officer B when he verbally abused the Complainant and failed to show his badge to the Complainant. Finally, it was alleged that the Unknown Officer put a pillow on the Complainant's face and directed profanities towards the Complainant.

**Finding:** During mediation, Officer A agreed to accept IPRA's finding of "**SUSTAINED**" and penalty of a **8-day suspension** for the allegations that he struck the Complainant on the head while she was handcuffed and down on her knees, engaged in the above conduct that brought discredit upon the Chicago Police Department; "**UNFOUNDED**" for the allegations that he failed to intervene to protect the Complainant from being verbally abused by Officer B, failed to report the misconduct committed by Officer B when he verbally abused the Complainant, failed to show his badge to the Complainant, pushed/threw the Complainant against a wall, and choked the Complainant; "**EXONERATED**" for all the other allegations.

**Officer B:** During mediation, Officer B agreed to accept IPRA's

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finding of **"SUSTAINED"** and a penalty of a **25-day suspension** for the allegations that he verbally abusing the Complainant and engaged in the above conduct that brought discredit upon the Chicago Police Department; **"UNFOUNDED"** for the allegation that he failed to show his badge to the Complainant.

**Officer C:** A finding of **"EXONERATED"** for the allegation that she handcuffed the Complainant too tightly on her wrists and ankles; **"UNFOUNDED"** for all the other allegations.

**Officer D, E, F, G, H, I, J, and K:** A finding of **"UNFOUNDED"** for all the allegations.

**Sergeant:** During mediation, the Sergeant agreed to accept IPRA's finding of **"SUSTAINED"** and a penalty of a **1-day suspension** for the allegations that he failed to immediately intervene to protect the Complainant from being verbally abused by Officer B and failed to initiate a complaint register number in relation to the misconduct committed by Officer B when he verbally abused the Complainant; **"UNFOUNDED"** for the other allegation.

**Unknown Officer:** A finding of **"UNFOUNDED"** for all the allegations.