

## INTRODUCTION

This is a domestic incident that involved the family of Subject 1. Subject 1 and his wife, Witness 1, were going through a divorce and their adult children, Witness 2, Officer A, and Witness 3, were fighting over the control of their parents' money and assets. During this period, several police reports were made, emergency Orders of protection were obtained by family members, and Witness 3 was arrested and charged with domestic battery to her mother, Witness 1.

This investigation involves allegations that Officer A physically and verbally abused his father, threatened him with arrest and used his police power to harass and intimidate Subject 1 in an effort to control his finances.

## ALLEGATIONS

On 03 April 2014, at 1322 hours, Sergeant A #XXX, Unit XXX, contacted the office of the Independent Police Review Authority and registered this complaint made by the Reporting Party Third Party, Witness 3, on behalf of the Victim, Subject 1. The complaint was registered with IPRA Investigator A. It is alleged that in March 2014, on several occasions, Officer A #XXXXXX, Unit XXX;

- 1) Pushed Subject 1; in violation of Rule 8;
- 2) Called Subject 1 a "Motherfucker;" in violation of Rule 9;
- 3) Continuously harassed Subject 1 by going to his residence while in uniform; in violation of Rule 2;
- 4) Coerced him to cancel his insurance; in violation of Rule 2
- 5) Threatened Subject 1 with an arrest; in violation of Rule 2;

On 17 July 2014, at 1442 hours, Reporting Party Witness 3, contacted the office of the Independent Police Review Authority and registered another complaint on behalf of the Victim, Subject 1, with Investigator A. Witness 3 alleged that in March 2014, and on 29 May 2014, at 0900 hours, and 14 July 2014, at 1030 hours, at XX W. Washington Street and XXX W. Harrison Street, Officer A #XXXXXX, Unit XXX;

- 6) Approached Subject 1 in an aggressive and intimidating manner and blocked him from exiting the bathroom and cafeteria area at the court house; in violation of Rule 2, which prohibits any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;
- 7) Threatened Subject 1 by stating "I have people at work that are going to finish your daughter, your nephew and they are going to finish you off;" in violation of Rule 2,

which prohibits any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;

- 8) Took a loan of \$40,000 USC from Subject 1 and refused to repay the loan; in violation of Rule 2, which prohibits any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;
- 9) Cancelled Subject 1's medication plan and health insurance without his knowledge or permission; in violation of Rule 2, which prohibits any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;
- 10) Took Subject 1 out of his home at night and persuaded him to put all his assets in Officer A's name; in violation of Rule 2, which prohibits any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department;

It is further alleged by IPRA Investigator B, that Officer A #XXXXXX, Unit XXX:

- 11) Failed to notify the Department that he was the Respondent of an Order of Protection (OP#XXXXXXXXXX) served on 09 April 2014, as required by SO 08-01-02.II.M.2.A; in violation of Rule 6.

## APPLICABLE RULES AND LAWS

- Rule 2:** Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.
- Rule 6:** Disobedience of an order or directive, whether written or oral.
- Rule 8:** Disrespect or maltreatment of any person, while on or off duty.
- Rule 9:** Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.

SO 08-01-02.II.M.2.A; immediately prepare a To-From-Subject report indicating the date and time the member became aware of the existence of or modification to the order of protection. The report will also include the date and time of any future court appearance of which the member is aware. In addition, the member will list the Log Number and date of incident of any pending Log Number investigation, if known by the member.

## INVESTIGATION

According to an **Initiation Report** submitted by Sergeant A #XXX, Unit XXX, on 03

April 2014, Witness 3 and her father, Subject 1, who speaks very little English, came into the XXX<sup>th</sup> District. Witness 3 stated to Sergeant A that her brother, Officer A #XXXXXX, owes their father, Subject 1, a large sum of money and refused to pay the money back. Witness 3 added that Officer A harassed their father while on duty and argued with their father in an effort to control their father's finances. Witness 3 stated that the incident was elderly abuse; a police report under RD #XXXXXXXXX was generated on behalf of her father. (Att. #4)

In a statement with IPRA dated 20 May 2014, **Subject 1** stated that on several occasions in March 2014, his son, Officer A #XXXXXX, while in uniform, arrived at his residence between 2000 and 2200 hours and harassed him. Subject 1 stated that his wife, Witness 1, and Officer A made several attempts to manipulate him to cancel his health insurance and apply for public assistance. Subject 1 stated that on one occasion, his wife physically abused him in the presence of Officer A and Officer A pushed him. Subject 1 stated that Officer A took him out of his house to the squad car, verbally harassed him by calling him a "Motherfucker," and threatened him with arrest. Subject 1 stated that Officer A came to his house one evening and took his residency identification, driver's license and Social Security card and returned them the following day. Subject 1 added he loaned Officer A \$40,000 USC in 2010, and Officer A failed to repay him the loan. Subject 1 continued that Officer A falsified documents on one of his properties and demolished the property. Subject 1 believed that Officer A and Witness 1 were extorting him. Subject 1 stated that Officer A never physically abused him and he filed this complaint and the Order of Protection against Officer A due to the verbal harassment. (Att. #17, 19)

In a subsequent statement with IPRA dated 21 October 2014, **Subject 1** stated that on 19 May 2014, he arrived at the court house with his daughter, Witness 3, and observed his wife and Officer A in the hallway. Subject 1 stated that as he and Witness 3 attempted to enter the courtroom, Officer A approached him and yelled, "Are you still going to proceed with the divorce?" At this point, Subject 1's Attorney informed Officer A that he could not speak with Subject 1 or Witness 3. Subject 1 stated that he and Officer A did not have any physical contact at that time. He added that his Attorney and Witness 1's Attorney met and decided that the Order of Protection he filed against Officer A would be terminated and the criminal charges filed against Witness 3 would be dropped.

Subject 1 stated that on 14 July 2014, while he and Witness 3 were in the courthouse cafeteria, Witness 1 and Officer A came inside. Officer A then asked Subject 1 if he was still going to divorce Witness 1. At this point, Subject 1 and Witness 3 attempted to leave the cafeteria, Officer A, while questioning Subject 1, stood in the doorway and extended his arms to prevent them from leaving the cafeteria. Subject 1 stated that he and Witness 3 walked around Officer A and left the cafeteria; there was no physical contact. Subject 1 stated that he went into the bathroom a few minutes later and Officer A entered and began yelling, "Are you going to pursue this divorce?" Subject 1 stated that he did not respond and as he was exiting the bathroom, Officer A blocked the doorway, and placed his hands on Subject 1's shoulder preventing him from leaving the bathroom. Subject 1 pushed Officer A's hand away and Officer A threatened, "I have people at work, and people that I know, that are going to finish off your daughter, your nephew and then they are going to finish off you." Subject 1 stated that he left the bathroom and reported the incident to the Deputy Sheriffs and his Attorney. His Attorney filed an Order of Protection against Officer A and the Order of Protection was granted for two years.

Subject 1 stated that he could not recall an incident occurring on 30 May 2014, between him and Officer A. However, Subject 1 alleged that Officer A took a loan of \$40,000 USC from him and refused to repay him the loan. He stated that Officer A cancelled his health insurance and made copies of his documents without his consent. Furthermore, on unknown dates and times, Officer A, while on duty, came to Subject 1's home and physically removed him and placed him inside the squad car and drove Subject 1 around threatening him by stating, "I am the authority. I am a police officer. If you speak out no one will believe you." (Atts. #38, 52)

In a statement with IPRA dated 20 May 2014, **Witness 3** stated that on several occasions in March 2014, her brother, Officer A #XXXXXX, had been going to their father's house at late hours while on duty and in uniform, mentally abusing their father by luring him out of the house and exploiting money from him. Witness 3 stated that she was at her father's house one night and Officer A came over while on duty, woke her father up and took him out of the house. Witness 3 stated that she remained in the house and when her father came back in the house, he told her that Officer A yelled at him trying to manipulate Subject 1 to switch his health insurance.

Witness 3 stated that her parents received a \$40,000 USC settlement from the City sometime in 2010. Thereafter, Officer A began to harass them asking them for a loan. Witness 3 stated that her parents gave in and loaned Officer A \$40,000 USC. Witness 3 stated that her father has been asking Officer A for his money continuously and Officer A kept responding that he cannot pay the money until he sells one of his houses. Witness 3 stated that her father's health insurance was cancelled; she was not sure if Officer A cancelled it. Witness 3 stated that her father speaks very little English and she accompanied him to obtain an Order of Protection against Officer A so that her father can have temporary custody of the house. Witness 3 stated that the only conversation she heard between her father and Officer A was when her father argued with Officer A and asked him what he and his mother were hiding from him, why he wants him to change his insurance and asking Officer A to pay him his money. Witness 3 did not state that she witnessed Officer A physically abuse her father. (Atts. #21, 24)

In a subsequent statement with IPRA dated 02 November 2014, **Witness 3** stated that on 19 May 2014, she and her father, Subject 1, were in the hallway at the divorce court and Officer A aggressively walked towards Subject 1, cornered him against a wall, and stated, "Calm down and back off."<sup>1</sup> Witness 3 stated that she informed her father's attorney and he instructed them to notify the sheriff that Officer A was harassing Subject 1. Witness 3 stated that there was no physical contact between Subject 1 and Officer A. On 29 May 2014, at her criminal court hearing, Officer A approached Subject 1, questioned him about the divorce, and advised him to speak with his pastor. Officer A informed Subject 1, that he is no longer his father, and blessed Subject 1 as he walked away. Witness 3 stated that on 14 July 2014, while she and Subject 1 were in court in the vending area, Officer A and their mother, Witness 1, came inside. As Witness 3 and Subject 1 attempted to leave the area, Officer A blocked their way and asked Subject 1, "Do you still want to go ahead with the divorce?" Subject 1 ignored Officer A and walked away. Witness 3 added that while Subject 1 was walking to the restroom, Officer A ran up to Subject 1 and stated, "You need to back off. I want to talk with you... I can't believe you

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<sup>1</sup> Att. 53, Line 7

are still going to go through with this divorce.” Subject 1 went inside the restroom and Officer A followed. Witness 3 stated that she informed the sheriffs that Officer A was in the restroom harassing Subject 1 at which time several sheriffs went in the restroom and confronted Officer A. Subject 1 came out of the restroom and informed Witness 3 that Officer A had placed his hand on his shoulder and threatened their lives. (Atts. #42, 53)

Attempts to interview **Witness 2** and **Witness 1** regarding this incident were not successful. Witness 2 and Witness 1 refused to cooperate with the investigation. (Att. #76)

In a statement with IPRA dated 02 November 2014, **Advocate A of City of Chicago Domestic Violence Advocate**, stated that on 29 May 2014, she was present at the Witness 3’s criminal court hearing.. Advocate A stated that while in the court hallway, in the company of Witness 3, her attorney, Attorney 1, and Subject 1, Officer A approached Attorney 1 and asked to speak with Subject 1. Attorney 1 then related Officer A’s request to Witness 3 to relate to Subject 1 who only speaks Spanish. Advocate A stated that Witness 3 told Attorney 1 that Subject 1 did not want to speak with Officer A. Attorney 1 then related the information to Officer A, Officer A walked quickly and assertively towards Subject 1 and spoke to him in Spanish. Advocate A stated that she did not know what Officer A said to Subject 1, but noted that Officer A made cross-like hand gesture towards Subject 1 before he left the area. Advocate A stated that she did not observe the alleged incident that occurred between Officer A, Witness 3 and Subject 1. (Att. #46, 54)

**Department Reports**, including Original Case Incident Reports, and Supplementary Case Reports documented the conflict between the family members. Case Report XXXXXXXX documented that on 03April 2014, Witness 3 on behalf of Subject 1 alleged that her brothers, Witness 2 and Officer A, were harassing Subject 1 by removing money from a joint bank account that Subject 1 shares with his wife, Witness 1. Witness 3 further alleged that Witness 1 removed money out of the joint account and deposited the money into a joint account that Witness 1 shares with Witness 2 and Officer A. Subject 1 demanded the money back from Witness 1 and Officer A and they refused to return the money. Subject 1 never told her that Witness 2 or Officer A struck him or threatened him with physical violence. However, Officer A comes to Subject 1’s home while on duty and in uniform and yells and argues with Subject 1 about money.

Case Report XXXXXXXX documented that on 09 April 2014, at 1830 hours, Witness 3 was arrested at XXXX S. Lock Street, and charged with Domestic Battery to Witness 1.

Case Report XXXXXXXX documented that on 09 April 2014 at 1900 hours, Witness 1, Witness 2 and Officer A were served emergency orders of protection XXXXXXXX, XXXXXXXX and XXXXXXXX obtained on 04 April 2014. (Atts. #7, 8, 9, 10, 11, 12)

Subject 1 filed a **Petition for Order of Protection**, XXXXXXXX, on 04 April 2014, and Officer A was named as the respondent. Subject 1 alleged that between 17--27 March 2014, Officer A got into his face yelling “I’m the authority and I can do whatever I want with you.” Officer A also made physical gestures, and intimidated, harassed, and pressured Subject 1 to do things his way, which made Subject 1 feel afraid. An **Emergency Order of Protection** was

issued which granted Subject 1 the exclusive possession of his residence at XXXX S. Lyman St. The order of protection prohibited Officer A from committing physical abuse, harassment, interference with personal liberty, exploitation and stalking against Subject 1 or Witness 3. It also ordered Officer A to stay away from Subject 1 and Witness 3 and have no contact with them by any means. On 25 April 2014, the Emergency Order of Protection was vacated and the case dismissed. (Att. #5, 6, 25).

On 16 July 2014, Subject 1 filed another **Petition for Order of Protection**, XXXXXXXXXX, on 16 July 2014, and Officer A was named as the respondent. Subject 1 alleged that on several occasions between January through July 2014, Officer A approached Subject 1 in an aggressive and intimidating manner and blocked him from exiting the bathroom and cafeteria area at the court house; threatened Subject 1 by stating "I have people at work that are going to finish your daughter, your nephew and then you;" took a loan of \$40,000 USC from Subject 1 and refused to repay the loan; cancelled Subject 1's medication plan and health insurance without his knowledge or permission; and took Subject 1 out of his home at night and persuaded him to put all his assets in Officer A's name. An **Emergency Order of Protection** was issued which ordered Officer A to stay away from Subject 1 and prohibited Officer A from contacting Subject 1 and his household members including Witness 3 by any means. The order of protection also prohibited Officer A from coming to or remaining at XXXX S. Albany, the basement of XXXX S. Lyman Street, and Galileo Math and Science Academy; prohibited Officer A to stay away from Subject 1's 2003 Honda CRV (tan); prohibited Officer A from remaining at XXXX S. Lyman Street when Subject 1 is present; prohibited Officer A from having a joint bank account with Subject 1; and determined that Officer A shall not contact any insurance provider regarding any insurance policy. The Emergency Order of Protection was vacated and the case dismissed on 03 September 2014. (Att. #31, 35, 49)

**Cook County Sheriff's Court Services Department Offense/Incident Case Report**, documented that on 14 July 2014, at 1250 hours, at XXX W. Harrison Street, Deputy Sheriff A responded to a call of assistance from Witness 3 who stated, "Could you please go in the washroom, he (now known as Officer A) was harassing my father," Deputy Sheriff A notified security and proceeded towards the men's washroom when Subject 1 was walking out of the washroom. Deputy Sheriff A was advised by Witness 3 that Subject 1 was her father at which time Deputy Sheriff A escorted them into the court room. At this point, from a distance, Officer A exited the washroom area, she ordered Officer A to stop and he complied. Sergeant B of Cook County Sheriff Department arrived at the scene and was briefed of the incident. He spoke with Witness 3 who related that she and her father were in court in an order of protection case involving her boyfriend and her mother and Officer A was harassing her father in the men's washroom. Sergeant B spoke with Officer A regarding harassing Subject 1. Officer A denied any interaction with Subject 1 in the washroom and told Sergeant B that Witness 3 blocked the door way as he attempted to go to the washroom. Deputy Sheriff A was not able to speak with Subject 1, who does not speak and understand English. Deputy Sheriff A observed and maintained Officer A's separation from Witness 3 and Subject 1 outside the court room. The report documented that the case was dismissed and all the parties were escorted out of the court house without incident. (Att. #50)

In an audio recorded statement to IPRA dated 19 July 2016, the **accused, Officer A**

**#XXXXX, Unit XXX**, stated he is the second child out of the three children of his parents. He identified his father as Subject 1, mother as Witness 1, older brother as Witness 2, and younger sister as Witness 3. Officer A stated he had a great and amicable relationship with his family, especially with his father. Officer A said his father was his best friend and they did a lot of things together prior to March 2014. He added that he visits his parents all the time while on or off duty to check on them. Officer A stated that he used to be the peace maker in the family and always took care of his parents by taking them to their doctor appointments. After his sister, Witness 3, who is bi-polar, moved in with his parents, she began causing problems, fighting with Witness 2 and his parents and manipulating his father, asking him to divorce their mother. Officer A stated that he suggested that Witness 3 and Witness 2 move out of their parents' home, and Witness 3 began to fight with him.

Officer A stated that in March 2014, he received a call from his mother, who reported that his sister "kidnapped" his father and took him to unknown place and would not allow anyone to speak with him. Officer A stated his sister has a unique bond with their father as she is the youngest and the only girl. Officer A stated that his sister took their father to court and forced him to file a false order of protection against him. Officer A stated that the relationship between with his sister deteriorated between November and December 2013. Officer A continued that his sister was jealous of him because he has been doing well and was successful. Officer A said that his sister's boyfriend influenced her to manipulate their father for his money and kick her mother out of the house so she can keep the house. Officer A stated that his sister lives beyond her means. Her main goal was to keep her parents' house and money because she is the youngest and the only girl.

Officer A stated that their father has aged and has signs of forgetfulness; hence, his sister takes advantage of their father. Officer A stated that when he saw his father in December 2013, his father was in a good mental state. Between March and April 2014, after his sister moved in with his parents, a mental change in his father was noticed. Officer A stated that over the past years, his mother took care of the finances in the house. When his sister moved in, she manipulated their father and took over the finances. While in control of their parents' finances, his sister took his father to the bank, withdrew \$10,000 USC belonging to his parents and closed the account.

Officer A stated that his parents had some insurance policy but he does not recall the type of insurance it was. Officer A stated that he never took any money from his father and his father never loaned him any money. Officer A stated that he had never been to court with his father prior to March 2014, and added that the first time he went to court was with his mother when his father filed for divorce. Officer A added that on 09 April 2014, a Sergeant served him with an Order of Protection which his sister forced his father to file against him. Officer A stated that he then submitted a report to his District Commander notifying him that he was named as a respondent in an Order of Protection. Officer A denied the allegations made against him and stated that he never at any time abused his father in any manner. Officer A added that the last time he saw his father was during his parents' divorce court proceedings. He said that he stayed away from his sister after he was served the Order of Protection and he never had the chance to ask his sister why she turned his father against him. (Att. #72, 73)

In a subsequent audio recorded statement to IPRA dated 23 September 2016, the **accused, Officer A #XXXXXX**, stated he stands by his statement of 19 July 2016, and added that there were multiple court proceedings which included several divorce cases, false order of protections, gun threats and battery to his mother and he attended most of the court proceedings. Officer A stated while in attendance at one of the cases in which his sister, Witness 3, had battered their mother, Witness 1, he went to the cafeteria to get a bottle of water and saw his father, Subject 1, at a corner in the cafeteria. They looked at each other and Officer A left without saying anything to Subject 1. Officer A stated that a few minutes later, he went to use the restroom, not knowing that his father was in one of the stalls. As Officer A started to walk out of the restroom, several Deputy Sheriff Officers approached him there and stated that Witness 3 had reported that Officer A was in the restroom doing something to their father. Officer A stated that he told the Deputy Sheriff Officers that he came to use the restroom and saw his father in the restroom. They were both shocked to see each other and nothing happened. Officer A stated that Witness 3 had made a false accusation that he was in the restroom hurting their father.

Officer A stated that his mother was in charge of his parents' finances and controlled the finances and assets during their marriage. Officer A stated that he has no relationship with Witness 3. He added that Witness 3 beats their mother and she caused the divorce between their father and mother. Officer A stated that the last time he saw his father was a year ago when they closed on their house. Officer A denied the allegations made against him and added that all these accusations were fabricated by Witness 3. (Att. #80, 81)

Officer A provided IPRA with a To/From Report he authored to XXX<sup>nd</sup> District Commander A with the subject **Notification of Order of Protection** dated 10 April 2014 in reference to 14OP71779. (Att. #74)

## CONCLUSION

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #1** against **Officer A #XXXXXX, Unit XXX**, that he pushed his father, Subject 1 in violation of Rule 8. Subject 1 stated to IPRA that Officer A pushed him. Although Witness 3 alleged that Officer A was committing elder abuse against her father, she did not allege that Officer A physically abused their father. Officer A denied the allegations. The witnesses, Witness 2 and Witness 1, refused to cooperate with the investigation. Therefore, the R/I recommends that the allegation be classified **Not Sustained** as there is no evidence to prove or disprove the allegation.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #2** against **Officer A #XXXXXX, Unit XXX**, that he called Subject 1 a "Motherfucker;" in violation of Rule 9. Officer A denied the allegation and there was no witness to refute or substantiate the allegation. Therefore, the Reporting Investigator recommends that the allegation be classified as **Not Sustained**.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #3** against **Officer A #XXXXXX, Unit XXX**, that he continuously harassed Subject 1 by going to his residence while in uniform, in violation of Rule 2. Officer A stated that he visited his parents

from time-to-time to check on their well-being as he was their care taker. Officer A denied harassing Subject 1 and the witnesses Witness 2 and Witness 1 failed to cooperate with the investigation. Lacking the cooperation of the witnesses and coupled with the lack of any evidence to prove or disprove the allegation, it is recommended that the allegation be **Not Sustained**.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #4** against **Officer A #XXXXXX, Unit XXX**, that Officer A coerced Subject 1 to cancel his insurance, in violation of Rule 2. Subject 1's account of this incident was inconsistent. First, Subject 1 stated that Officer A tried to manipulate him to switch over his insurance and then stated that Officer A cancelled his medication plan and health insurance without his knowledge or permission. Witness 3 stated that she was not sure if Officer A cancelled Subject 1's insurance. Officer A denied the allegation and there was no evidence to support Subject 1's allegation. Therefore, it is recommended that the allegation be **Not Sustained**.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #5** against **Officer A #XXXXXX, Unit XXX**, that Officer A threatened Subject 1 with arrest, in violation of Rule 2. Officer A denied the allegation and there was no witness to support Subject 1's allegation. The Reporting Investigator recommends that this allegation be **Not Sustained** as there is no substantial evidence to support Subject 1's allegation.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #6** against **Officer A #XXXXXX, Unit XXX**, that Officer A approached Subject 1 in an aggressive and intimidating manner and blocked him from exiting the bathroom and cafeteria area at the court house, in violation of Rule 2. Subject 1 stated that as he and Witness 3 attempted to leave the cafeteria, Officer A stood in the doorway and extended his arms while questioning him. Subject 1 explained that they walked around Officer A and left the cafeteria without physical contact between them. Witness 3 provided a consistent description of this incident. Again, as he was exiting the bathroom, Officer A blocked the doorway, placed his hands on Subject 1's shoulder while questioning him, Subject 1 pushed Officer A's hand away and left the bathroom. Officer A stated that he went to the cafeteria and saw his father at a corner, they looked at each other and Officer A left without saying anything to his father. Then he went to use the restroom and saw his father in the restroom. They were both shocked to see each other and nothing happened. Officer A stated that Witness 3 had made a false accusation that he was in the restroom hurting their father. Based on these facts, the Reporting Investigator recommends that the allegation be **Not Sustained** as there is no substantial evidence to prove or disprove the allegation.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #7** against **Officer A #XXXXXX, Unit XXX**, that Officer A threatened Subject 1 by stating "I have people at work that are going to finish your daughter, your nephew and they are going to finish you off;" in violation of Rule 2. Officer A denied the allegation and there was no witness to support Subject 1's allegation. Therefore, it is recommended that the allegation be **Not Sustained**.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #8**

against **Officer A #XXXXXX, Unit XXX**, in that Officer A took a loan of \$40,000 USC from Subject 1 and refused to repay the loan, in violation of Rule 2. Officer A stated that he never took any money from his father and his father never loaned him any money. Officer A stated that his mother took care of the finances in the house and that Witness 3, who is bi-polar, manipulated their father and took over the finances. Officer A stated that these accusations against him were fabricated by his sister, Witness 3, because her main goal was to keep their parents' house and money as she is the youngest and the only girl. Based on these facts, and coupled with lack of evidence to support Subject 1's allegation, the Reporting Investigator recommends that the allegation be **Not Sustained**.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #9** against **Officer A #XXXXXX, Unit XXX**, that Officer A cancelled Subject 1's medication plan and health insurance without his knowledge or permission, in violation of Rule 2. Subject 1's account of this incident was inconsistent. Subject 1 initially stated that Officer A tried to manipulate him to switch over his insurance and later stated that Officer A cancelled his medication plan and health insurance without his knowledge or permission. Witness 3 stated that she was not sure if Officer A cancelled Subject 1's insurance. Officer A denied the allegation and there was no evidence to support Subject 1's allegation. Therefore, it is recommended that the allegation be **Not Sustained**.

The Reporting Investigator recommends a finding of **Not Sustained** for **Allegation #10** against **Officer A #XXXXXX, Unit XXX**, that Officer A took Subject 1 out of his home at night and persuaded him to put all his assets in Officer A's name, in violation of Rule 2. Officer A denied the allegation and there was no evidence to support Subject 1's allegation. Therefore, it is recommended that the allegation be **Not Sustained**.

The Reporting Investigator recommends a finding of **Unfounded** for **Allegation #11** against **Officer A #XXXXXX, Unit XXX**, in that he failed to notify the Department that he was the Respondent of an Order of Protection (OP#XXXXXXXXXX) served on him as required by SO 08-01-02.II.M.2.A. The investigation revealed that Officer A notified the Department that he was a Respondent of an Order of Protection. As a result, the allegation is **Unfounded**.