

SUPPLEMENTAL SUMMARY REPORT OF INVESTIGATION

This Supplemental Summary Report is meant only as a supplement to COPA's January 31, 2019 Summary Report and should not be read to supersede or replace the findings or analysis in that report. This report summarizes additional investigation undertaken at the request of the Department.

On March 11, 2019, the Superintendent of Police requested additional investigation in this matter.¹ Specifically, the Department requested that Officer ██████████ be re-interviewed and questioned regarding the appearance of his weapon and that said appearance be verified, if possible. It is alleged that Officer ██████████ pointed his weapon at the involved individuals. In his first interview, the accused was never asked the appearance of his weapon while ██████████ described it as "charcoal" colored and ██████████ described it as "silver". The Civilian Office of Police Accountability conducted additional investigation and the efforts are detailed below.

In response to the Department's request, Officer ██████████ was interviewed for the second time on May 23, 2019.² Officer ██████████ was asked to confirm which of his registered weapons he was qualified to carry.³ Officer ██████████ explained that on the date in question, his Glock 19 was registered, and he was qualified to carry it on-duty. Officer ██████████ described the Glock 19 as "a semiautomatic weapon, carrying 16 live rounds, one in the chamber, with a black plastic grip, steel frame, safety on the trigger, has night sights, and a thirty-inch barrel." Officer ██████████ stated that he may have also carried a small Ruger LCP. Officer ██████████ described the Ruger as "very small, it's a .380, has five on the magazine and one in the chamber for a total of six. It's black, small, semiautomatic. ½ inch barrel." Officer ██████████ confirmed he never carried the Smith & Wesson 9mm on duty while a Chicago Police Officer. Officer ██████████ told investigators that he was qualified with each weapon that he carried.⁴

Officer ██████████'s **Weapon Registration**⁵ shows that he registered five weapons with the Department (Make, model, and finish):

1. S.I.G. Sauer, P228, no finish listed;
2. Smith & Wesson, 3953, no finish listed;
3. Ruger, LCP, Black;
4. Glock GMBH, 19; black, and
5. Glock GMBH, 43, black.

¹ Attachment 127

² Attachment 134

³ Attachment 129

⁴ Officer ██████████ was told that IPRA had a photograph of his license plate. After review of her statement to IPRA, there was a miscommunication about the existence of a photograph of his license plate, which we correct here. ██████████ stated that the officer took a picture of their license plate and she wrote down the officer's license plate number, as opposed to taking a photograph. A photograph of the vehicle or plate of the Officer's vehicle was never taken.

⁵ Attachment 129

Officer ██████'s **Qualifying Records**⁶ show that at the time of the incident he was only qualified to carry the Glock 19.

Officer ██████ provided the following photographs of his weapons.



* Officer ██████ was not asked to provide a photograph of his Glock 43 because the records indicate, and he confirmed, that he did not own it at the time of the incident in question.

After review of the new evidence, our original findings remain **SUSTAINED**. Based on the evidence and additional interview, we find that it is more likely that Officer ██████ was carrying his Glock 19 on the day of the incident. To the extent that the findings are dependent upon the color this weapon, ██████ told investigators that Officer ██████ confronted her

⁶ Attachment 131

with a “charcoal-colored” gun. This description is substantially similar to that of the steel frame and black grip as described by Officer [REDACTED] and depicted in the photograph provided by the officer.

[REDACTED] described the weapon as silver. Although the description of the 15-year-old witness may not be directly in-line with the actual description of Officer [REDACTED]’s weapon, we find her statement that he did in fact brandish a weapon credible. [REDACTED] and [REDACTED] had different perspectives from which they saw the gun which would contribute to their recollection of the appearance of the weapon. [REDACTED]’s account is still otherwise consistent with [REDACTED]’s account and all other evidence in this matter. Officer [REDACTED] provided no other evidence that directly refutes these allegations. In fact, Officer [REDACTED] merely offered the explanation that he does not recall this incident.

The additional investigation provided evidence in support of the original findings in this matter. Therefore, COPA finds, by a preponderance of evidence, all allegations in this case remain SUSTAINED.

Approved:

[REDACTED]

Kersten, Andrea
Deputy Chief Administrator – Chief Investigator

June 28, 2019

Date