

INDEPENDENT POLICE REVIEW AUTHORITY

Log # 1068753

**ALLEGATIONS:**

On 23 April 2014 at 1832 hours, Reporting Party Subject 1, registered this complaint with IPRA Investigator A. Subject 1 alleged that on 14 February 2014, at the location of XXXX N. Hermitage Avenue, via telephone, that her ex-boyfriend, accused **Officer A** was: 1) harassing her with unwanted telephone calls, in violation of Rule 9, and 2) threatened to inform her family that she is a dancer at the Admiral Theatre, in violation of Rule 9.

**APPLICABLE CPD RULES AND REGULATIONS:**

**Rule 9:** Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.

**Special Order 08-01-01, II (C) (12):** The member assigned to investigate a Log Number will: terminate the investigation when it is determined at any time that the incident is unfounded or if the member is clearly exonerated. The investigator will include all reports and statements containing information which support exonerating the accused or unfounding the allegation in the investigative file pursuant to the provisions of the Department directive entitled “**Complaint Summary Reporting and Review Procedures.**”

**SUMMARY OF INCIDENT:**

Subject 1 worked as an exotic dancer at the Admiral Theatre<sup>1</sup> when she met Officer A. They started dating in November 2013. Subject 1 ended their relationship in February or March of 2014 after she read text messages between Officer A and other women on his phone regarding his paying the other women for sex.

After she broke of their relationship, Officer A began harassing her and her roommate Civilian 1 by calling them and demanding that they return furniture he rented for Subject 1 and Civilian 1’s apartment. Subject 1 also alleged that Officer A harassed her by threatening to tell Subject 1’s parents that she works as an exotic dancer.

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<sup>1</sup> The Admiral Theatre Gentleman’s Club is an all-nude adult entertainment venue.

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### INVESTIGATION:

An **Initiation Report** documented that Sergeant A generated a report on 23 April 2014 regarding alleged telephone harassment of Subject 1 by Officer A under RD#HX 234397. The report lists Civilian 1 as a witness. In the report, Subject 1 alleged that she received at least fifteen telephone calls from Officer A after their relationship ended and that she considers them harassing. According to the report, Subject 1, reported Officer A warned her that if they did not get back together then Subject 1 needed to return the furniture he gave her as a gift. Subject 1 also claimed that Officer A gave her personal information to Aaron Furniture Company so that they could secure payments from Subject 1, not Officer A. In addition, Subject 1 showed Sergeant A photographed text messages from Officer A's cell phone about his paying for sex with other women<sup>2</sup>, which led to Subject 1 breaking up with Officer A. (Att. 4)

In a **statement** with IPRA on 25 April 2014, **Complainant Subject 1** stated she is a full time student and works part-time at the Admiral Theatre as a dancer. Subject 1 said that on an unspecified date and time in 2014, she was alone at Officer A's residence and she picked up Officer A's cellular telephone which revealed text messages between him and several unknown women. It appeared that Officer A and the women were engaged in multiple conversations about purchasing sex for money and/or prostitution. Subject 1 ended the relationship with Officer A's the next day via text message. Officer A repeatedly attempted to contact Subject 1 by calling, texting, leaving voice mail messages, and sending her gifts. Subject 1 ignored his repeated attempts to get back together. Subsequently, Subject 1 responded yes to one of Officer A's text messages confirming her address. Subject 1 said that Officer A had a bedroom set delivered to her residence. She said that she did not request the bedroom set nor did she complete or sign any paperwork. Subject 1 indicated that Officer A purchased the bedroom set on his own. Subject 1 said that after she was adamant with Officer A about not resuming their relationship, that Officer A provided Aaron Furniture Company with her phone number and address so that they could seek payment for the furniture from Subject 1.

Subject 1 said that Officer A had given other creditors her telephone number from previous items he had purchased and given her as gifts. Subject 1 had received several calls from various creditors, but she was unable to provide their names, contact information, and dates for any of them except the furniture store. Subject 1 indicated that the creditors left her voicemail messages and said they had received her number from Officer A. Subject 1 said that Officer A should not have given her name and contact information out since he purchased the items. In addition, Subject 1 received a voice mail message from Officer A indicating that he was not harassing her but merely informing her that he would be contacting her mom and workplace because she was ignoring his calls and needed to pay for some of the gifts that he had given her.

On 23 April 2014, Officer A called Subject 1's roommate Civilian 1 while Subject 1 was at work and asked that she inform Subject 1 that she needed to start paying for some of her gifts or he would contact Subject 1's mom since Subject 1 was not responsive to his calls. Officer A also told Civilian 1 to inform Subject 1 that he would

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<sup>2</sup> Referred for investigation by CPD Bureau of Internal Affairs under Log #1074444.

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tell Subject 1's mother that she was an exotic dancer if she did not take his calls. Officer A also left Subject 1 unwanted calls, texts, and a voice mail message indicating he would contact her family to reveal she was an exotic dancer. Subject 1 considered those repeated calls a form of telephone harassment. (Atts. 16 & 18)

**Civilian 1** did not respond to IPRA's attempts to have her cooperate with this investigation. (15, 17 & 20)

The **Chicago Police Department Event Query #1411410036** documents that on (DATE) Subject 1 walked into the 020 District Police Station and filed a report of telephone harassment, which was established under RD# HX234397. (Att. 8)

Detective B generated **Case and Supplementary Reports** under RD #HX234397, that documented Subject 1 and Civilian 1 as victims and Officer A as the suspect. Subject 1 met Officer A, who lives in her residential area, on an unspecified date and time, in June 2013 while she was working at the Admiral Theater. They went out a number of times and became involved in a relationship. During their relationship, Officer A gave Subject 1 a bedroom set. On 19 February 2014, Subject 1 ended their relationship and told him not to call her anymore, but Officer A continued to call. Officer A called Civilian 1's job and told her that he wanted the bedroom set returned. Civilian 1 asked Officer A to stop calling her and told him that she had nothing to do with it. Officer A continued to contact both victims and provided Aarons Furniture Store with Subject 1's contact information. Subject 1 said that she received several calls from the furniture store requesting payments.

It was further documented that Officer A informed Detective B that he and Subject 1 stopped dating in February of 2014. Officer A indicated that his only reason for continuing to call Subject 1 was that he rented some furniture from Aaron's Furniture for her and put the lease in his name. Officer A said he had received numerous calls from the furniture store demanding the furniture be returned. Officer A gave the furniture company's number to Subject 1, but she refused to call them and resolve the matter. Officer A concluded that he would not contact Subject 1 again.

Detective B contacted Subject 1 and she confirmed that she and Officer A dated. Subject 1 said she was under the impression that the furniture was a gift, and she was under no obligation to return it. Detective B told her the furniture was leased and that the resolution would be for her to call the furniture store and return the furniture, which she agreed to do. Detective B told Subject 1 that Officer A would not contact her anymore. Subject 1 indicated she was satisfied with the outcome and would not pursue anything further at that time. The case was suspended since the victim chose not to take any further actions. (Atts. 10 & 11)

### CONCLUSION:

The R/I recommends a finding of **Unfounded** for **Allegation #1** against **Officer A**, that he harassed Subject 1 with unwanted telephone calls in violation of Rule 9. By Subject 1's own admission in her statement to IPRA and as documented in the relevant police reports, Officer A's purpose in contacting her was to resolve the status of the rental furniture he obtained for her apartment. The evidence established that Officer A's

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contact with her was not harassment and that the investigation should be closed Unfounded in accordance with S.O. 08-01-01, II (C) (12) without additional reports from Officer A.

The R/I recommends a finding of **Unfounded** for **Allegation #2** against **Officer A**, that he threatened to inform the victim's family that she is an exotic dancer in violation of Rule 9. By her own admission, Subject 1 is a dancer at the Admiral Theatre. If Officer A threatened to tell her family the truth about her employment, it was not a threat that constituted police misconduct. Therefore, the investigation should be closed Unfounded in accordance with S.O. 08-01-01, II (C) (12) without additional reports from Officer A.