

SUMMARY REPORT OF INVESTIGATION

I. EXECUTIVE SUMMARY

Date of Incident:	August 13, 2018
Time of Incident:	12:49 a.m.
Location of Incident:	██████████ Chicago, IL 60620
Date of COPA Notification:	August 13, 2018
Time of COPA Notification:	8:22 a.m.

On August 12, 2018, at approximately 11:42 p.m., Chicago Police Department (“CPD”) officers responded to an assault in progress in the area of ██████████. Prior to the officers’ arrival, ██████████ (“██████████”) and ██████████ (“██████████”) were attending a birthday party at the Green St. address when an argument broke out between ██████████ and ██████████ (“██████████”) the father of ██████████ child. During this argument, ██████████ struck ██████████ and ██████████ and ██████████ cut ██████████ on the left side of his face. ██████████ then grabbed a chair, struck ██████████ with the chair, and busted out her vehicle’s windows. ██████████ then left before the responding officers arrived.

A short while later, another call was received indicating ██████████ had returned. Officers ██████████ (“PO ██████████”) and ██████████ (“PO ██████████”) responded to the Green St. address. ██████████ bleeding heavily from his face, was found knocking on the back door of the second-floor apartment. Officers engaged ██████████ who failed to comply with verbal orders and resisted his arrest. An emergency takedown and handcuffing were performed as ██████████ was taken into custody. ██████████ was then transported to the University of Chicago Medical Center for treatment.

██████████ alleged that officers used excessive force in engaging him. After concluding our investigation, we reached findings unfounded for all allegations made against the involved officers.

II. INVOLVED PARTIES

Involved Officer #1:	██████████ Star: # ██████████ Employee ID: # ██████████ Date of Appointment: ██████████ 2014, Police Officer, Unit of Assignment: ██████████ District, DOB: ██████████ 1986, Male, White
Involved Officer #2:	██████████ Star: # ██████████ Employee ID: # ██████████ Date of Appointment: ██████████ 2017, Probationary Police Officer, Unit of Assignment: ██████████ District, DOB: ██████████ 1991, Male, Black

Involved Officer #3: [REDACTED] Star: # [REDACTED] Employee ID: # [REDACTED] Date of Appointment: [REDACTED] 2016, Police Officer, Unit of Assignment: [REDACTED] District, DOB: [REDACTED] 1991, Male, Hispanic

Involved Individual #1: [REDACTED] DOB: [REDACTED] 1988, Male, Black

Involved Individual #2: [REDACTED] DOB: [REDACTED] 1988, Female Black

Involved Individual #3: [REDACTED] DOB: [REDACTED] 1988, Female, Black

III. ALLEGATIONS¹

Officer	Allegation	Finding
Officer [REDACTED]	<p>It is alleged that on or about August 13, 2018 at approximately 12:49 a.m., in the vicinity of [REDACTED] Chicago, IL 60620, Officer [REDACTED] committed misconduct through the following acts or omissions:</p> <ol style="list-style-type: none"> 1. Used excessive force against [REDACTED] causing injury to [REDACTED] left shoulder. 2. Slammed [REDACTED] face against a wall. 	<p>Unfounded</p> <p>Unfounded</p>
Officer [REDACTED]	<p>It is alleged that on or about August 13, 2018 at approximately 12:49 a.m., in the vicinity of [REDACTED] Chicago, IL 60620, Officer [REDACTED] committed misconduct through the following acts or omissions:</p> <ol style="list-style-type: none"> 1. Used excessive force against [REDACTED] causing injury to [REDACTED] left shoulder. 2. Slammed [REDACTED] face against a wall. 	<p>Unfounded</p> <p>Unfounded</p>
Officer [REDACTED]	<p>It is alleged that on or about August 13, 2018 at approximately 12:49 a.m., in the vicinity if [REDACTED] Chicago, IL 60620,</p>	

¹ Formal allegations were not served on the involved officers.

<p>Officer [REDACTED] committed misconduct through the following acts or omissions:</p>	<p>Unfounded</p>
<p>1. Used excessive force against [REDACTED] causing injury to [REDACTED] left shoulder.</p>	
<p>2. Slammed [REDACTED] face against a wall.</p>	<p>Unfounded</p>

IV. APPLICABLE RULES AND LAWS

General Orders

- 1. Use of Force, G03-02
- 2. Force Options, G03-02-01

V. INVESTIGATION²

a. Digital Evidence

Body Worn Camera

The Body Worn Camera (“BWC”) footage generally captured the officers’ responses to [REDACTED]. In particular, as PO [REDACTED] first approaches [REDACTED] tells PO [REDACTED] that no one called for the police.³ PO [REDACTED] then ascends the back stairs to the second floor where [REDACTED] bleeding from the left side of his face with a considerable amount of blood on his torso, is sitting in a chair.⁴ [REDACTED] tells PO [REDACTED] that he obtained the injury by falling down the stairs. PO [REDACTED] tells [REDACTED] to remain seated. Nonetheless, [REDACTED] gets up, knocks on the apartment door, and yells for [REDACTED] to open the door. The door opens and PO [REDACTED] yells for the door to be to shut as [REDACTED] tries to make his way inside. PO [REDACTED] attempts to handcuff [REDACTED] who continues to move away from PO [REDACTED] and towards the door. [REDACTED] who refuses to put his hands behind his back, physically resists the officers. However, after PO [REDACTED] and PO [REDACTED] struggle [REDACTED] they are able to place him into handcuffs.

After being handcuffed, [REDACTED] appears to pull away from the officers and asks to be let go. The officers place [REDACTED] against the wall as [REDACTED] tells the officers that his left arm is hurting and continues to ask to be let go. [REDACTED] accuses the officers of slamming his head into the wall and asks them to look at all the blood. [REDACTED] also threatens to sue. As officers begin to escort [REDACTED] down the stairs, [REDACTED] drops down to the ground and refuses to walk as he

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 Attachment 17, at approximately 5:15

⁴ Attachment 17, at approximately 6:45

continues to complain about pain to his arm. Officers then carry ██████ down the stairs and to the ambulance.⁵

Sergeant ██████ (“Sgt. ██████ BWC shows him arriving as ██████ is being held against the wall on the second floor. He speaks with ██████ and asks him how his head became injured, to which ██████ replies that he fell.⁶ Sgt. ██████ then speaks with two female witnesses on the second floor who tell Sgt. ██████ that the officers asked ██████ to calm down and spoke with him for a while before they took him downstairs. Finally, they told Sgt. ██████ that ██████ left arm is “messed up” and he resisted as the officers held him against the wall.⁷

Evidence Technician Photographs

Evidence Technician photographs taken on January 7, 2018, depict ██████ with a cut from his left eyebrow to approximately one inch below his left eye. The cut appears stitched.⁸

b. Physical Evidence

Medical Records

Medical records for ██████ from University of Chicago Medical Center document that on August 13, 2018, at 1:41 a.m. he was under the care of Dr. ██████ for a laceration to the face. ██████ was treated and released. There is no summary of ██████ account of how he was injured.⁹

c. Documentary Evidence

CPD Reports

Collectively, the Original Case Incident Report, Arrest Report, and Case Supplementary Report documented that officers responded to a domestic battery incident at ██████. At that address, ██████ and ██████ were attending a child’s birthday party when ██████ the father of ██████ child, became intoxicated and struck ██████ and ██████ then grabbed a blade/knife, and in self-defense, cut the left side of ██████ face. ██████ then struck ██████ in the head with a chair, causing a deep laceration. Additionally, ██████ broke the windows and side mirror of ██████ vehicle.

Upon the responding officers’ arrival, ██████ was transported to the hospital for treatment and officers searched the area for ██████ but were unable to locate him. Officer then left the scene. Shortly after leaving, officers were called back because ██████ returned and was knocking on the back door and trying to enter. Officers attempted to place ██████ into custody, but ██████ stiffened his arms, pulled away, and failed to follow verbal commands. Officers

⁵ Attachment 17-21 and 25-29

⁶ Attachment 28, at approximately 5:15

⁷ Attachment 28, at approximately 7:50

⁸ Attachment 54

⁹ Attachment 50

Officer [REDACTED] [REDACTED]	It is alleged that on or about August 13, 2018 at approximately 12:49 a.m., in the vicinity of [REDACTED] Chicago, IL 60620, Officer [REDACTED] committed misconduct through the following acts or omissions: 1. Used excessive force against [REDACTED] causing injury to [REDACTED] left shoulder. 2. Slammed [REDACTED] face against a wall.	Unfounded
Officer [REDACTED] [REDACTED]	It is alleged that on or about August 13, 2018 at approximately 12:49 a.m., in the vicinity if [REDACTED] Chicago, IL 60620, Officer [REDACTED] committed misconduct through the following acts or omissions: 1. Used excessive force against [REDACTED] causing injury to [REDACTED] left shoulder. 2. Slammed [REDACTED] face against a wall.	Unfounded
		Unfounded
		Unfounded

Approved:

Andrea Kersten
Deputy Chief Administrator – Chief Investigator

Date

Appendix A

Assigned Investigative Staff

Squad#:	[REDACTED]
Investigator:	[REDACTED]
Supervising Investigator:	[REDACTED]
Deputy Chief Administrator:	Andrea Kersten