

**INDEPENDENT POLICE REVIEW AUTHORITY**  
**LOG# 1078589**  
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**ALLEGATIONS:**

It is alleged that on various dates, between April 2015 and December 23, 2015, **the accused, Sergeant A, #XXXX, Unit XXX**: 1) harassed the complainant, PO Complainant, #XXXX, Unit XXX/XXX, his estranged wife, via telephone, including, but not limited to threatening to have her “dumped” from her current Unit of Assignment, telling her that she was a “bad mother,” showing up at the daughter’s school every day and by calling her derogatory/profane names.

**INVESTIGATION:**

In an **Initiation Report, Sergeant B, #XXXX, Unit XXX**, documented that PO Complainant and Sergeant C, #XXXX, Unit XXX, came to the X District Station on 23 DEC 15 and discussed a domestic situation with him. The situation involved PO Complainant and her estranged spouse, Sergeant A. PO Complainant stated that soon after initiating divorce proceedings, Sergeant A, with whom she has a court ordered custody schedule, has been aggressively calling and texting her. The calls/texts have been ongoing from 01 NOV 15 through 23 DEC 15, several times a day. During the calls/texts, Sergeant A speaks to PO Complainant in a threatening and harassing manner and refuses to stop at PO Complainant’s request. The threats were not violent but made PO Complainant feel uncomfortable. A Case Report was filed under RD#XXXXXXXX, to document the incident. PO Complainant was issued a Domestic Violence Notice and advised to obtain an Order of Protection and to contact the Employee Assistance Program if necessary. PO Complainant was also advised to conduct any future custody exchanges in the X District Station. (Att. #4).

In her **complaint and subsequent statement to IPRA, PO Complainant** stated the allegations as indicated in the Allegations Section of this report. PO Complainant failed to provide printouts of the harassing telephone text messages from Sergeant A. (Att. #9, #23, #26-#29, #31-#33, #35).

In a **statement to IPRA, Sergeant C** identified herself as PO Complainant’s Supervisor and the person responsible for PO Complainant being assigned to Unit XXX. Sergeant C stated that on 23 DEC 15, she was IOD when PO Complainant called her on her cell phone. PO Complainant told Sergeant C that Sergeant A called her and stated that he was going to do everything in his power to get PO Complainant dumped from her current Unit of Assignment. Because PO Complainant sounded distraught, Sergeant C went to PO Complainant’s residence to check on her. Upon her arrival, PO Complainant showed Sergeant C several texts from Sergeant A in which Sergeant A insulted PO Complainant by calling her an unfit mother and a “fucking bitch” and threatened to take their daughter away from her. Sergeant C was unaware of the dates that Sergeant A texted PO

Complainant. Sergeant C took PO Complainant to their neighborhood District Station, XXX, to document the incident. (Att. #12, #24).

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The related **Case Report, RD#XXXXXXXX**, documents that PO Complainant and Sergeant A are going through a divorce. Sergeant A has texted PO Complainant, several times a day, from 01 NOV 15 through 23 DEC 15, making her feel uncomfortable. In the texts, Sergeant A threatens PO Complainant's job but does not threaten PO Complainant with bodily harm. PO Complainant is not in fear of receiving a battery. (Att. #5).

The **related Supplementary Report, XXXXXXXX**, documents that PO Complainant and Sergeant A have a 50/50 parental agreement and that they both filed for child support payments. PO Complainant initiated the request for child support payments and ever since then, Sergeant A has been sending her taunting text messages. The texts refer to the child support and custody dispute. PO Complainant declined to bring any charges against Sergeant A. The case was Exc. Cleared Closed. (Att. #6).

The related **court records** document that on 09 APR 15, Sergeant A petitioned for dissolution of marriage to PO Complainant. On 30 APR 15, PO Complainant petitioned for temporary child support and temporary custody. On 11 JUN 15, Sergeant A petitioned for temporary visitation. On 08 JUL 15, the order for child support was allowed. On 06 AUG 15, the order for visitation was allowed. On 28 AUG 15, Sergeant A petitioned for child support. On 07 DEC 15, joint custody was allowed. The divorce proceedings are still ongoing. (Att. #25).

In a **statement to IPRA, Sergeant A** denied all but showing up at his daughter's school daily. Sergeant A stated that there is no order against him going to see his daughter as she's enters the building each day. According to Sergeant A, his going to see his daughter at school has nothing to do with PO Complainant, but everything to do with him wanting to see his daughter daily. Sergeant A also submitted To/From reports to his superior, Chief Officer A, informing Chief Officer A of the divorce proceedings between he and PO Complainant and the fact that PO Complainant may make "frivolous" allegations against him. (Att. #21, #22, #24).

**CONCLUSION:**

The R/I recommends that the allegation be **Not Sustained** against Sergeant A. PO Complainant alleged that Sergeant A harassed her via text messages that made her feel uncomfortable. PO Complainant stated she was not in fear of receiving a battery because the content of the text messages was not of bodily harm. In the text messages, Sergeant A allegedly threatened to have PO Complainant dumped from her current Unit of Assignment; told PO Complainant that she's a bad mother; and called PO Complainant derogatory/profane names. Sergeant A also made PO Complainant feel uncomfortable by

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showing up at their five year old daughter's school daily. Sergeant A denied all but showing up at his daughter's school daily. Sergeant A stated that his doing so has nothing to do with PO Complainant, but everything to do with him wanting to see his daughter daily and there's no court order preventing his actions. PO Complainant failed to provide this office with her cell phone to download the text messages. PO Complainant also failed to provide this office with printouts of the text messages. Sergeant C stated she saw some of the text messages on PO Complainant's phone the day she went to PO Complainant's house but she was unaware of the dates the text messages were sent. At this time, there is insufficient evidence to prove or disprove the allegations.