

SUMMARY REPORT OF INVESTIGATION¹

I. EXECUTIVE SUMMARY

Date of Incident:	October 9, 2014
Time of Incident:	3:30 p.m.
Location of Incident:	██████████ ██████████
Date of COPA Notification:	October 9, 2014
Time of COPA Notification:	5:37 p.m.

The complainant, ██████████ telephoned the COPA and registered a complaint against her father, Sergeant ██████████ on behalf of her boyfriend, ██████████ Ms. ██████████ alleged that Sergeant ██████████ entered the apartment without justification, verbally and physically mistreated ██████████ and abused his police powers when he stopped Ms. ██████████ from registering a complaint at the 014th District Station.

II. INVOLVED PARTIES

Involved Officer #1:	Sergeant ██████████ Star # ██████████ Employee # ██████████ DOA: ██████████, 1998 DOB: ██████████, 1966 Male / Hispanic
Involved Officer #2:	Sergeant ██████████ Star # ██████████ Employee # ██████████ DOA: ██████████, 1998 DOB: ██████████, 1968 Female / White
Involved Officer #3:	Officer ██████████ Star # ██████████ Employee # ██████████ DOA: ██████████, 1999 DOB: ██████████, 1972 Male / Hispanic

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.

Involved Individual #1: [REDACTED]
 DOB: [REDACTED], 1992
 Female / Hispanic

Involved Individual #2: [REDACTED]
 DOB: [REDACTED], 1991
 Male / Hispanic

III. ALLEGATIONS

Officer	Allegation	Finding
Sergeant [REDACTED]	1. It is alleged that Sgt. [REDACTED] broke the apartment door to gain entry without justification, a violation of Rule 1;	Exonerated
	2. It is alleged that Sgt. [REDACTED] caused damage to the apartment door, a violation of Rule 1;	Exonerated
	3. It is alleged that Sgt. [REDACTED] entered the apartment without permission or justification, a violation of Rule 1;	Exonerated
	4. It is alleged that Sgt. [REDACTED] engaged in a verbal altercation with [REDACTED] a violation of Rule 9.	Not Sustained
	5. It is alleged that Sgt. [REDACTED] grabbed and attempted to place [REDACTED] down onto the floor, a violation of Rule 9.	Exonerated
	6. It is alleged that Sgt. [REDACTED] threatened to physically harm [REDACTED] when he stated to him, "I'm going to kick your ass," a violation of Rule 9.	Not Sustained
	7. It is alleged that Sgt. [REDACTED] punched [REDACTED] on his back, a violation of Rule 8.	Unfounded
	8. It is alleged that Sgt. [REDACTED] falsely arrested [REDACTED] a violation of Rule 1;	Exonerated
	9. It is alleged that Sgt. [REDACTED] impeded in an investigation when he refused to allow [REDACTED] to file a complaint, a violation of Rule 4.	Not Sustained

	<p>10. It is alleged that Sgt. █████ grabbed and pinched █████ arm in a rough manner, a violation of Rule 9.</p> <p>11. It is alleged that Sgt. █████ threatened █████ when he stated, "You better get out of here, if you know what's good for you," a violation of Rule 4.</p> <p>12. It is alleged that Sgt. █████ escorted █████ out of the 014th District Station to prevent her from filing a complaint against him, a violation of Rule 4.</p>	<p>Not Sustained</p> <p>Not Sustained</p> <p>Not Sustained</p>
<p>Sergeant █████ █████</p>	<p>1. It is alleged that Sgt. █████ violated General Order 08-001-02, B-2-3, in that Sergeant █████ failed to obtain a Complaint Registered number against Sergeant █████ when requested by █████ a violation of Rule 6;</p> <p>2. It is alleged that Sgt. █████ violated Special Order 04-04, III, B-4, in that Sergeant █████ failed to follow the procedures outlined in the Department Directive entitled "Complaint and Disciplinary Procedures," when a Department member is involved in a domestic incident, a violation of Rule 6.</p> <p>3. It is alleged that Sgt. █████ violated General Order 04-04, III, B, in that Sergeant █████ failed to request a member of a higher rank than the Department Member involved in a domestic incident be assigned from the district of occurrence as the investigating Supervisor, a violation of Rule 6.</p>	<p>Not Sustained</p> <p>Not Sustained</p> <p>Not Sustained</p>
<p>Officer █████ █████</p>	<p>1. It is alleged that Officer █████ slammed the vehicle door on █████ knee, a violation of Rule 8.</p>	<p>Not Sustained</p>

IV. APPLICABLE RULES AND LAWS

Rule 1: Violation of any law or ordinance.

Rule 4: Any conduct or action taken to use the official position for personal gain or influence.

General Orders

1. General Order 08-001-02, B-2-3,
 2. General Order 04-04, III, B,
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Special Orders

1. Special Order 04-04, III, B-4
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V. INVESTIGATION

a. Interviews

In her statement to COPA on October 9, 2014, complainant Ms. ██████████ stated that she was at home with her boyfriend, ██████████ when they engaged in a loud verbal altercation. However, Ms. ██████████ denied that ██████████ hit her or threatened to hit her as it was later alleged. Ms. ██████████ stated that she and ██████████ heard loud pounding at the door and a voice saying, ██████████ open the door.” ██████████ recognized the voice as her father’s voice, Sergeant ██████████ Sergeant ██████████ “busted open the door,” immediately entered the apartment, grabbed ██████████ by the shoulders, pulled him forward, and screamed at him, “I’m going to kick your ass.” Ms. ██████████ and ██████████ screamed at Sergeant ██████████ pulled away from Sergeant ██████████ and stated, “What the fuck bitch. This is none of your business bitch. Get the fuck out of my house,” as Ms. ██████████ pushed Sergeant ██████████ away from ██████████ She and ██████████ told Sergeant ██████████ to leave the apartment and Sergeant ██████████ exited. ██████████ called 911 and reported what occurred with Sergeant ██████████ Within five minutes of ██████████ making the call, Ms. ██████████ heard another knock on the door. After opening the door, they observed Sergeant ██████████ accompanied by a uniformed officer of Asian descent. Sergeant ██████████ and this officer, now identified as Officer ██████████ immediately grabbed ██████████ and tried to tackle him to the floor. Ms. ██████████ stated that ██████████ pulled away and Officer ██████████ took ██████████ to the hallway. Ms. ██████████ stated that their neighbor across the hallway, known to Ms. ██████████ by the first name of ██████████³ was in the hallway when ██████████ was placed in handcuffs. Officer ██████████ handcuffed ██████████ as additional officers responded to the scene. Ms. ██████████ remained in the apartment and spoke with Officer ██████████ about the incident, but he and other officers did not listen to her side of the story. Ms. ██████████ stated the officers did not believe her claim that ██████████ did not physically abuse her or threaten to harm her. ██████████ was placed under arrest and Sergeant ██████████ left the scene. Ms. ██████████ stated that there is no history of ██████████ being physically abusive to her or of any domestic violence between them.

Ms. ██████████ stated that, later that night, ██████████ mother, ██████████ came to the apartment, picked her up and together they went to the 019th District Station to file a complaint on Sergeant ██████████ Upon arrival to the 019th District Station, Ms. ██████████ was informed that she could not file the

² Attachments 4, 52.

³ The neighbor was later identified as ██████████ who resides across the hall from ██████████ in apt. █.

complaint there and that she needed to go to the 014th District Station. Ms. [REDACTED] left the 019th District Station and went to the 014th District Station.

Upon arrival to the 014th District Station, Ms. [REDACTED] informed the officers at the front desk that she wanted to file a complaint against Sergeant [REDACTED]. Within minutes a white female sergeant, now identified as Sergeant [REDACTED] approached Ms. [REDACTED] and asked her if she was [REDACTED]. Ms. [REDACTED] related that Sergeant [REDACTED] appeared to know who she was and why she was there. Ms. [REDACTED] spoke with Sergeant [REDACTED] and told her what occurred at the apartment with Sergeant [REDACTED] and [REDACTED]. According to Ms. [REDACTED] Sergeant [REDACTED] told her that Sergeant [REDACTED] was a good sergeant and a good father and tried to discourage her from filing the complaint. [REDACTED] stated that while she was talking to Sergeant [REDACTED] remained in the waiting area with Ms. [REDACTED] daughter, [REDACTED]. Shortly thereafter, Ms. [REDACTED] saw Sergeant [REDACTED] with [REDACTED] in his arms, at which time she ran toward him, screamed at Sergeant [REDACTED] and took [REDACTED] from him. Sergeant [REDACTED] grabbed [REDACTED] by the arm in a rough manner, pinching her skin, and told her to leave the station. Sergeant [REDACTED] told her that she could not make a complaint and that she needed to leave. Ms. [REDACTED] stated that Sergeant [REDACTED] did not do anything about Sergeant [REDACTED] actions toward her and did not file a complaint against him as requested. Sergeant [REDACTED] escorted [REDACTED] out of the station. Ms. [REDACTED] stated that she sustained a minor bruise to the back of her arm, but she did not seek medical treatment. She stated that Sergeant [REDACTED] entered the apartment and damaged the apartment door without justification.

In his statement to COPA on October 14, 2014, victim Mr. [REDACTED] stated that he was at home with his girlfriend, [REDACTED] when they engaged in a loud verbal altercation. At some point, someone knocked on the door, and he heard Sergeant [REDACTED] ([REDACTED] father) calling for [REDACTED] and asking her to open the door. Sergeant [REDACTED] continued to knock loudly on the door calling for [REDACTED]. As they walked toward the door, the door busted open, and Sergeant [REDACTED] entered the apartment. [REDACTED] immediately complained and told him to "Get the fuck out of [his] apartment." Sergeant [REDACTED] grabbed him by the shoulders, [REDACTED] pulled away, and [REDACTED] intervened. Sergeant [REDACTED] left the apartment at the request of [REDACTED] called the police and complained. Shortly thereafter, someone knocked on the apartment door. [REDACTED] opened the door to find Sergeant [REDACTED] and an officer now identified as Officer [REDACTED]. They entered the apartment and tried to handcuff [REDACTED] but he pulled away. Officer [REDACTED] then requested that [REDACTED] go into the hallway and [REDACTED] complied.

[REDACTED] stated that while in the hallway and before he was handcuffed, his neighbor [REDACTED] came out of her apartment. She held [REDACTED] arm trying to calm him down while Officer [REDACTED] held the other arm. [REDACTED] told [REDACTED] to calm down as the officer completed handcuffing [REDACTED]. Additional unknown uniformed officers responded, assisted Officer [REDACTED] in handcuffing [REDACTED] and escorted him downstairs. [REDACTED] stated that none of the officers that responded listened to his side of the story or his complaint against Sergeant [REDACTED]. [REDACTED] stated that as Officer [REDACTED] escorted him down the stairs Sergeant [REDACTED] punched him twice on his back. The officers placed [REDACTED] in a squad car and refused to listen to his story. [REDACTED] indicated that he requested a sergeant, but he never observed a sergeant⁵ respond to the scene.

⁴ Attachments 8, 53.

⁵ In fact, Sergeant [REDACTED] responded to the scene but did not speak with [REDACTED] who was kicking the squad car door and window. Instead, he ordered the officers to transport [REDACTED] to the station.

█████ stated that the officers told him that he could speak with a sergeant after he accompanied them downstairs. While in the squad car, █████ kicked the inside of the squad car. He admitted that he was upset for being placed under arrest and not being allowed to speak with a sergeant at the scene. █████ stated that Officer █████ closed the squad car door striking █████ right knee. █████ was taken to the police station and to St. Mary's hospital for medical treatment for his knee. █████ sustained pain to the right knee and bruises to his back.

In her statement to COPA on March 22, 2016, witness █████⁶ mother to █████ stated she was not a witness to the incident that occurred at █████, but was immediately informed about the incident by a woman who resides in the same building as █████ Ms. █████ did not know the woman's name,⁷ but she resides in the apartment directly across from █████ apartment on the third floor. Ms. █████ stated that █████ obtained Ms. █████ phone number from █████ also told her that prior to the arrival of the officers, she heard █████ and █████ fiancée, arguing and that █████ father, now identified as Sergeant █████ was in the hallway outside of the apartment. Ms. █████ related that █████ told her that Sergeant █████ heard █████ and █████ arguing, at which time he "busted open" the door of the apartment after knocking and no one answered. █████ told her that Sergeant █████ entered the apartment, and an altercation ensued between █████ and Sergeant █████ After receiving this phone call from █████ Ms. █████ left work and contacted █████ She met █████ at the apartment and together they went to the 014th District station to check on █████ and to file a complaint against Sergeant █████

While at the station, officers at the front desk and a white female sergeant, now identified as Sergeant █████ tried to discourage them from filing a complaint against Sergeant █████ Sergeant █████ took Ms. █████ to another location to talk to her in private, and Ms. █████ was not a witness to that conversation. Ms. █████ remained in the waiting area with █████ daughter, until Sergeant █████ entered the station and took █████ from her. Ms. █████ stated that █████ saw Sergeant █████ with █████ and she yelled at him for taking █████ █████ took █████ from Sergeant █████ arms and continued yelling at him. Ms. █████ related that Sergeant █████ grabbed █████ by the arm, forcibly took █████ out of the station, and told her to leave. █████ was not able to file a complaint against her father. Ms. █████ stated that Sergeant █████ did not do anything about Sergeant █████ actions toward █████ and did not file the complaint against him as requested by █████

In a telephone conversation on October 28, 2014, witness █████ related that she resides in the same building as █████ and █████ related that since █████ and Ms. █████ moved into the apartment above her in June 2014, she has called the police on them due to constant loud arguing and noise. █████ hears █████ and Ms. █████ argue at least three times a week, and on some of those occasions, she heard Ms. █████ screaming for help because she was being beaten by █████ On one occasion, the police responded and escorted Ms. █████ out of the apartment with her belongings. █████ stated that Ms. █████ remained away for a few days then returned to the apartment. On October 9, 2014, █████ and █████ were loud during the day as they were entertaining company. After the people left, █████ and █████ engaged in a very loud

⁶ Attachments 114, 121.

⁷ The neighbor was later identified as █████ who resides across the hall from Mr. █████ in apt. 3S.

⁸ Attachment 39.

argument, where furniture was being thrown and there was name calling. [REDACTED] then heard the doorbell ringing and a man yelling to be let into the apartment of [REDACTED] and [REDACTED]. Once the man, now identified as Sergeant [REDACTED] entered the building, he kicked [REDACTED] apartment door and went inside. [REDACTED] then heard Sergeant [REDACTED] leave, although she remained in her apartment. The police responded and both [REDACTED] and Ms. [REDACTED] cursed the officers. [REDACTED] indicated that heard [REDACTED] "resist" the police, but was unable to describe exactly what she heard that lead her to this conclusion. [REDACTED] was taken out of the building. [REDACTED] stated that [REDACTED] came to her door after he was released from police custody and told her that he knew that she had called the police on him. [REDACTED] stated that she's afraid of [REDACTED]

In a telephone conversation with COPA on March 5, 2015, witness [REDACTED] stated that she did not support [REDACTED] description of the incident and denied that Sergeant [REDACTED] abused [REDACTED]. Prior to Sergeant [REDACTED] banging at [REDACTED] apartment door, she heard [REDACTED] and Ms. [REDACTED] arguing loudly. [REDACTED] indicated that it sounded like Ms. [REDACTED] was being physically mistreated by [REDACTED]. [REDACTED] exited her apartment and went into the hallway because she heard [REDACTED] resisting arrest. [REDACTED] told [REDACTED] to calm down and not to resist the officers who had to handcuff [REDACTED] because he would not cooperate with the officers. [REDACTED] stated that at no time did she observe the officers punch, kick, or physically mistreat [REDACTED] while in the hallway. [REDACTED] did not go downstairs when [REDACTED] was escorted out of the building. However, she went to her front window in her apartment and did not see any officers mistreat [REDACTED] as he was placed in the squad car. [REDACTED] also denied seeing the squad car door slam on [REDACTED] knee. [REDACTED] observed [REDACTED] kicking the inside of the squad car and screaming loudly. [REDACTED] stated that Ms. [REDACTED] and [REDACTED] fight regularly and [REDACTED] has injured Ms. [REDACTED]. [REDACTED] has often called the police when she hears Ms. [REDACTED] screaming for help. [REDACTED] heard [REDACTED] hurting Ms. [REDACTED] through the wall and has seen injuries to Ms. [REDACTED] person including bruises on her neck, which Ms. [REDACTED] claimed were hickeys but appeared to be fingerprint marks. [REDACTED] stated that [REDACTED] was threatening her via phone calls and text messages because he believed that she called DCFS on him. [REDACTED] is a social worker and has tried to advise and assist Ms. [REDACTED] but Ms. [REDACTED] is resistant to suggestions and remains with [REDACTED]

In his interview with COPA on January 27, 2016, witness **Officer [REDACTED]** responded to a domestic call and upon arrival observed Officer [REDACTED] with [REDACTED] in the hallway. Officer [REDACTED] was trying to take [REDACTED] into custody, but [REDACTED] was resisting. Officer [REDACTED] believed that either he or Officer [REDACTED] assisted Officer [REDACTED] in the handcuffing [REDACTED]. Officer [REDACTED] recalled Sergeant [REDACTED] at the scene talking to [REDACTED] and did not see him assisting the officers in handcuffing [REDACTED]. [REDACTED] was yelling at Sergeant [REDACTED] who ignored [REDACTED]. [REDACTED] was handcuffed and escorted down the stairs. [REDACTED] was placed in Officer [REDACTED] squad car. [REDACTED] was belligerent and began kicking inside the squad car. While at the station, paperwork was completed but he could not recall who else talked to [REDACTED] or if he made any complaints or not. Officer [REDACTED] could not recall too many details of the incident but indicated that Sergeant [REDACTED] and [REDACTED] were notified that [REDACTED] wanted medical treatment.

In his interview with COPA on February 10, 2016, witness **Officer [REDACTED]** stated he responded to the scene with Officer [REDACTED] and upon arrival went into the building regarding

⁹ Attachment 57.

¹⁰ Attachment 100.

¹¹ Attachment 110.

a domestic altercation. Officer [REDACTED] observed several people in the third-floor hallway. Officer [REDACTED] was next to [REDACTED] while [REDACTED] was near the apartment door. A Hispanic female, now identified as the neighbor, [REDACTED] was near [REDACTED] and Sergeant [REDACTED] next to Officer [REDACTED]. Officer [REDACTED] told [REDACTED] who was upset, that he was going to handcuff [REDACTED] for his safety and the safety of others. Officer [REDACTED] assisted Officer [REDACTED] with the handcuffs. Officer [REDACTED] and Officer [REDACTED] escorted [REDACTED] downstairs. Officer [REDACTED] remained upstairs and spoke with [REDACTED] and [REDACTED] who was agitated, crying and upset. Officer [REDACTED] did not know where Sergeant [REDACTED] was located after [REDACTED] was handcuffed or while he spoke with the ladies. Officer [REDACTED] went downstairs and saw Sergeant [REDACTED] outside and [REDACTED] in a squad car. He did not see Sergeant [REDACTED] at the scene. Officer [REDACTED] did not recall any commotions as [REDACTED] was taken down the stairs. Officer [REDACTED] recalled [REDACTED] kicking the squad car door.

Officer [REDACTED] stated that [REDACTED] complained about an officer closing a door on his knee and he called for an ambulance. Officer [REDACTED] told Sergeant [REDACTED] about the situation with [REDACTED] and the request for the ambulance, and she spoke with [REDACTED]. Officer [REDACTED] did not know what [REDACTED] said to Sergeant [REDACTED] about the injury or his complaint. [REDACTED] was still upset while at the station. Officer [REDACTED] did not know of any allegations against Sergeant [REDACTED] or any other officer by [REDACTED] or [REDACTED]. Officer [REDACTED] stated that there was a commotion at the front desk, however he was not a witness and did not go to the front. Officer [REDACTED] did not know who was involved in the commotion or how long the commotion lasted, but he heard a female voice.

In his interview with COPA on February 10, 2016, witness **Officer [REDACTED]**¹² who was assigned to work the 014th District front desk area, recalled [REDACTED] coming into the station with an older lady and a child, now identified as [REDACTED] and [REDACTED]. While at the station, [REDACTED] wanted to complain about her boyfriend's arrest and a situation involving her father, now identified as Sergeant [REDACTED] wanted to speak with a supervisor about the incident at which time he directed her to Sergeant [REDACTED]. Officer [REDACTED] was busy at the desk and could not hear the conversation between Sergeant [REDACTED] and [REDACTED] who went off to the side. Officer [REDACTED] stated that [REDACTED] was upset and loud, but he did not know what Ms. [REDACTED] said, was upset about, or at whom she was upset with. Officer [REDACTED] did not hear [REDACTED] make any specific allegations against Sergeant [REDACTED] or any other officer. Officer [REDACTED] did not recall if Sergeant [REDACTED] was near [REDACTED] while at the front desk or behind [REDACTED] when she was leaving the station. Officer [REDACTED] did not know what happened between Sergeant [REDACTED] and [REDACTED]. Officer [REDACTED] did not see or speak with [REDACTED].

In his interview with COPA on January 28, 2016, witness **Sergeant [REDACTED]** responded to the location of [REDACTED] arrest due to a request for a supervisor. Upon arrival, he spoke with Officer [REDACTED] and the responding officers regarding the domestic call and later spoke with [REDACTED]. Sergeant [REDACTED] learned that Sergeant [REDACTED] was at the scene and that he asked for [REDACTED] to be arrested for a domestic battery and battery to him. Sergeant [REDACTED] did not talk to Sergeant [REDACTED] at the scene but did speak to him briefly at the station. Sergeant [REDACTED] stated that neither [REDACTED] nor [REDACTED] made any allegations to him against Sergeant [REDACTED] or any of the officers.

¹² Attachment 111

¹³ Attachment 99.

In his interview with COPA on January 26, 2016, **Accused Officer** [REDACTED] stated that he responded to [REDACTED] for a battery in progress and a home invasion call. The OEMC Dispatcher informed him that people were fighting including a female. Upon arrival, Officer [REDACTED] was met by off-duty Sergeant [REDACTED] outside the building. Sergeant [REDACTED] told Officer [REDACTED] that the fight involved his daughter [REDACTED] and her boyfriend, [REDACTED]. Sergeant [REDACTED] told Officer [REDACTED] that he was there to pick up his granddaughter, and he called and texted his daughter who failed to respond or answer, at which time he kept buzzing her intercom but received no answer. Sergeant [REDACTED] said that he then rang other bells until someone buzzed him inside. Upon reaching his daughter's apartment, he heard her screaming, "Stop hitting me." Sergeant [REDACTED] then called [REDACTED] name and ordered her to open the door, which she did not do.

At this time, [REDACTED] stated to Sergeant [REDACTED] "Fuck off. It's not your business. Stop being nosey." Sergeant [REDACTED] then broke the door and entered the apartment. Sergeant [REDACTED] told Officer [REDACTED] that he wanted [REDACTED] arrested for battering his daughter. Officer [REDACTED] and Sergeant [REDACTED] went to the third floor and toward the apartment. They knocked on the door, and [REDACTED] opened the door. Upon entering the apartment, [REDACTED] began to yell and curse at Sergeant [REDACTED] calling him a "fucking pig" and directing profanities at Sergeant [REDACTED]. [REDACTED] was also screaming at Sergeant [REDACTED] telling him to leave. Officer [REDACTED] tried to calm the situation and asked [REDACTED] to come to the hallway, so they could talk, but [REDACTED] continued to be aggressive toward Sergeant [REDACTED] and called him a "bitch." Officer [REDACTED] then grabbed [REDACTED] hand to escort him out of the apartment, [REDACTED] pushed Sergeant [REDACTED] on his chest and swung at Sergeant [REDACTED]. Officer [REDACTED] told [REDACTED] to stop his actions and got in between [REDACTED] and Sergeant [REDACTED]. Officer [REDACTED] stated that [REDACTED] kept verbally assaulting Sergeant [REDACTED] who requested the arrest of [REDACTED]. While in the hallway, [REDACTED] neighbor came out into the hallway and told [REDACTED] to calm down, which he did. Officer [REDACTED] called for additional units and a sergeant and waited for them. Officer [REDACTED] stated that words were exchanged between Sergeant [REDACTED] and [REDACTED]. However, he could not recall what Sergeant [REDACTED] said to [REDACTED] other than that [REDACTED] was not going to hit his daughter again. Additional officers responded and assisted Officer [REDACTED] in handcuffing [REDACTED] and escorting him down the stairs then into the squad car.

While in the squad car, [REDACTED] was belligerent and combative, and kicked the squad car door causing damage. Officer [REDACTED] saw Sergeant [REDACTED] outside and informed him of the domestic call and of Sergeant [REDACTED] and [REDACTED] actions. Officer [REDACTED] noted that he observed a bandage on [REDACTED] hand and several red marks to her neck. [REDACTED] refused to sign a complaint, but Sergeant [REDACTED] agreed to sign the complaint against [REDACTED] then called Officer [REDACTED] a "fucking pig," when he told him that he was going to be arrested for domestic battery. They all went to the station to complete paperwork and [REDACTED] accused him of slamming the squad car door on his leg. Officer [REDACTED] denied the allegation made against him. Officer [REDACTED] stated that he did not see Sergeant [REDACTED] engaged in a physical contact with [REDACTED]. Officer [REDACTED] stated that he did not hear [REDACTED] make any other allegations against Sergeant [REDACTED].

In her interview with COPA on January 13, 2016, **Accused Sergeant** [REDACTED] stated she was working the front desk in the 014th District Station as the District Supervisor on the

¹⁴ Attachments 98, 120.

¹⁵ Attachments 93, 101.

date of this incident. She has worked with Sergeant [REDACTED] in the past, and when the incident occurred, Sergeant [REDACTED] called her at the station to make her aware of the situation at the apartment and the situation with his daughter, [REDACTED]. Sergeant [REDACTED] inform Sergeant [REDACTED] that he heard a commotion coming from the apartment, heard [REDACTED] crying, and that he was worried for the safety of his daughter and granddaughter. Sergeant [REDACTED] told her what happened once he entered the apartment and that [REDACTED] was placed under arrest. Sergeant [REDACTED] warned Sergeant [REDACTED] that [REDACTED] and [REDACTED] were upset and that [REDACTED] was coming to the station. Shortly thereafter, [REDACTED] came into the station very upset and causing a disturbance. Sergeant [REDACTED] allowed [REDACTED] to vent as she inquired about [REDACTED] and his arrest status. [REDACTED] was taken off to the side and into an open room. While in the room, [REDACTED] cursed the Police Department, her father (Sergeant [REDACTED] and Sergeant [REDACTED] Sergeant [REDACTED] tried to calm [REDACTED] and noticed that [REDACTED] hand was bandaged. Further, she observed what she believed were defensive marks and cuts on [REDACTED] arms. Sergeant [REDACTED] also noticed redness to [REDACTED] neck and face area and asked her if she needed an ambulance or medical attention, but [REDACTED] refused. [REDACTED] wanted to complain about Sergeant [REDACTED] the arrest of [REDACTED] and the police department. Sergeant [REDACTED] allowed [REDACTED] to vent, since she appeared to be a domestic battery victim due to her demeanor, tone of voice, her disheveled clothing, her anger, and causing a disturbance at the front desk.

During the time Sergeant [REDACTED] was talking to [REDACTED] Sergeant [REDACTED] arrived at the station. [REDACTED] saw Sergeant [REDACTED] and started swearing at him causing a loud disturbance at the front desk area. Sergeant [REDACTED] told [REDACTED] she needed to stop her actions and leave the station, which she eventually complied with and departed. Sergeant [REDACTED] stated that [REDACTED] never made any allegations of misconduct against Sergeant [REDACTED] or any of the responding officers, nor did she specifically state to Sergeant [REDACTED] that she wanted to file a complaint. Sergeant [REDACTED] did not see any physical contact between Sergeant [REDACTED] and his daughter while at the station. Sergeant [REDACTED] did not see Sergeant [REDACTED] grab [REDACTED] by the arm or escort her out of the station. Sergeant [REDACTED] did not speak with [REDACTED] did not know if he sustained any pain or injuries, and was not aware that an ambulance was called for him. Sergeant [REDACTED] denied having knowledge that [REDACTED] was taken to St. Mary's Hospital and denied the allegations made against her.

In his interview to COPA on February 1, 2016 **Accused Sergeant [REDACTED]** stated that he went to pick up his granddaughter, [REDACTED] ([REDACTED] three years-old, at [REDACTED] as a favor to his daughter, [REDACTED]. Upon arrival, he called and texted [REDACTED] but she failed to answer. Sergeant [REDACTED] rang the doorbell of the apartment building to no avail. He heard a commotion coming from the third floor and rang the rest of the doorbells until someone opened the main door to the building. As Sergeant [REDACTED] went up the stairs, he heard [REDACTED] voice saying, "Stop hitting me," at which time he knocked on the apartment door. Someone now identified as [REDACTED] stated, "Stop being so fucking nosey. Get out of here."¹⁷ Sergeant [REDACTED] knocked harder and called out [REDACTED] name. [REDACTED] did not answer, and fearing for her safety, he forced the door opened and went inside. Once inside the apartment, he approached [REDACTED] and [REDACTED] and told [REDACTED] he was going to jail.

¹⁶ Attachments 104, 109, 119.

¹⁷ Attachment 119, page 15, lines 12 – 15.

Sergeant [REDACTED] observed redness to [REDACTED] neck. Sergeant [REDACTED] then heard sirens and left the apartment. He met Officer [REDACTED] outside the apartment building, briefly told him about the domestic dispute between [REDACTED] and [REDACTED]. Sergeant [REDACTED] and Officer [REDACTED] went into the apartment building and entered [REDACTED] apartment after he opened the door. Once inside the apartment, Sergeant [REDACTED] and Officer [REDACTED] told [REDACTED] that he was under arrest for domestic battery to [REDACTED] was upset; he pushed Sergeant [REDACTED] and swung at him, striking Sergeant [REDACTED] on his upper body. Sergeant [REDACTED] grabbed one of [REDACTED] arms, while Officer [REDACTED] grabbed the other arm. They were able to take [REDACTED] to the hallway where Officer [REDACTED] tried to calm [REDACTED]

Officer [REDACTED] called for assistance, while he and Sergeant [REDACTED] detained [REDACTED] in the hallway. Sergeant [REDACTED] saw [REDACTED] next-door neighbor tell [REDACTED] to calm down as additional officers responded and took over. Sergeant [REDACTED] walked down the stairs and out of the building where he was met with Sergeant [REDACTED]. He briefed Sergeant [REDACTED] on what happened and left the scene. Sergeant [REDACTED] said that he grabbed and detained [REDACTED] while in the hallway, when he was trying to assist Officer [REDACTED] with the arrest of [REDACTED]. However, he released [REDACTED] the moment the responding officers arrive at the scene and take control of [REDACTED]. Sergeant [REDACTED] called Sergeant [REDACTED] at the station and told her what happened at the apartment and with his daughter. Sergeant [REDACTED] warned Sergeant [REDACTED] that [REDACTED] would be going to the station upset. When Sergeant [REDACTED] arrived at the station, he observed [REDACTED] causing a disturbance and being loud and belligerent while in the lobby area where there were other civilians. Sergeant [REDACTED] told [REDACTED] to leave the station before she was placed under arrest. Sergeant [REDACTED] escorted [REDACTED] to the front door, but did not grab her by the arm. Sergeant [REDACTED] denied interfering with [REDACTED] filing a complaint and stated that [REDACTED] was causing a disturbance rather than filing a complaint.

Sergeant [REDACTED] denied punching [REDACTED] or pushing him when they were going down the stairs and stated that he left the scene prior to [REDACTED] being escorted out of the third-floor. Sergeant [REDACTED] denied the allegations made against him and only admitted that he did push the apartment door open when no one answered the door and after he heard the commotion between his daughter and [REDACTED]. Sergeant [REDACTED] explained these actions by stating that he feared for the life of his daughter and granddaughter.

b. Digital Evidence

The **In-Car Camera videos**¹⁸ obtained captured the arrival of Officers [REDACTED] and [REDACTED] at the location of incident and the separate arrival of Sergeant [REDACTED]. The video captured the officers and Sergeant [REDACTED] talking outside. The camera also moved on several occasions as though being struck by something. The in-car camera of Officer [REDACTED] vehicle captured [REDACTED] sitting in the backseat, upset, and argumentative. It further captured [REDACTED] striking his own head against the cage and refusing to exit the vehicle upon their arrival at the police station. The camera remained active while the vehicle was parked in the parking lot of the 014th District Station, capturing the arrival of an ambulance, [REDACTED] in a transportable medical chair, and [REDACTED] being taken by the paramedics.

¹⁸ Attachments 122 – 124.

c. Physical Evidence

Evidence Technician (ET) photographs¹⁹ taken of ██████████ depicted some redness to her face and neck areas. E.T. photos of ██████████ depicted a bandage to his right knee, a bruise to the left elbow and his lower back area. E.T. photos of ██████████ apartment depicted damage to the apartment door, the lock, and its frame.

The **Event Queries**²⁰ documented several 911 calls made by several individuals reporting a domestic disturbance in the third floor involving a male and a female, now identified as ██████████ and ██████████ where there was fighting and screaming, doors slamming, lots of knocking, and banging. There were reports of a child being present in the home during the altercations. There were reports from the complainant (██████████) that he had a disturbance with his girlfriend's father, an off-duty police officer.

The **OEMC 911 transmission**²¹ documented similar information as documented in the event queries. Tenants of the building and neighbors reported domestic altercations from the third-floor apartment between ██████████ and ██████████

d. Documentary Evidence

The **Arrest Report**²² of ██████████ documented that he was arrested for battery, domestic battery, two counts of resisting/obstructing a police officer, and damage to public property. The report documented that Sergeant ██████████ went to his daughter's apartment to babysit his granddaughter when he heard a commotion between ██████████ and ██████████. Sergeant ██████████ heard ██████████ state, "Stop hitting me," at which he knocked on the door calling out to her, but a male voice, now identified as ██████████ told him to mind his fucking business and directed profanities at him. Sergeant ██████████ fearing for the lives of his daughter and granddaughter pushed the apartment door open and entered. Sergeant ██████████ tried to place ██████████ into custody when ██████████ pushed off Sergeant ██████████ and struck him on the right arm. Responding officers arrived at the scene and placed ██████████ under arrest. While ██████████ was in the squad car, he repeatedly kicked the inside door/window of the vehicle causing damage to the door.

The **Case Report**²³ documented the same information as the arrest report. The case report also documented that ██████████ refused to sign a complaint against ██████████ although red marks were observed on her neck and a bandage was observed on her left hand. Officer ██████████ also documented that when he was placing ██████████ under arrest, ██████████ became aggressive toward Sergeant ██████████ pushed him, and swung at him as he stated, "You are not locking me up bitch." Additional units responded and assisted Officer ██████████ with the arrest of ██████████

¹⁹ Attachments 35, 37.

²⁰ Attachment 68 – 74.

²¹ Attachments 27 – 32.

²² Attachment 13.

²³ Attachment 14.

The **Tactical Response Report**²⁴ of Sergeant ██████ documented that he was off-duty at the time of the incident and that ██████ knowing the Sergeant to be a Chicago Police Officer, pushed him and flailed his hands striking Sergeant ██████ resisted and did not allow himself to be handcuffed. He pulled away, attacked officers, and was an imminent threat of causing a battery. Sergeant ██████ gave verbal commands and used escort holds to stop battery.

e. Additional Evidence

Medical Records²⁵ from St. Mary's Hospital document that ██████ was admitted on October 9, 2014 for pain to his right knee. The medical records also document that ██████ complained that he sustained the injury due to a door being slammed and hitting his right knee. There was no swelling noted and X-Rays indicate that there were no fractures. The final diagnosis was a contusion to the right knee.

VI. ANALYSIS

COPA finds that **Allegation #1** against Sergeant ██████ that he broke the apartment door to gain entry without justification, is **EXONERATED**. Sergeant ██████ stated that he heard a loud commotion coming from ██████ apartment and heard ██████ screaming, "Stop hitting me," causing him to believe that ██████ was being battered by ██████ Sergeant ██████ feared for the safety of his daughter and granddaughter, because he believed ██████ battered ██████ in the past and when ██████ and ██████ failed to open the apartment door he believed his daughter was in trouble. Witness ██████ and other OEMC callers indicated that ██████ and ██████ are constantly arguing and that ██████ battered ██████ in the past. By their own accounts, ██████ and ██████ admitted to arguing loudly around the time Sergeant ██████ arrived at the apartment. COPA's analysis of these facts lead us to conclude that while it is accurate that Sergeant ██████ broke the door to enter the apartment, his actions were legally justified, based on the exigent circumstances. Specifically, Sergeant ██████ was justified in breaking the apartment door to check on the safety and well-being of his family members, who appeared to be in distress.

COPA finds that **Allegation #2** against Sergeant ██████ that he caused damage to the apartment door, is **EXONERATED**. Sergeant ██████ explained the reason that he forced entry into the apartment was that he feared for the lives of ██████ and ██████ Sergeant ██████ admitted that he caused the damage to the apartment door because he believed that his daughter was a victim of a domestic battery at that moment and in the past. Therefore, his actions were proper and justified due to the exigent circumstances.

COPA finds that **Allegation #3** against Sergeant ██████ that he entered the apartment without permission or justification, is **EXONERATED**. Sergeant ██████ explained his reasons for forcing entry as described in the analysis for Allegations #1-2. Witness ██████ stated that ██████ was involved in a verbal altercation with ██████ and engaged in verbal and physical domestic altercations with ██████ in the past where the police had responded. The OEMC records showed that unknown neighbors called the police on ██████ and ██████ due to their

²⁴ Attachment 15.

²⁵ Attachment 47.

constant altercations, reinforcing the reasonableness of Sergeant [REDACTED] fear for his daughter's life and well-being when she failed to answer the door. Sergeant [REDACTED] actions were justified and this allegation is **EXONERATED**.

COPA finds that **Allegation #4** against Sergeant [REDACTED] that he engaged in a verbal altercation with [REDACTED] is **NOT SUSTAINED**. There is insufficient evidence to prove or disprove whether Sergeant [REDACTED] engaged in a verbal altercation or not with [REDACTED] admitted that she and [REDACTED] yelled at Sergeant [REDACTED] when he entered the apartment and during the arrest of [REDACTED] Officers [REDACTED] and [REDACTED] said that [REDACTED] directed profanities at Sergeant [REDACTED] but that Sergeant [REDACTED] ignored him and briefly responded. Sergeant [REDACTED] denied engaging in an argument or verbally abusing [REDACTED] Therefore, there is insufficient evidence to either prove or disprove that Sergeant [REDACTED] engaged in a verbal altercation with [REDACTED]

COPA finds that **Allegation #5** against Sergeant [REDACTED] that he grabbed and attempted to place [REDACTED] down onto the floor, is **EXONERATED**. Sergeant [REDACTED] admitted that, when he entered the apartment, he grabbed [REDACTED] and told him he was going to be arrested, but immediately let him go to seek police assistance. Sergeant [REDACTED] also stated that he assisted Officer [REDACTED] in holding [REDACTED] who resisted Officer [REDACTED] but that he immediately let go of [REDACTED] arm when responding officers arrived at the scene and took over. Officers [REDACTED] and [REDACTED] and witness [REDACTED] supported Sergeant [REDACTED] account. Sergeant [REDACTED] actions were compliant with the Department's Rules and Regulations.

COPA finds that **Allegation #6** against Sergeant [REDACTED] that he threatened to physically harm [REDACTED] when he stated to him, "I'm going to kick your ass," is **NOT SUSTAINED**. There is insufficient evidence or witnesses to prove or disprove whether Sergeant [REDACTED] threatened [REDACTED] [REDACTED] did not mention this threat and neither did witness [REDACTED] Sergeant [REDACTED] denied the allegation and his account was supported by the officers at the scene.

COPA finds that **Allegation #7** against Sergeant [REDACTED] that he punched [REDACTED] on his back, is **UNFOUNDED**. Sergeant [REDACTED] stated that he left the apartment and hallway area immediately after [REDACTED] was placed under arrest by the responding officers and went downstairs prior to [REDACTED] being escorted down the stairs. Officers [REDACTED] and [REDACTED] stated that they did not see Sergeant [REDACTED] after [REDACTED] was handcuffed or escorted down the stairs. Further, the officers stated that there was no commotion or complaints from [REDACTED] as he was taken downstairs and into the squad car. The responding officers indicated that Sergeant [REDACTED] was not near [REDACTED] after he was placed under arrest or escorted down. Further, the officers denied seeing Sergeant [REDACTED] having any verbal or physical contact with [REDACTED] [REDACTED] was not a witness to the misconduct nor was witness [REDACTED] Sergeant [REDACTED] denied the allegation.

COPA finds that **Allegation #8** against Sergeant [REDACTED] that he falsely arrested [REDACTED] is **EXONERATED**. It is undisputed that [REDACTED] was arrested. However, there was sufficient evidence to establish probable cause that [REDACTED] committed a domestic battery against Ms. [REDACTED] Other tenants and neighbors called 911 to request police assistance further supporting Sergeant [REDACTED] decision to have [REDACTED] arrested. In addition, during the arrest of [REDACTED] Sergeant [REDACTED] and Officer [REDACTED] stated that [REDACTED] resisted, pushed Sergeant [REDACTED] on his chest and struck Sergeant [REDACTED] on his arm causing a battery to Sergeant [REDACTED] Sergeant [REDACTED] denied the allegation and

explained that the arrest was justified due to [REDACTED] overall actions not only against Ms. [REDACTED] but during his arrest and against Sergeant [REDACTED]. Therefore, the facts support the conclusion that the arrest was proper, and this allegation is exonerated.

COPA finds that **Allegation #9** against Sergeant [REDACTED] that he impeded in an investigation when he refused to allow [REDACTED] to file a complaint, is **NOT SUSTAINED**. There is insufficient evidence to either prove or disprove whether Sergeant [REDACTED] impeded or not with the investigation or if he intervened in allowing [REDACTED] to file a complaint at the station. Sergeant [REDACTED] denied the allegation, and his account was supported by Sergeant [REDACTED] who indicated that [REDACTED] was complaining about the arrest of [REDACTED] not Sergeant [REDACTED]. There are no witnesses to the incident other than [REDACTED] who was sitting in the waiting area and did not hear what verbally occurred.

COPA finds that **Allegation #10** against Sergeant [REDACTED] that he grabbed and pinched [REDACTED] arm in a rough manner, is **NOT SUSTAINED**. There is insufficient evidence or witnesses to either prove or disprove whether Sergeant [REDACTED] committed this action. Sergeant [REDACTED] denied the allegation and his account was supported by Sergeant [REDACTED] and Officer [REDACTED]. However, [REDACTED] said that Sergeant [REDACTED] grabbed [REDACTED] by the arm and pulled her out of the police station. [REDACTED] sustained a small bruise under her arm and accused her father of grabbing her arm roughly as he escorted her out of the station. However, there are no photographs of the injury and it is unknown if the injury was sustained because of Sergeant [REDACTED] actions or due to the domestic battery between [REDACTED] and [REDACTED].

COPA finds that **Allegation #11** against Sergeant [REDACTED] that he threatened [REDACTED] when he stated, "You better get out of here, if you know what's good for you," is **NOT SUSTAINED**. There is insufficient evidence or witnesses to prove or disprove whether Sergeant [REDACTED] threatened [REDACTED]. Sergeant [REDACTED] admitted that he told [REDACTED] to leave the station because she was being loud, verbally abusive and causing a commotion, but denied the allegation that he threatened her, and his account was supported by Sergeant [REDACTED].

COPA finds that **Allegation #12** against Sergeant [REDACTED] that he escorted [REDACTED] out of the 014th District Station to prevent her from filing a complaint against him, is **NOT SUSTAINED**. There is insufficient evidence to prove or disprove whether Sergeant [REDACTED] prevented [REDACTED] from filing a complaint against him or was preventing the arrest of [REDACTED] when he told her to leave the station. Although [REDACTED] and [REDACTED] indicated that [REDACTED] went into the 014th District station to file a complaint, [REDACTED] was not present during [REDACTED] conversation with Sergeant [REDACTED] since she was sitting in the waiting area with [REDACTED]. Further, when Sergeant [REDACTED] told [REDACTED] to leave the station, it was because of the disturbance that she was causing at the front desk area. Sergeant [REDACTED] denied the allegation and stated that he escorted her out because he did not want [REDACTED] getting arrested due to her behavior at the front desk.

COPA finds that **Allegation #1** against Sergeant [REDACTED] that she violated General Order 08-001-02, B-2-3, in that Sergeant [REDACTED] failed to obtain a Complaint Registered number against Sergeant [REDACTED] when requested by [REDACTED] is **NOT SUSTAINED**. There is insufficient evidence to prove or disprove whether [REDACTED] made allegations or not against Sergeant [REDACTED].

██████ to Sergeant ██████ There are no witnesses to their conversation. Officer ██████ stated that although ██████ was upset and was complaining about everything, she did not specifically make any allegations against Sergeant ██████ or any other officer. Sergeant ██████ denied the allegation and indicated that ██████ was complaining about the arrest of ██████ not Sergeant ██████ There are no witnesses to the incident other than ██████ who was sitting in the waiting area.

COPA finds that **Allegation #2** against Sergeant ██████ that she violated Special Order 04-04, III, B-4, in that Sergeant ██████ failed to follow the procedures outlined in the Department Directive entitled "Complaint and Disciplinary Procedures," when a Department member is involved in a domestic incident, is **NOT SUSTAINED** for the same reasons as outlined above in Allegation #1.

COPA finds that **Allegation #3** against Sergeant ██████ that Sergeant ██████ violated General Order 04-04, III, B, in that Sergeant ██████ failed to request a member of a higher rank than the Department Member involved in a domestic incident be assigned from the district of occurrence as the investigating Supervisor, is **NOT SUSTAINED**. Sergeant ██████ denied the allegation and stated that she did not believe there were any allegations of a domestic nature against Sergeant ██████ at the time of the incident.

COPA finds that **Allegation #1** against Officer ██████ that he slammed the vehicle door on ██████ knee, is **NOT SUSTAINED**. There is insufficient evidence to prove or disprove that Officer ██████ committed this action. ██████ admitted that he kicked the squad car door several times after being placed inside the vehicle. Officer ██████ denied the allegation and his account was supported by other responding officers. Additionally, witness ██████ who observed ██████ being placed in the squad car, denied seeing ██████ being mistreated by any of the officers while he was being put in the vehicle.

VII. CONCLUSION

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

Allegation	Finding
Sergeant ██████	
1. Broke the apartment door to gain entry without justification, a violation of Rule 1;	Exonerated
2. Caused damage to the apartment door, a violation of Rule 1;	Exonerated
3. Entered the apartment without permission or justification, a violation of Rule 1;	Exonerated
4. Engaged in a verbal altercation with the victim, ██████ a violation of Rule 9.	Not Sustained
5. Grabbed and attempted to place ██████ down onto the floor, a violation of Rule 9.	Exonerated

6. Threatened to physically harm [REDACTED] when he stated to him, "I'm going to kick your ass," a violation of Rule 9.	Not Sustained
7. Punched [REDACTED] on his back, a violation of Rule 8.	Unfounded
8. Falsely arrested [REDACTED] a violation of Rule 8.	Exonerated
9. Impeded in an investigation when he refused to allow [REDACTED] to file a complaint, a violation of Rule 4.	Not Sustained
10. Grabbed and pinched [REDACTED] arm in a rough manner, in violation of Rule 9.	Not Sustained
11. Threatened [REDACTED] when he stated, "You better get out of here, if you know what's good for you," a violation of Rule 4.	Not Sustained
12. Escorted [REDACTED] out of the 014th District Station to prevent her from filing a complaint against him, a violation of Rule 4.	Not Sustained

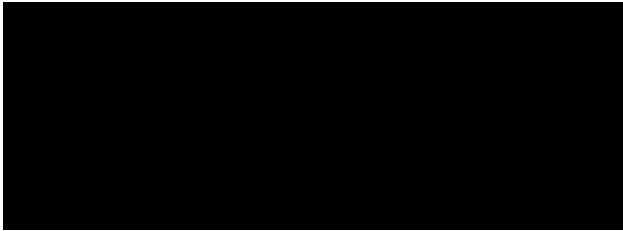
Sergeant [REDACTED]

1. Violated General Order 08-001-02, B-2-3, in the that Sergeant [REDACTED] failed to obtain a Complaint Registered number against Sergeant [REDACTED] when requested by [REDACTED] a violation of Rule 6;	Not Sustained
2. Violated Special Order 04-04, III, B-4, in that Sergeant [REDACTED] failed to follow the procedures outlined in the Department Directive entitled "Complaint and Disciplinary Procedures," when a Department member is involved in a domestic incident, a violation of Rule 6.	Not Sustained
3. Violated General Order 04-04, III, B, in that Sergeant [REDACTED] failed to request a member of a higher rank than the Department Member involved in a domestic incident be assigned from the district of occurrence as the investigating Supervisor, a violation of Rule 6.	Not Sustained

Officer [REDACTED]

1. Slammed the vehicle door on [REDACTED] knee causing injury, in violation of Rule 9;	Not Sustained
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Approved:



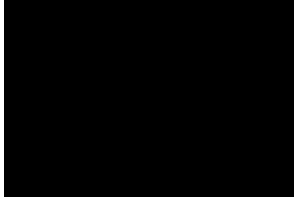
*Deputy Chief Administrator - Chief
Investigator*

January 26, 2019

Date

Appendix A

Assigned Investigative Staff

Squad#:	9
Investigator:	
Supervising Investigator:	
Deputy Chief Administrator:	