

SUMMARY REPORT OF INVESTIGATION¹

I. EXECUTIVE SUMMARY

Date of Incident:	July 27, 2016
Time of Incident:	1:30 PM
Location of Incident:	██████████ and ██████████
Date of COPA Notification:	July 27, 2016
Time of COPA Notification:	9:27 PM

On July 27, 2016, at approximately 1:30 P.M., Off-duty Officer ██████████ was driving westbound in the vicinity of ██████████ when she observed the complainant, ██████████, fail to stop at a stop sign heading eastbound. After ██████████ pulled next to Officer ██████████ vehicle, Officer ██████████ informed ██████████ that she failed to stop at a stop sign and advised ██████████ not to talk on her cellular phone while driving. Verbal exchanges were made between ██████████ and Officer ██████████. After the verbal exchange, ██████████ and Officer ██████████ spat at each other.

██████████ drove away from the initial location of incident and Officer ██████████ followed ██████████ to ██████████ (██████████ residence). While at the second location of incident, ██████████ and Officer ██████████ had physical contact with each other via chest bumping.

II. INVOLVED PARTIES

Involved Officer #1:	██████████, #██████████, Employee ID# ██████████, Date of Appointment: ██████████, 2003, P.O., Unit of Assignment: ██████████ / DTL ██████████, DOB: ██████████, 1980, Female, White
Involved Individual #1:	██████████, DOB: ██████████, 1982, Female, White

III. ALLEGATIONS

Officer	Allegation	Finding / Recommendation
Officer ██████████	1. Was involved in an unjustified verbal altercation with ██████████.	Not Sustained

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.

	<ol style="list-style-type: none"> 2. Directed profanities towards ██████. 3. Spat on ██████. 4. Followed ██████ to her place of residence without justification. 5. Struck ██████ with her personal vehicle. 6. Involved in an unjustified physical altercation with ██████. 	<p>Not Sustained</p> <p>Not Sustained</p> <p>Exonerated</p> <p>Not Sustained</p> <p>Not Sustained</p>

IV. APPLICABLE RULES AND LAWS

Rules

1. Rule 2: Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department.
 2. Rule 8: Disrespect to or maltreatment of any person, while on or off duty.
 3. Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
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General Orders

V. INVESTIGATION

a. Interviews

In her interview with IPRA on July 28, 2016, ██████ stated that on July 27, 2017, at approximately 1:30 pm, she drove eastbound on ██████ and stopped at a stop sign at ██████. ██████ added that there was a vehicle facing westbound on ██████ at a stop sign. ██████ stated that as she proceeded across the intersection she observed that a white female, now known as Officer ██████, lowered her driver side window. ██████ drove next to Officer ██████ and lowered her window.

██████████ related that Officer ██████████ stated words to the effect of, “You fat bitch. You shouldn’t be on your cell phone while you’re driving.”² ██████████ informed Officer ██████████ that she was not on her cell phone. Officer ██████████ accused ██████████ of not stopping at the stop sign. ██████████ stated that she referred to Officer ██████████ as an ignorant cunt after Officer ██████████ teased her about rushing home to eat her groceries. ██████████ further stated that at some point, Officer ██████████ spat at her and she spat back at Officer ██████████. ██████████ stated that Officer ██████████ saliva landed on her vehicle. ██████████ is not sure as to where her saliva landed. ██████████ then drove away from the scene.

██████████ stated that Officer ██████████ made a U-turn and followed ██████████ to her residence. ██████████ related that she pulled into her parking space, which is in the alley behind her residence. Officer ██████████ then pulled up directly behind ██████████ vehicle. ██████████ exited her vehicle and Officer ██████████ told her that she was going to pay for what she had done. Officer ██████████ identified herself as an off-duty Chicago Police Officer. ██████████ stated that she took her milk inside her residence, leaving Officer ██████████ outside. When ██████████ returned to her vehicle, Officer ██████████ was still present. ██████████ stated that she walked in front of Officer ██████████ vehicle to take a photograph of Officer ██████████ license plate. Officer ██████████ accelerated on the gas and physically struck ██████████ on her left knee with her vehicle.

██████████ related that Officer ██████████ exited her vehicle and stated words to the effect of, “God’s gonna to punish you, you fat bitch.”³ ██████████ stated that she told Officer ██████████ to go home. ██████████ related that Officer ██████████ chest bumped her several times as if she was trying to initiate a physical altercation. ██████████ stated that she told Officer ██████████ to get back and to get out of her face. ██████████ stated that a neighbor, now known as ██████████, stood in between her and Officer ██████████. ██████████ added that ██████████ told Officer ██████████ to get out of ██████████ face. ██████████ informed Officer ██████████ to stop and leave the situation alone. ██████████ related that Officer ██████████ entered her vehicle and left the scene.

Upon inquiry, ██████████ stated that she did not know that Officer ██████████ was a police officer until she identified herself as such, at ██████████ residence. ██████████ stated that later during the day while she was driving, several unidentified police officers pulled her over and informed her that an erratic woman (now known as Officer ██████████) called 311 regarding a road rage incident. ██████████ also learned from the unidentified officers that the dispatcher informed Officer ██████████ not to follow the vehicle. ██████████ stated that she gave the officers her phone number and the officers copied the information from her identification.

██████████ stated that Officer ██████████ accused ██████████ of striking her vehicle. ██████████ stated that she never chest bumped Officer ██████████ and denied threatening Officer ██████████ or damaging Officer ██████████ vehicle.⁴

In his interview with COPA ██████████ stated that on July 27, 2016, at approximately 1:30 pm, he was visiting the residence of his in-laws. ██████████ related that he was in the backyard of the residence along with his 6-year-old daughter. ██████████ added that the

² Attachment #17, 3:48

³ Attachment #17, 5:52

⁴ Attachment #17, 20

backyard of the residence is directly across from ██████ residence. ██████ continued that his daughter was inside the swimming pool in the middle of the yard, while he was grilling near a tall privacy fence near the alley.

██████ related that he heard one vehicle drive into the alley and onto a gravel parking area behind the apartment building. ██████ then heard a second vehicle drive up behind the garage. ██████ then heard two women arguing. ██████ related that he heard one female state words to the effect of, "I need your information, you are going to pay for this, you damaged my vehicle."⁵

██████ opened the overhead garage door. ██████ observed a female, now known as Officer ██████, in the driver's seat of a black Chevy Tahoe/Suburban facing westbound. ██████ added that the driver's side door was open. ██████ also observed another female, now known as ██████, standing outside the vehicle driven by Officer ██████ approximately 3 feet away from the driver's side door. ██████ stated that he does not know ██████ personally but knew that she resided in the apartment building at that time.

██████ stated that he observed spit on the driver's side window of Officer ██████ vehicle. ██████ related that he informed Officer ██████ and ██████ that he was going to call the police. ██████ stated that Officer ██████ then identified herself as a Chicago Police Officer. ██████ added that he called 911 and informed the dispatcher about the incident. ██████ stated that he informed the dispatcher that an officer was involved in the incident.

██████ related that ██████ stated words to the effect of, "MF this and F that, I don't care that you're a cop."⁶ ██████ stated that Officer ██████ never exited her vehicle. ██████ related that Officer ██████ showed him the damage to her door, where ██████ kicked or punched it while in traffic. ██████ stated that at some point he entered the garage and closed the overhead door because he didn't want his daughter to witness the incident. ██████ denied separating and/or standing between ██████ and Officer ██████.

██████ related that he eventually heard Officer ██████ drive away while ██████ remained in the alley yelling and cursing. ██████ related that there were no additional witnesses. ██████ stated that Officer ██████ never raised her voice and never exited her vehicle. ██████ denied observing physical contact between ██████ and Officer ██████. ██████ stated that Officer ██████ appeared to be upset. ██████ denied hearing Officer ██████ use profanities. ██████ also never heard ██████ threaten Officer ██████. ██████ related that at one point he told Officer ██████ he was a police officer to try and calm the situation down.

In her statement to COPA, Detective ██████ stated that on July 27, 2017, she was assigned to Unit ██████ along with her partner, Detective ██████. Det. ██████ and Det. ██████ met with Officer ██████ at the ██████ District Station. Det. ██████ related that she did not have any independent recollection of what Officer ██████ stated to her during their conversation at the ██████ District Station. Det. ██████ recited the information from the case supplemental report related to the incident during her statement to COPA.

⁵ Attachment #41, 3:42 – 3:45

⁶ Attachment #41, 5:08 – 05:11

Upon inquiry, Detective ██████ stated that she did not recall the direction in which ██████ and Officer ██████ were travelling during the incident that occurred on ██████. Detective ██████ related that PO ██████ informed her that while on ██████ she identified herself as a police officer to ██████. Detective ██████ stated that Officer ██████ did not tell her whether she was acting as a police officer or a civilian while following ██████. However, Officer ██████ expressed her concern for other citizens because of ██████ driving behavior. Detective ██████ stated that Officer ██████ was never asked about the rate of speed that she was traveling while following ██████. Detective ██████ stated that Officer ██████ never described any physical contact between herself and ██████ other than the spit from ██████.

Detective ██████ related that during her conversation with ██████, ██████ stated that he did not observe physical contact between ██████ and Officer ██████. Detective ██████ stated that she then followed up with Officer ██████, Officer ██████ told her that she did not want to pursue the case due to family and health reasons.

In her statement to COPA, Detective ██████ stated that she was assigned to Beat ██████ along with Detective ██████. On the date and time of the incident Detective ██████ and Detective ██████ responded to the ██████ District Station to speak with Officer ██████. Detective ██████ related that Officer ██████ informed her that while she was inside her personal vehicle along with her two children at the intersection of ██████ and an unknown street, she observed ██████ fail to stop at a stop sign.

Detective ██████ continued that Officer ██████ related that when she made eye contact ██████, ██████ slammed on her brakes and stopped her vehicle next to Officer ██████ vehicle. Officer ██████ informed ██████ that she failed to stop at the stop sign. ██████, told Officer ██████ that if she didn't like it she should call the police. Officer ██████ stated, "I am the police."⁷ Officer ██████ related that ██████ stated "I hate the fucking police"⁸ and spat in Officer ██████ face. ██████ then drove away from the scene. Detective ██████ related that Officer ██████ turned her vehicle around followed ██████. ██████ pulled into an alley near ██████ and Officer ██████ followed ██████. Officer ██████ stated that ██████ stopped and parked her vehicle. As Officer ██████ was calling the police ██████ exited her vehicle and ran towards Officer ██████ vehicle. Detective ██████ stated that Officer ██████ told her that she did not speak with a dispatcher at that time because the call did not go through.

Detective ██████ stated that Officer ██████ told her that when ██████ approached her vehicle, ██████ banged on Officer ██████ vehicle and scratched the driver's side door with her keys. Detective ██████ related that Officer ██████ informed her that she exited her vehicle to approach ██████ because she felt that ██████ was threatening her and her children. Officer ██████ told Detective ██████ that she and ██████ were standing chest to chest, ██████ bumped Officer ██████ chest. Officer ██████ stated that while ██████ was yelling at her, ██████. ██████ exited his backyard and stood between ██████ and Officer ██████. Officer ██████ stated that ██████ identified himself as a police officer. Officer ██████ stated that ██████

⁷ Attachment #43, 4:53 – 4:55

⁸ Attachment #43, 4:57 – 4:59

removed groceries from her vehicle and entered her residence. Officer [REDACTED] drove to the [REDACTED] District Station to file a report against [REDACTED].

Detective [REDACTED] stated that Detective [REDACTED] spoke with [REDACTED] about the incident via telephone a day or two later. Detective [REDACTED] related that she was informed that [REDACTED] went into the alley and stood in between the [REDACTED] and Officer [REDACTED]. Detective [REDACTED] related that [REDACTED] denied identifying himself as a police officer. [REDACTED] stated that [REDACTED] and Officer [REDACTED] were yelling at each other.

Detective [REDACTED] related that Officer [REDACTED] decided not to file charges against [REDACTED] due to her family and health situation.⁹

In her statement to COPA on May 15, 2018, **Accused Officer [REDACTED]** stated that on the date and time of the incident she was off-duty. Officer [REDACTED] related that her children were seated in the rear of her vehicle (5-year-old [REDACTED] and 7-year-old [REDACTED]). Officer [REDACTED] described her vehicle as a black 2014 Chevy Suburban. Officer [REDACTED] stated that as she was driving westbound on [REDACTED] she stopped at a stop sign located on the corner of [REDACTED] and [REDACTED]. While sitting at the stop sign, Officer [REDACTED] observed a white female, now known as [REDACTED], on her phone while driving eastbound on [REDACTED]. Officer [REDACTED] stated that [REDACTED] failed to stop at the stop sign and drove next to the driver's side of her vehicle.

Officer [REDACTED] related that [REDACTED] lowered her driver side window and stated words to the effect of, "What the fuck are you shaking your head at bitch¹⁰." Officer [REDACTED] stated that her window was lowered prior to her interaction with [REDACTED]. Officer [REDACTED] related that she informed [REDACTED] that she failed to stop at the stop sign and that she should not talk on her cell phone while driving. Officer [REDACTED] related that [REDACTED] stated words to the effect of, "Why don't you call the police then bitch.¹¹" Officer [REDACTED] identified herself as a police officer to [REDACTED]. [REDACTED] then stated words to the effect of, "Well then fuck you pig bitch.¹²"

Officer [REDACTED] related that [REDACTED] then spat in her direction, striking her on her face and inside her mouth. Officer [REDACTED] continued that her mouth contained [REDACTED] saliva, therefore, she spat [REDACTED] spit out of her mouth. Officer [REDACTED] stated that she spat [REDACTED] saliva out of her mouth and was not sure as to where the saliva landed. Officer [REDACTED] continued that as she was raising her windows, [REDACTED] stated words to the effect of, "Your mommy's a fucking cunt kids."¹³ Officer [REDACTED] added that [REDACTED] directed profanities towards her and drove eastbound on Berteau.

Officer [REDACTED] called 911 and informed the call taker that [REDACTED] threatened to kill her. Officer [REDACTED] related that she followed [REDACTED] vehicle to obtain a license plate number. Officer [REDACTED] related that she informed the call taker that she was not chasing [REDACTED], instead she was trying to obtain her license plate number. Officer [REDACTED] stated that she eventually she

⁹ Attachment #43

¹⁰ Attachment #37, 6:32 – 6:33

¹¹ Attachment #37, 6:44 – 6:45

¹² Attachment #37, 6:51 – 6:52

¹³ Attachment #37, 7:38 – 7:39

gave the license plate number to the call taker. Officer ██████ stated that at some point ██████ pulled her car inside the alley and into a small parking lot in the alley.

Officer ██████ stated that she pulled into the mouth of the alley and attempted to call 911 to inform them that ██████ parked her vehicle and to request police assistance. Officer ██████ related that ██████ exited her vehicle, approached Officer ██████ vehicle and scratched Officer ██████ vehicle with keys. Officer ██████ stated that as ██████ reached the rear of her vehicle, Officer ██████ exited her vehicle and directed ██████ to step away from her vehicle. ██████ walked towards Officer ██████ and chest bumped Officer ██████. Officer ██████ related that ██████ then pushed her shoulders with both hands. Officer ██████ screamed out for someone to call 911.

Officer ██████ related that as ██████ attempted to push her a second time, Officer ██████ raised her hands to block ██████ contact. Officer ██████ stated that ██████ exited a backyard gate and asked what was going on. Officer ██████ related that as ██████ yelled at ██████, Officer ██████ informed ██████ that ██████ pushed her. Officer ██████ stated that ██████ walked away, entered her vehicle and drove away. Officer ██████ related that upon inquiry by ██████, she identified herself as a police officer. Upon learning that Officer ██████ was a police officer, ██████ identified himself as a police officer to Officer ██████. Officer ██████ stated that ██████ suggested that she go the ██████ District to obtain a police report regarding the incident. Officer ██████ stated that she did not obtain ██████ personal information prior to leaving the scene.

Officer ██████ denied directing profanities towards ██████. Officer ██████ admitted that she spat in ██████ direction but was not sure as to where the spit landed. Officer ██████ denied being involved in an unjustified verbal altercation with ██████. Officer ██████ contended that ██████ was the aggressor and that she remained calm when she spoke with ██████ during the incident.

Officer ██████ contended that she followed ██████ to obtain her license plate number. Officer ██████ denied striking ██████ with her vehicle and being involved in a physical altercation with ██████. Officer ██████ stated that ██████ chest bumped her and pushed her with her hands. Officer ██████ continued that she made physical contact with ██████ when she blocked ██████ second attempt to push her.

Officer ██████ stated that she did not file charges against ██████ because she was advised by the responding detectives that it would not be a good idea. Officer ██████ continued that one of the responding detectives told her that ██████ might sue her.¹⁴

In her subsequent statement to COPA on June 7, 2018, Officer ██████ listened to the 911 call that she made on the date and time of the incident. Officer ██████ stated that she continued to follow ██████ after she obtained ██████ license plate number so that she could obtain a physical description of the driver. Officer ██████ denied informing the responding detectives that she did not want to file charges because of medical and family reasons. Officer ██████ continued

¹⁴ Attachment #37

that one of the responding detectives told her that the case was not a good case. Officer [REDACTED] did not recall speaking with the responding detectives about her medical history.¹⁵

b. Digital Evidence

The **Evidence Technician Photographs** of the involved vehicles depict white spots on the driver's side door of the [REDACTED], driven by [REDACTED]. The evidence technician photographs also depict a white line and white spots on the driver's side door of the black Chevrolet Suburban, driven by Officer [REDACTED].¹⁶

c. Physical Evidence

According to the **Medical Records** from [REDACTED] [REDACTED] was admitted to the emergency room on July 28, 2016 and complained of left knee pain, hip pain and neck pain. [REDACTED] informed the medical personnel that on July 27, 2016, a vehicle struck her parked vehicle and she exited her vehicle to look at the license plate of the vehicle. [REDACTED] related that the same vehicle struck her left knee at a low speed. [REDACTED] was diagnosed with simple bruising and minor knee trauma.¹⁷

d. Documentary Evidence

In his **Initiation Report**, Sgt. [REDACTED], # [REDACTED], related that on July 27, 2016, he along with Sgt. [REDACTED], # [REDACTED] (Beat [REDACTED]),¹⁸ responded to a call requesting a supervisor at [REDACTED]. Upon arrival [REDACTED] stated that she wanted to file a complaint against an off-duty Chicago Police Officer, now known as Officer [REDACTED]. [REDACTED] related that during a road rage incident, Officer [REDACTED] spat on her and struck her with her vehicle. [REDACTED] stated that she sustained an injury to her left knee as a result of the alleged incident. It is reported that [REDACTED] refused medical treatment when offered. It is further reported that Sgt. [REDACTED] did not observe any visible injuries. (Att. #4)

According to the **Original Case Incident Report and Case Supplementary Report** ([REDACTED]) on July 27, 2016, at approximately 1:50 p.m. Officer [REDACTED] entered the [REDACTED] District Station to complete a report regarding an incident that occurred on July 27, 2016, at approximately 1:32 p.m. Officer [REDACTED] related that as she was driving her vehicle in traffic from a stop sign westbound on [REDACTED] and proceeding to make a right, a [REDACTED] failed to stop at a stop sign eastbound on [REDACTED] and almost struck Officer [REDACTED] vehicle.

Officer [REDACTED] observed that the female driver, now known as [REDACTED], was on her cellphone. [REDACTED] stopped next to Officer [REDACTED] and Officer [REDACTED] looked in [REDACTED] direction. [REDACTED] shouted, "What?" towards Officer [REDACTED]. Officer [REDACTED] informed [REDACTED] that she almost struck her vehicle and that [REDACTED] was on her cellphone when she

¹⁵ Attachment #51

¹⁶ Attachment #23

¹⁷ Attachment #32

¹⁸ Attachment #52, Attendance and Assignment Sheets for July 27, 2016, 016th District, [REDACTED] Watch

failed to stop at the stop sign. It is reported that [REDACTED] stated words to the effect of, "Call the fucking police." Officer [REDACTED] then identified herself as a police officer.

[REDACTED] spat at Officer [REDACTED] and the spit entered Officer [REDACTED] mouth. [REDACTED] then stated words to the effect of, "Your mom is a fucking cunt." Officer [REDACTED] proceeded to remove the spit from her mouth. [REDACTED] drove away and stated, "I'll kill your police (unsure of what the last word was)." Officer [REDACTED] called 911 and followed [REDACTED] to obtain her license plate.

Officer [REDACTED] followed Ms. [REDACTED] to the alley of [REDACTED] ([REDACTED]) [REDACTED] pulled into a parking spot on the south side of the alley, exited her vehicle and approached Officer [REDACTED] vehicle. [REDACTED] punched Officer [REDACTED] vehicle causing a deep scratch and walked to the rear of her vehicle. Officer [REDACTED] exited her vehicle and walked to the rear of her vehicle and directed [REDACTED] not to touch her vehicle.

[REDACTED] chest bumped Officer [REDACTED] and then pushed Officer [REDACTED] on her chest with both hands. [REDACTED] approached the scene and identified himself as a police officer to Officer [REDACTED]. [REDACTED] entered her vehicle and left the scene. Officer [REDACTED] entered her vehicle and drove to the [REDACTED] District Station to report the incident.

It is reported that via telephone, [REDACTED] stated that he was in the backyard of his in-law's house when he heard a commotion in the alley. [REDACTED] observed two females, now known as [REDACTED] and Officer [REDACTED] yelling at each other. [REDACTED] observed [REDACTED] approach Officer [REDACTED] and yell in her face. [REDACTED] placed himself between [REDACTED] and Officer [REDACTED] to defuse the situation.¹⁹

According to the **Chicago Police Event Queries** ([REDACTED], [REDACTED], [REDACTED] and [REDACTED]) and the **Office of Emergency Call Transmissions** Officer [REDACTED]²⁰ telephoned 911 on July 27, 2016, at 1:36 p.m. and reported that [REDACTED] has road rage and threatened to kill her. Officer [REDACTED] informed the call taker that she was following [REDACTED]. After Officer [REDACTED] gave the call taker the license plate number, the call taker advised Officer [REDACTED] not to follow [REDACTED]. Officer [REDACTED] told the call taker that she had to follow [REDACTED] so that she could obtain a physical description of [REDACTED].²¹

VI. LEGAL STANDARD

For each Allegation COPA must make one of the following findings:

1. Sustained - where it is determined the allegation is supported by a preponderance of the evidence;

¹⁹ Attachment #5, #6

²⁰ It should be noted that Officer [REDACTED] did not identify herself as an off-duty Chicago Police Officer to the call taker.

²¹ Attachments 24 – 28

2. Not Sustained - where it is determined there is insufficient evidence to prove the allegations by a preponderance of the evidence;
3. Unfounded - where it is determined by clear and convincing evidence that an allegation is false or not factual; or
4. Exonerated - where it is determined by clear and convincing evidence that the conduct described in the allegation occurred, but it is lawful and proper.

A preponderance of evidence can be described as evidence indicating that it is more likely than not that the conduct occurred and violated Department policy. See *Avery v. State Farm*

Mutual Automobile Insurance Co., 216 Ill. 2d 100, 191 (2005), (a proposition is proved by a preponderance of the evidence when it has found to be more probably true than not). If the evidence gathered in an investigation establishes that it is more likely that the misconduct occurred, even if by a narrow margin, then the preponderance of the evidence standard is met.

Clear and convincing evidence is a higher standard than a preponderance of the evidence but lower than the "beyond-a-reasonable doubt" standard required to convict a person of a criminal offense. See e.g., *People v. Coan*, 2016 IL App (2d) 151036 (2016). Clear and Convincing can be defined as a "degree of proof, which, considering all the evidence in the case, produces the firm and abiding belief that it is highly probable that the proposition . . . is true." *Id.* at ¶ 28.

VII. ANALYSIS

Accused: ██████████, #█████████
Allegations #1- 6: Not Sustained
Allegation #4: Exonerated

COPA's finding is **Not Sustained** for **Allegation #1** that Officer ██████████ was involved in an unjustified verbal altercation with ██████████. In their statements to COPA both ██████████ and Officer ██████████ admit to exchanging words about a stop sign at the intersection of ██████████ and ██████████. Both parties provided a version of events that diminished their culpability and blamed the other person. ██████████ statement was not helpful. His version was inconsistent with both Officer ██████████ and ██████████ version. In sum, COPA lacks independent verifiable evidence of what occurred. Therefore, the allegation is not sustained.

COPA's finding is **Not Sustained** for **Allegation #2** that Officer ██████████ directed profanities towards ██████████. In her statement to COPA ██████████ stated that Officer ██████████ referred to her as a "fat bitch." Officer ██████████ denied referring to ██████████ as a "fat bitch." There was no independent evidence to prove or disprove this allegation.

COPA’s finding is **Not Sustained** for **Allegation #3** that Officer █████ spat at/on █████. In her statement to COPA Officer █████ claimed that █████ spat on her face and in her mouth and while she spit, it was only to spit out █████ saliva. COPA lacks any independent verifiable evidence to support either version. Therefore, the allegation is not sustained.

COPA’s finding is **Exonerated** for **Allegation #4** that Officer █████ followed █████ to her place of residence without justification. In her statement to COPA Officer █████ admitted that she continued to follow █████ after obtaining her license plate number to obtain a physical description of █████. Regardless of the reason, following a person on a public street is neither a violation of law or a violation of policy.

COPA’s finding is **Not Sustained** for **Allegation #5** that Officer █████ struck █████ with her vehicle. In her statement to COPA █████ stated that Officer █████ struck her with her vehicle as she attempted to photograph Officer █████ license plate. According to the medical records obtained from █████, █████ informed the medical staff that a vehicle struck her vehicle and that she was struck on her left knee by the same vehicle when she exited her vehicle to obtain the license plate number. █████ was diagnosed with bruising and minor knee trauma. In her statement to COPA Officer █████ denied striking █████ with her vehicle. There is insufficient evidence to prove or disprove the allegation.

COPA’s finding is **Not Sustained** for **Allegation #6** that Officer █████ was involved in an unjustified physical altercation with █████. As articulated above, the accounts of both █████ and Officer █████ were inconsistent related to what occurred physically. COPA lacks independent verifiable evidence that Officer █████ had a physical altercation with █████. Therefore, the allegation is not sustained.

VIII. CONCLUSION

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

Officer	Allegation	Finding / Recommendation
Officer █████	1. Was involved in an unjustified verbal altercation with █████.	Not Sustained
	2. Directed profanities towards █████.	Not Sustained
	3. Spat on █████.	Not Sustained
	4. Followed █████ to her place of residence without justification.	Exonerated
	5. Struck █████ with her vehicle.	Not Sustained

6. Was involved in an unjustified physical
altercation with [REDACTED].

Approved:

[REDACTED]

June 6, 2019

Andrea Kersten
Deputy Chief Administrator – Chief Investigator

Date

Appendix A

Assigned Investigative Staff

Squad#:	█
Investigator:	██████████
Supervising Investigator:	████████████████████
Deputy Chief Administrator:	Andrea Kersten
Attorney:	█