

SUMMARY REPORT OF INVESTIGATION¹

I. EXECUTIVE SUMMARY

Date of Incident:	March 20, 2016
Time of Incident:	5:00 am
Location of Incident:	XXX N. Dearborn St., Chicago, IL 60610 (N. Dearborn St. and W. Division St.)
Date of COPA Notification:	March 20, 2016
Time of COPA Notification:	3:05 pm

Complainants, Subject 1 and Subject 2, alleged the numerous acts of misconduct detailed below. This investigation revealed that while CPD was investigating a stabbing, Subject 1 actively interfered with CFD's treatment of an injured party. Additionally, this investigation revealed that it was more likely than not that both Subject 1 and Subject 2 were intoxicated at the time of the incident and that this intoxication contributed to an inability to accurately recall the events as that occurred.

II. INVOLVED PARTIES

Involved Lieutenant #1:	Lieutenant A, Employee ID #XXX, Appointment Date XXX, 1986, Unit XXX, Male, White.
Involved Officer #1:	Officer B, Star #XXX, Employee ID #XXX, Appointment Date XXX, 2007, Unit XXX, Male, White, Birth Date XXX, 1984.
Involved Officer #2:	Officer C, Star #XXX, Employee ID #XXX, Appointment Date XXX, 2007, XXX, Male, White, Birth Date XXX, 1977.
Involved Officer #3:	Officer D, Star #XXX, Employee ID #XXX, Appointment Date XXX, 2001, Unit XXX, Female, White, Birth Date XXX, 1977.
Involved Officer #4:	Unidentified
Subject #1:	Subject 1, Female, White, Birth Date XXX, 1990.

¹ On September 15, 2017, the Civilian Office of Police Accountability (COPA) replaced the Independent Police Review Authority (IPRA) as the civilian oversight agency of the Chicago Police Department. Therefore, this investigation, which began under IPRA, was transferred to COPA on September 15, 2017, and the recommendation(s) set forth herein are the recommendation(s) of COPA.

Subject #2: | Subject 2, Female, Black, Birth Date XXX, 1989.

III. ALLEGATIONS

Officer	Allegation	Finding
Lieutenant A	1. Directed profanities at Subject 2 and others, in violation of Rule 8.	Not Sustained
	2. Referred to Subject 2 and others as “niggers,” in violation of Rule 8.	Not Sustained
	3. Struck Subject 1 in her face without justification, in violation of Rules 6 and 9.	Unfounded
Officer B	1. Grabbed Subject 1 by her arm and threw her to the ground without justification, in violation of Rules 6 and 9.	Unfounded
Officer C	1. Grabbed Subject 1 by her arm and threw her to the ground without justification, in violation of Rules 6 and 9.	Unfounded
Officer D	1. Pulled Subject 1’s skirt down causing Subject 1 to be exposed in public, in violation of Rule 9.	Exonerated
Unidentified Officer(s)	1. Ignored Subject 1’s request to loosen her handcuffs, in violation of Rule 9.	Unfounded
	2. Drove Subject 2’s vehicle from the area of XXX N. Dearborn St. to the impound lot, in violation of Rule 6.	Unfounded
	3. Grabbed Subject 2’s vagina, in violation of Rule 9.	Not Sustained
	4. Grabbed and pulled Subject 2 by her arm, in violation of Rules 6 and 9.	Not Sustained
	5. Called Subject 2 a “dirty black bitch” and a “non-pregnant scummy bitch,” in violation of Rule 8.	Not Sustained
	6. Ignored Subject 2’s request to use the bathroom, in violation of Rule 8.	Not Sustained

IV. APPLICABLE RULES AND LAWS

Rules

1. Rule 6: Prohibits disobedience of an order or directive, whether written or oral.
 2. Rule 8: Prohibits disrespect or maltreatment of any person, while on or off duty.
 3. Rule 9: Prohibits engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
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General Orders

1. General Order: G03-02-02 – Force Options, effective January 1, 2016.
2. General Order: G07-03 – Vehicle Towing and Relocation Operations, effective October 29, 2014.

V. INVESTIGATION²

a. Interviews³

In a **statement to IPRA**⁴ on March 21, 2016, **Subject 1**⁵ (Subject 1) stated she received a telephone call informing her that her brother, Civilian 3 (Civilian 3) was stabbed and had been stopped by the police at N. Dearborn St. and W. Division St. Subject 1 responded to the location and observed Subject 2 and Civilian 4 detained in handcuffs, and Civilian 3 being treated by CFD.

Subject 1 approached CFD and inquired about Civilian 3's injuries. CFD asked Subject 1 to step back, but she did not and continued to ask questions. While she was speaking to CFD, an unidentified officer ordered her several times to backup; however, Subject 1 did not move. Lt. A approached and requested several times that Subject 1 step back. According to Subject 1, as she began to step back, Lt. A grabbed her by her wrist and began to push her backwards. Subject 1 pulled her arm away from Lt. A, and two additional officers (Officers B and C) grabbed Subject 1's arms, allowed Lt. A to strike her in the face, and throw her to the ground. Once on the ground Subject 1 was handcuffed.

Once in handcuffs, Subject 1 realized her buttocks were exposed and requested that her skirt be adjusted. Subject 1 was informed that a female officer would come and assist her. Shortly

² COPA conducted a thorough and complete investigation. The following is a summary of the material evidence gathered and relied upon in our analysis.

³ Lt. A resigned in July of 2017 and did not respond to requests for a statement. Civilian 3 never responded for requests for a statement. Civilian 5 canceled her statement appointment after Subject 1's attorney informed her not to provide a statement. IPRA spoke to Civilian 6 via telephone, and learned that she did not witness any of the interactions. Att. 68.

⁴ Att. 13.

⁵ On August 22, 2017, Subject 1 filed a Civil Complaint in the Northern District of Illinois (17-CV-XXX), in which she alleged the same misconduct in this statement. Att. 78.

after her request, a female officer (possibly Officer D)⁶ arrived and adjusted Subject 1's skirt; however, during the adjustment Subject 1's skirt was pulled below her knees.

After having her skirt adjusted, officers transported Subject 1 to 018th District Lockup for processing. Subject 1 stated that while being transported and upon her arrival at Lockup she requested that her handcuffs be adjusted;⁷ however, Subject 1 stated she retrieved her photo identification from her shirt seemingly while she was still in handcuffs.⁸ Additionally, Subject 1 claimed she was denied medical treatment in Lockup; however later admitted that she refused treatment because she did not want to receive a bill from a medical provider.⁹

Subject 1 stated that she had only consumed one Long Island Iced Tea prior to the incident and that she was not intoxicated. Subject 1 stated that she suffered a chipped tooth, sprained wrist, and bruising to her knees.¹⁰ Subject 1 was insistent that at no time did she resist or strike any officer.

In a **statement to IPRA**¹¹ on March 23, 2016, **Subject 2** stated, Civilian 3, Civilian 4, two unidentified females,¹² and she were walking to her vehicle when five unidentified Hispanic males began to fight with them. During the fight Civilian 3 was stabbed. Once Subject 2 and her companions were in her vehicle, she drove away from the area.

Shortly after leaving the area, Subject 2 was stopped by Lt. A and Sgt. F at N. Dearborn St. and W. Division St. As Lt. A approached the vehicle, he drew his weapon and began to yell, "get the fuck out." Subject 2 exited the vehicle while telling Lt. A that Civilian 3 had been stabbed and needed medical attention. Lt. A responded with: "shut the fuck up." Subject 2 was escorted to the rear of her vehicle and handcuffed to Civilian 4. While standing at the rear of her vehicle, she heard Lt. A state, "get these mother fucking niggers off their phones." After hearing Lt. A's remarks, Subject 2 was grabbed by an officer and ordered to get on the ground. Subject 2 informed the officer that she was handcuffed to Civilian 4 and was unable to get on the ground. She also informed the officer that her skirt needed to be adjusted. At that exact moment a black male officer¹³ approached her, reached into her pants, grabbed and held her vagina.¹⁴

Approximately seven to eight minutes after being stopped, Subject 2 observed CFD arrive and begin to treat Civilian 3. While Civilian 3 was being treated, Subject 2 observed Subject 1 arrive and approach Civilian 3. Prior to Subject 1 reaching Civilian 3, Lt. A approached Subject

⁶ Subject 1 described the female officer as the only female officer on scene; however, COPA discovered that there were two female officers on scene, Sgt. E and Officer D.

⁷ Subject 1 did not provide a description of the officers she made this request to.

⁸ The relevant portion is at 6:57 of Att. 13.

⁹ The relevant portion is at 7:15 of Att. 13.

¹⁰ The interviewing investigator verbally confirmed she observed injuries to Subject 1's knees.

¹¹ Att. 7.

¹² It is unclear how many individuals were with Subject 2. Initially, Subject 2 stated she was accompanied by two females; however, later she indicates she was only accompanied by Civilian 4 and Civilian 3. The relevant portion is at 15:04 of Att. 7.

¹³ Subject 2 described the black male officer as the only black male officer on scene. COPA was unable to identify any black male officer involved in this incident.

¹⁴ While providing additional details, Subject 2 stated that the "female officer was already in her back," seemingly at the same time as the male black officer was grabbing her vagina. The relevant portion is at 25:17 of Att. 7.

1, yelled at her, and punched her in the face. Officers then took Subject 1 to the ground and handcuffed her. Subject 2 was clear that Subject 1 was only asking questions about Civilian 3's treatment when Lt. A punched her in the face.

After punching Subject 1, Lt. A approached Subject 2 while stating, "place her in the back of the SUV." Subject 2 informed a female officer (Sgt. G) that she was pregnant. Sgt. G placed Subject 2 in handcuffs. An unidentified male Officer B escorted Subject 2 to a CPD vehicle, placed her in the rear seat, and transported her to 018th District Lockup. During her time in custody Subject 2 made repeated requests to unidentified officers to use the bathroom; these requests were never acknowledged. Additionally, Subject 2 stated she was called a "dirty black bitch," and "scummy non-pregnant bitch;" however, she was unable to provide any identifying information of the officers who made those statements. Subject 2 also stated that her vehicle was driven to the impound lot by an unknown officer. Subject 2 was insistent that at no time did Subject 1 or she strike any CPD member.

In a **statement to IPRA**¹⁵ on March 21, 2016, **Civilian 7** stated, he observed Subject 1 with her hands raised just above her shoulders, being grabbed by Officers B and C. The Officers held Subject 1's arms behind her back, while Lt. A tackled her to the ground.¹⁶ Once Subject 1 was on the ground, Civilian 7 could no longer see the interaction. Civilian 7 assumed the officers were subduing Subject 1 on the ground.¹⁷ Civilian 7 stated he believed Subject 1 needed to be calmed down.¹⁸ Civilian 7 stated that Subject 1 was not moving, unless the officers moved her. Civilian 7 confirmed Subject 1 and Subject 2 were drinking prior to interacting with CPD.

In a **telephone call**¹⁹ and **statement to IPRA**,²⁰ **Civilian 8** stated that he witnessed a fight between two groups of males, during which two males appeared to get stabbed, and a dark 4-door vehicle, being driven by a black female, struck an unknown male twice. As Civilian 8 witnessed the dark 4-door vehicle flee the area, he stopped passing CPD members and reported his observations. Later, Civilian 8 observed the same dark 4-door vehicle stopped by CPD near N. Dearborn St. and W. Division St. Civilian 8 stated the officers (Lt. A and Sgt. F) ordered the occupants out of the vehicle by stating "step out of the vehicle" while the occupants were arguing with the officers about needing to exit. Civilian 8 observed a rear seat female passenger be removed from the vehicle. Civilian 8 was not paying attention to how the driver (Subject 2) exited the vehicle. He did not recall Subject 2's demeanor or the interactions she had with any CPD officers. Civilian 8 recalled officers searching the males for weapons but did not recall if Subject 2 was searched. Upon the arrival of CFD, Civilian 8 left the location. Civilian 8 described the police officers' actions as normal, and the occupants of the vehicle as non-complaint, argumentative, and using profane language. Civilian 8 did not recall any usage of the word "nigger" or "bitch" by any CPD officers.

¹⁵ Att. 19.

¹⁶ Civilian 7 admitted he was not paying close attention to Subject 1 and the officers near her. The relevant portion is at 7:11 of Att. 19.

¹⁷ The relevant portion is at 9:07 of Att. 19.

¹⁸ The relevant portion is at 9:55 of Att. 19.

¹⁹ Att. 66.

²⁰ Att. 71.

In a **telephone conversation**²¹ with IPRA on October 28, 2016, **Civilian 4**, stated that he was in a vehicle with Subject 2 and Civilian 3 that was stopped by the police. Once stopped by the police, Civilian 4 contacted his sister (Subject 1) to inform her that Civilian 3 had been stabbed. After he spoke to Subject 1, officers placed Civilian 4 in handcuffs. While in handcuffs, Civilian 4 observed a male officer search Subject 2 for weapons, during which the officer put his hands up her skirt. Once CFD arrived on scene, they began to treat Civilian 3 and placed him on a stretcher. Shortly after, Subject 1 arrived and approached Civilian 3. Lt. A approached Subject 1 told her to: “shut the fuck up” and “get the fuck back.” Subject 1 did not comply. Lt. A grabbed and escorted Subject 1 from the location. Subject 1 responded by swiftly pulling her arm away from Lt. A. Once Subject 1 pulled away from Lt. A, two male officers grabbed Subject 1’s arms, folded them behind her back, and tackled her to the ground. Civilian 4 was unable to view Subject 1 once she was on the ground. Civilian 4 never observed any officer strike Subject 1. When the IPRA investigator attempted to arrange a formal statement with Civilian 4 the call was disconnected. Civilian 4 did not respond to additional attempts to obtain a formal statement.

In a **statement to COPA**²² on October 30, 2017, **Witness Sergeant E**,²³ stated that she recalled Subject 2 being loud and combative. Sgt. E confirmed that she did visually check Subject 2 for injuries but did not locate any injuries. Sgt. E does not recall if any other officers checked Subject 2 for injuries. Sgt. E had no interaction with Subject 1 and did not observe any interactions that Subject 1 had with any other officers on scene. Sgt. E did not recall any male black officers on scene. Sgt. E initially had little recollection of the incident and was only able to recall the incident after reviewing the related CPD reports.

In a **statement to COPA**²⁴ on February 1, 2018, **Witness Sergeant F**, stated he was working with Lt. A when they were flagged down by a citizen (Civilian 8), who reported that a stabbing had just occurred at W. Maple St. and N. Dearborn St. Civilian 8 pointed to a dark colored sedan and indicated it was involved in the stabbing. Lt. A and Sgt. F stopped the vehicle at the intersection of N. Dearborn St. and W. Division St. and ordered the occupants out of the vehicle. Once the occupants were out of the vehicle, Sgt. F learned that Civilian 3 had been stabbed. After additional officers arrived at the location and prior to the arrival of CFD, Sgt. F walked to the area of W. Maple and N. Dearborn to investigate the stabbing. During his investigation, Sgt. F learned that the vehicle he had stopped had intentionally struck a male. At no time did Sgt. F hear Lt. A use profanities or refer to any person as a “nigger.” Sgt. F did not observe any male black officers on scene.

In a **statement to COPA**²⁵ on March 15, 2018, **Accused Officer B**, stated his partner, Officer B, and he were working in plain clothes when they responded to the intersection of N. Dearborn St and W. Division St., after hearing a request for assistance related to a traffic stop. Upon arrival, Officer B observed multiple occupants being detained outside of the stopped vehicle. Officers B and C assumed the role of guard officers and were attempting to limit interference in

²¹ Att. 69.

²² Atts. 84 and 112.

²³ At the time of this incident Sgt. E was a police officer, she has since been promoted to the rank of Sergeant and will be referred by her current rank.

²⁴ Att. 86.

²⁵ Att. 103.

the investigation. At some point CFD responded to treat a male (Civilian 3) stabbing victim. While Civilian 3 was being treated, Officer B observed Subject 1 arrive at the location, block CFD's path to the ambulance, and grab the gurney while screaming. Officer B heard a request from CFD to remove Subject 1 from the location and observed Lt. A approach Subject 1, issue verbal commands, and attempt to employ an escort hold to remove her from the area. Simultaneously, Officers B and C began walking towards Lt. A and Subject 1. Upon reaching Lt. A and Subject 1, Officer B observed Subject 1 punch Lt. A in the face. Lt. A responded by punching Subject 1 in the face. Subject 1 then punched Officer B in the face. Officer B and Officer C grabbed Subject 1 and executed a takedown. Officer B was unsure if Lt. A assisted in the takedown. Subject 1 was on lying on her stomach when she was placed in handcuffs. Officer B could not recall if Subject 1 was exposed while she was on the ground. Officer B did not have any additional interactions with Subject 1. Officer B was aware that Subject 1 was complaining of a chipped tooth, but it was his understanding that she had refused medical treatment. Officer B was clear that Subject 1 never requested medical treatment from him.

At no time did Officer B hear Lt. A use profanities or refer to any person as a "nigger." Officer B relayed there are several businesses that serve alcohol around the location and that it would be common for intoxicated citizens to fight in the area. Officer B was clear that it is usual to encounter intoxicated and belligerent people at the intersection.

In a **statement to COPA**²⁶ on March 16, 2018, **Accused Officer D**, stated she responded to the intersection of N. Dearborn St. and W. Division St., in response to a request for assistance. Upon her arrival, she observed an active investigation occurring related to a battery. At some point, CFD responded to the location to treat a male (Civilian 3.) While Civilian 3 was being treated, Officer D observed a female (Subject 1) arrive on scene screaming. Officer D saw Subject 1 throwing her body in the way of CFD in an apparent attempt to prevent Civilian 3 from receiving treatment. Officer D did not recall if Subject 1 struck any officers or if Subject 1 was struck. Additionally, Officer D was not directly involved with the takedown and handcuffing of Subject 1. Officer D did not recall having interactions with Subject 1 but was clear that it is customary practice for her to adjust a female's clothing if parts of her body were exposed during an arrest.

Officer D believed Subject 1 was intoxicated. This belief was based on Subject 1's actions, specifically her screaming and interference with CFD. Officer D was clear that she believed the only other reason Subject 1 would have behaved in a similar manner would be insanity. Officer D relayed there are numerous businesses that serve alcohol around the intersection and that it would be common to encounter numerous intoxicated persons in the area at 5:00 am. Officer D did not observe any male black officers on scene during the incident.

In a **statement to COPA**²⁷ on March 22, 2018, **Accused Officer C**, stated essentially the same information as Officer B. Additionally, Officer C stated that once Subject 1 was on the ground, she was still refusing to comply with orders to provide her hands while flailing her arms. Officer C believed that Subject 1 was intoxicated. This belief was based on Subject 1's aggressive demeanor and conduct.

²⁶ Att. 107.

²⁷ Att. 111.

b. Digital Evidence²⁸

OEMC Audio Transmissions²⁹ detail essentially the same information listed in the event query.

c. Documentary Evidence

An **Initiation Report**³⁰ details essentially the same information Subject 1 provided during her statement.

An **Event Query for XXX**³¹ details numerous reports of two groups of males fighting near W. Maple St. and N. Dearborn St. Additionally, the query details that a male was stabbed and placed into a black 4-door vehicle. Further, there were numerous reports of a vehicle striking a male on the side walk. Finally, the query details that Lt. A and Sgt. F located and stopped a black 4-door vehicle near N. Dearborn St. and W. Division St.

Subject 1's Arrest Report³² details essentially the same information provided by the officers during their statements.

Subject 2's Arrest Report³³ details that she struck Lt. A with her left forearm. The report lists that she was operating a dark blue 4-door Nissan sedan at the time of her arrest.

An **Original Case Incident Report**³⁴ details substantially the same information as Subject 1's and Subject 2's arrest reports and the officers' statements. Additionally, the report details that after Subject 2's arrest, her vehicle was relocated to the 018th District and impounded. Finally, there no male black officers listed on the report.

Lt. A's Tactical Response Report³⁵ (TRR) for Subject 2, details that Subject 2 did not follow verbal directions and struck Lt. A with her left forearm. Lt. A's response was member presence, verbal commands, escort holds, wrist lock and an armbar. The report details that Subject 2 did not allege or have any visible injuries.

Lt. A's Officer Battery Report³⁶ (OBR) for Subject 2, details that he suffered a non-fatal minor injury when Subject 2 struck him with her left forearm.

²⁸ IPRA/COPA obtained surveillance footage from 7-Eleven (1200 N. Dearborn St.), Fifth Third Bank (29 W. Division St.), Starbucks Coffee (39 W. Division St.), 1155 N. Dearborn St., and 1133 N. Dearborn St.; however, none of the footage depicted any interactions between CPD and citizens. Atts. 47 – 57.

²⁹ Att. 34.

³⁰ Att. 4.

³¹ Att. 33

³² Att. 24.

³³ Att. 23.

³⁴ Att. 25.

³⁵ Att. 31.

³⁶ Att. 23.

Lt. A's TRR for Subject 1³⁷ details that Subject 1 did not follow verbal directions, stiffened, flailed her arms, and attacked without a weapon. Lt. A's response was member presence, verbal commands, escort holds, wrist lock, and close hand strike/punch. The report details that Subject 1 suffered injuries but refused medical aid.

Lt. A's OBR for Subject 1³⁸ details that he suffered a non-fatal minor injury when Subject 1 struck him with her hands/fists.

Officer B's³⁹ **and Officer C's TRRs**⁴⁰ for Subject 1 details that she did not follow verbal directions, stiffened, pulled away, flailed her arms, and attacked without a weapon. Officer B's response was member presence, verbal commands, escort holds, wristlock, and takedown/emergency handcuffing. The report also details that Subject 1 suffered injuries but refused medical aid. The TRR also lists Subject 1 as under the influence.

Officer B's OBR⁴¹ for Subject 1 details that he suffered a non-fatal minor injury when Subject 1 struck him with her hands/fists.

A Motor Vehicle Inventory Report⁴² (MVIR) details that after Subject 2's arrest, her 2015 blue 4-door Nissan Altima, bearing Ohio license plate XXX, was towed from the 018th District to Impound 6. The report details that the vehicle had scrapes, scratches, and dents to the driver's and passenger's sides, front and rear bumpers, trunk, and hood.

Photographs⁴³ provided by Subject 1, detail a chipped right central incisor. The photographs also depict a left forearm and wrist; however, it is unclear if there are any injuries.

Subject 1's Medical Records,⁴⁴ detail her complaint of wrist pain and a chipped tooth. The records reveal that Subject 1 was diagnosed with a right wrist sprain and a tooth fracture to her number 9 tooth.

VI. ANALYSIS

a. Subject 1's Allegations

COPA recommends a finding of **Unfounded** for the allegations that Lt. A struck Subject 1 in the face without justification; and that Officers B and C grabbed Subject 1 by the arms and threw her to the ground without justification. General Order G03-02-02 governs the circumstances when force can be used by officers. Section IV(B)(1) defines an "passive resister" as "a person who fails to comply with verbal or other direction," and permits an officer to utilize "holding techniques" that "may result in conforming behavior." Section IV(C) defines an "assailant" as a

³⁷ Att. 26.

³⁸ Att. 27.

³⁹ Att. 28.

⁴⁰ Att. 30.

⁴¹ Att. 29.

⁴² Att. 81.

⁴³ Att. 38.

⁴⁴ Atts. 60 and 63.

“subject who is using ... force against ... another person,” and permits an officer to respond with “direct mechanical” techniques that include “punching.”

Here Subject 1 was clearly a passive resister when she failed to comply with Lt. A’s numerous orders to stop interfering with CFD. Accordingly, Lt. A’s use of a control tactic to escort Subject 1 from the area was proper. When Subject 1 spun and punched Lt. A in the face, she became an assailant. Lt. A’s punch of Subject 1 was a reasonable response to her battery. When Subject 1 punched Officer B she was still an assailant and the takedown and handcuffing employed was proper. While it is unfortunate that Subject 1 suffered a chipped right central incisor, her injuries do not change the fact that Lt. A’s and Officers B’s and C’s actions were proper and conformed with CPD policy.

COPA recommends a finding of **Exonerated** for the allegation that Officer D pulled Subject 1’s skirt down, exposing her in public. COPA was unable to locate any information, other than Subject 1’s own statement, that Officer D caused Subject 1 to be exposed in public. Further, Officer D was clear that had any part of Subject 1 been exposed during or immediately after her detention she would have certainly adjusted it. Despite Officer D not recalling if she had in fact adjusted Subject 1’s clothing, COPA finds it more likely than not that Officer D did not pull Subject 1’s skirt down exposing her in public. Additionally, COPA finds, that even if Officer D had caused Subject 1 to be exposed in public, it was more likely than not unintentional and brief.

COPA recommends a finding of **Unfounded** for the allegation that Unidentified Officers ignored Subject 1’s request to loosen her handcuffs. COPA was unable to locate any information, other than Subject 1’s statement, that she ever requested that her handcuffs be loosened. Subject 1’s own statement that she retrieved items from her shirt while seemingly handcuffed undermines the credibility of her allegation while supporting the inference that Subject 1 was not handcuffed too tightly. Therefore, COPA finds that it is more likely than not that Subject 1 was not handcuffed too tightly.

b. Subject 2’s Allegations

COPA recommends a finding of **Unfounded** for the allegation that an Unidentified Officer drove Subject 2’s vehicle to the impound lot. General Order G07-03 governs when and how a vehicle can be towed or relocated. Section IV(A)(4) permits the relocation of a vehicle to the district of arrest so the vehicle can be secured until it is towed.

Here, COPA located an MVIR that directly refutes Subject 2’s allegation. The MVIR clearly details Subject 2 was arrested near XXX N. Dearborn St. after which her vehicle was relocated to and towed from the 018th District. Additionally, COPA believes that the damage detailed on the MVIR is consistent with Subject 2 twice striking an unidentified male with her vehicle prior to being stopped by CPD members. Therefore, COPA finds that Subject 2’s vehicle was properly impounded in accordance with CPD policy.

COPA recommends a finding of **Not Sustained** for the allegations that Lt. A directed profanities at Subject 2, and referred to her and other as niggers; that an Unidentified Officer(s) grabbed Subject 2’s vagina, grabbed and pulled Subject 2 by her arm, called Subject 2 a “dirty

black bitch” and a “non-pregnant scummy bitch,” and ignored her request to use the bathroom. COPA was unable to locate any evidence that supports or refutes Subject 2’s allegations, therefore COPA is unable to determine if any of the alleged conduct occurred.

VII. CONCLUSION

Based on the analysis set forth above, COPA makes the following findings:

Officer	Allegation	Finding
Lieutenant A	1. Directed profanities at Subject 2 and others, in violation of Rule 8.	Not Sustained
	2. Referred to Subject 2 and others as “niggers,” in violation of Rule 8.	Not Sustained
	3. Struck Subject 1 in her face without justification, in violation of Rules 6 and 9.	Unfounded
Officer B	1. Grabbed Subject 1 by her arm and threw her to the ground without justification, in violation of Rules 6 and 9.	Unfounded
Officer C	1. Grabbed Subject 1 by her arm and threw her to the ground without justification, in violation of Rules 6 and 9.	Unfounded
Officer D	1. Pulled Subject 1’s skirt down causing Subject 1 to be exposed in public, in violation of Rule 9.	Exonerated
Unknown Officer	1. Ignored Subject 1’s request to loosen her handcuffs, in violation of Rule 9.	Unfounded
	2. Drove Subject 2’s vehicle from the area of XXX N. Dearborn St. to the impound lot, in violation of Rule 6.	Unfounded
	3. Grabbed Subject 2’s vagina, in violation of Rule 9.	Not Sustained
	4. Grabbed and pulled Subject 2 by her arm, in violation of Rules 6 and 9.	Not Sustained
	5. Called Subject 2 a “dirty black bitch” and a “non-pregnant scummy bitch,” in violation of Rule 8.	Not Sustained
	6. Ignored Subject 2’s request to use the bathroom, in violation of Rule 8.	Not Sustained

Approved:

XXX

Deputy Chief Administrator – Chief Investigator

Date

Appendix A

Assigned Investigative Staff

Squad#:	XXX
Investigator:	XXX
Supervising Investigator:	XXX
Deputy Chief Administrator:	XXX