

SUMMARY REPORT OF INVESTIGATION<sup>1</sup>

Date/Time/Location of Incident:	May 29, 2016, 06:30 p.m., 7000 S. Winchester Avenue
Date/Time of COPA Notification:	June 01, 2016, 11:29 a.m.
Involved Officer #1:	██████████ star # ██████████ employee ID# ██████████; Date of Appointment: ██████████ 2013; rank: PO; Unit of Assignment: ██████████; DOB: ██████████, 1988; gender: Male; race: White.
Involved Officer #2:	██████████ star # ██████████; employee ID# ██████████; Date of Appointment: ██████████, 2013; rank: PO; Unit of Assignment: ██████████; DOB: ██████████, 1988; gender: Male; race: White.
Involved Individual #1:	██████████ DOB: ██████████, 1980; gender: male; race: Black.
Case Type:	Excessive Force

I. ALLEGATIONS

Officer	Allegation	Finding
Officer ██████████	1. Discharged your taser at or in the direction of ██████████ without justification;	Not Sustained
	2. Forcefully taking ██████████ to the ground without justification; and	Not Sustained
	3. Arresting ██████████ without justification.	Not Sustained
Officer ██████████ ██████████	1. Discharged your taser at or in the direction of ██████████ without justification;	Not Sustained
	2. Forcefully taking ██████████ to the ground without justification; and	Not Sustained
	3. Arresting ██████████ without justification.	Not Sustained

<sup>1</sup> 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.

## II. SUMMARY OF EVIDENCE<sup>2</sup>

Officers [REDACTED] and [REDACTED] curbed [REDACTED] in his personal vehicle, a red Chevrolet Tahoe, because his vehicle did not have a rear license plate. After curbing [REDACTED] vehicle at 7131 S. Damen Avenue, the officers approached [REDACTED] but [REDACTED] drove off. The officers followed [REDACTED] vehicle to 7000 S. Winchester Avenue. [REDACTED] exited his vehicle and Officers [REDACTED] and [REDACTED] confronted [REDACTED] again and gave him verbal commands to get back into his vehicle. Officer [REDACTED] attempted to grab [REDACTED] arm, but [REDACTED] pulled away in an aggressive manner clenching his fist and taking a fighting stance.

[REDACTED] denied driving a vehicle. He stated he was standing in front of the vehicle when the police stopped him. The officers told him his vehicle was stolen. [REDACTED] stated he gave the officers his keys, title, and bill of sale along with his identification to show he was part owner of the vehicle. According to [REDACTED] the officers took the paperwork, tasered him for no reason, and then threw him to the ground. [REDACTED] claims he was then arrested without justification.

Officers [REDACTED] and [REDACTED] both stated they discharged their tasers because [REDACTED] disregarded all verbal commands and resisted arrest by clenching his fist and taking a fighting stance. Officer [REDACTED] stated he performed an emergency takedown on [REDACTED] to place him in custody. Officer [REDACTED] denied performing an emergency takedown but stated he did perform emergency handcuffing.

Officer [REDACTED] and [REDACTED] both completed Tactical Response Reports (TRR) documenting their use of force with [REDACTED]. According to the officers, [REDACTED] was an active resister who “did not follow verbal direction, stiffened, fled, and pulled away.” Officer [REDACTED] responded to [REDACTED] by using “verbal commands, escort holds, take down/emergency handcuffing, and taser (probe discharge). Officer [REDACTED] responded to [REDACTED] by using “verbal commands, escort holds, armbar, take down/emergency handcuffing, and taser (probe discharge).”

[REDACTED] was arrested for driving on a revoked/suspended license<sup>3</sup> and resisting/obstructing a police officer. He also received four citations for: no valid state registration, disobeying a stop signal, no insurance, and driving on suspended license. [REDACTED] pled guilty to driving on a revoked/suspended license. The two counts of

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<sup>2</sup>COPA conducted a full and complete investigation of this matter, including the interview of all pertinent civilian and officer witnesses, and the collection and review of digital, documentary, and forensic evidence. As part of COPA’s ongoing efforts to increase case closure capacity, certain cases opened under IPRA are summarized more succinctly in a Modified Summary Report of Investigation, pursuant to COPA Guideline Modified Summary Report of Investigation Template and Approvals, effective February 13, 2019. This case did not have any video evidence, physical evidence, or independent witnesses.

<sup>3</sup> Statutory Summary Suspension

resisting/obstructing a police officer and the four citations<sup>4</sup> against ██████ were ██████ ██████.

**III. ANALYSIS AND CONCLUSION**

COPA finds that allegations against Officers ██████ and ██████ are **Not Sustained**. COPA was unable to locate any evidence, other than the involved parties’ statements, that support or refute the allegations. There is no video footage that captured the incident. ██████ denied driving the vehicle at the time of the incident and stated he was tasered and thrown to the ground without justification. Officers ██████ and ██████ both stated ██████ disregarded all verbal commands and resisted arrest by clenching his fist and taking a fighting stance. ██████ was described as an active resister who “did not follow verbal direction, stiffened, fled, and pulled away.” Additionally, no independent civilian witnesses were present. Therefore, the existing evidence does not prove or refute the allegations.

Approved:



*Deputy Chief Administrator – Chief Investigator*

11-5-19

\_\_\_\_\_ Date

<sup>4</sup> The citation for disobeying a red circular steady signal stop was non-suited. Non-suited is a court-ordered stoppage of a suit on the grounds that the plaintiff has failed to make a legal case or bring sufficient evidence.

<sup>5</sup> Dismissed.

Appendix A

Assigned Investigative Staff

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<b>Squad#:</b>	7
<b>Investigator:</b>	
<b>Supervising Investigator:</b>	
<b>Deputy Chief Administrator:</b>	