

**SUMMARY REPORT OF INVESTIGATION**

**I. EXECUTIVE SUMMARY**

Date of Incident:	March 4, 2020
Time of Incident:	8:00 PM
Location of Incident:	818 E. 47 <sup>th</sup> St., Chicago, IL
Date of COPA Notification:	March 6, 2020
Time of COPA Notification:	10:32 AM

**II. INVOLVED PARTIES**

Involved Officer #1:	Ralph Harper, Star # 14327, Employee ID # [REDACTED] Date of Appointment October 30, 2006, PO, Unit 012, DOB [REDACTED], 1983, Male Black
Involved Officer #2:	Jacqueline Ho, Star # 6842, Employee ID# [REDACTED] Date of Appointment September 18, 2017, PO, Unit 002, DOB [REDACTED], 1993, Female, Asian
Involved Individual #1:	[REDACTED], [REDACTED], 1978, Male, Black
Case Type	Civil Rights Violations/ Operational Violations

**III. ALLEGATIONS**

<b>Officer</b>	<b>Allegation</b>	<b>Finding / Recommendation</b>
Officer Ralph Harper	1. It is alleged that Officer Harper detained [REDACTED] without justification.	Exonerated
	2. It is alleged that the Investigatory Stop Receipt issued to [REDACTED] was inaccurate.	Unfounded
Officer Jacqueline Ho	1. It is alleged that Officer Ho detained [REDACTED] without justification.	Exonerated
	2. It is alleged that the Investigatory Stop Receipt issued to [REDACTED] was inaccurate.	Unfounded

#### IV. SUMMARY OF EVIDENCE<sup>1</sup>

The Reporting Party, ██████████ alleged that on March 4, 2020, Officers Ralph Harper (Harper) and Jacqueline Ho (Ho) detained him without justification and issued him an Investigatory Stop Receipt (ISR) which inaccurately indicated the reason for the detention. COPA obtained and reviewed all department reports<sup>2</sup> and body worn cameras (BWC)<sup>3</sup> related to this matter. COPA's investigation revealed that officers detained ██████████ after observing what appeared to be a hand-to-hand drug transaction between ██████████ and an unidentified male individual.

The BWC footage also shows the officers conducted a pat down search of ██████████ conducted a name check, questioned ██████████ about exchanging money with an unidentified male individual, then issued him an ISR.

During his preliminary investigation, Officer Harper asked ██████████ if he had anything with him that he should not have, to which ██████████ responded that he had one rolled marijuana [cigarette]. Officer Harper then conducted a pat down search and removed an ID from ██████████ jacket pocket. Harper then passed the ID to Officer Ho who conducted a name check. Officer Harper asked ██████████ about exchanging money with an unidentified male individual. ██████████ explained that the unidentified male is a mechanic whom ██████████ had paid earlier to repair a vehicle. ██████████ further explained that the mechanic wanted more money to repair the vehicle, so ██████████ gave the mechanic an additional \$3.00 moments before the officers approached.

Once ██████████ completed his explanation, Officer Ho handed him an ISR and explained that it was given to him because the officers stopped him. The selected reason for detention was "Actions Indicative of Engaging in Drug Transaction". After he was issued the ISR, ██████████ was allowed to leave. Before leaving, ██████████ stated that he was happy the officers were present, otherwise he would have assaulted the mechanic.

On April 2, 2020, ██████████ provided an audio recorded statement<sup>4</sup> to COPA. In a non-verbatim summary, ██████████ stated that he gave officers his ID and that he never exchanged anything with the unidentified male/mechanic, not even a handshake because the man was oily and dirty. ██████████ also expressed that he was concerned about the inaccuracy of the ISR because years earlier, he was detained and given a Contact Card with inaccurate information which later lead to his arrest.

#### I. ANALYSIS AND CONCLUSION

##### *Detention*

COPA recommends a finding of **EXONERATED** for **Allegations # 1**. This finding is supported by conflicting statements made by ██████████ during the detention versus the audio-recorded statement ██████████ provided to COPA. Based on the Officer Harper's and Officer Ho's observation, coupled with ██████████ admitting on BWC, that he had a rolled marijuana in his pocket, and that he handed

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<sup>1</sup> COPA's investigation of this matter, included interviewing the complaining civilian and the collection and review of digital and documentary evidence. As part of COPA's ongoing efforts to increase case closure capacity, certain cases are summarized more succinctly in a Modified Summary Report of Investigation.

<sup>2</sup> Atts. 1,5 Investigatory Stop Report and Event Query.

<sup>3</sup> Atts. 2-3 Officer Ralph Harper and Officer Jacqueline Ho's body-worn camera video footage.

<sup>4</sup> Atts. 4 ██████████ ██████████ audio recorded statement to COPA.

the unidentified man money, the officers had reasonable suspicion to detain [REDACTED]. During his statement to COPA, [REDACTED] stated that he never gave the unidentified man anything, contradicting the statement he provided to the officers while he was detained. COPA has determined that the investigation does not reveal misconduct and that the detention does not constitute a violation of [REDACTED] fourth amendment rights.

*Inaccurate ISR*

COPA recommends a finding of **UNFOUNDED** for **Allegations #2**. This finding is supported by CPD Special Order S04-13-09, which defines an investigatory stop as “*the temporary detention and questioning of a person in the vicinity where the person was stopped based on Reasonable Articulate Suspicion that the person is committing, is about to commit, or has committed a criminal offense.*” Based on the officer’s observation and the explanation provided by [REDACTED] which included him admitting to having a rolled marijuana in his pocket, it is reasonable that Officers Harper and Ho believed they were witnessing an exchange of money for drugs, as documented on the ISR.

**II. CONCLUSION**

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

<b>Officer</b>	<b>Allegation</b>	<b>Finding / Recommendation</b>
Officer Ralph Harper	1. It is alleged that Officer Ho detained [REDACTED] without justification.	Exonerated
	2. It is alleged that the Investigatory Stop Receipt issued to [REDACTED] was inaccurate.	Unfounded
Officer Jacqueline Ho	1. It is alleged that Officer Ho detained [REDACTED] without justification.	Exonerated
	2. It is alleged that the Investigatory Stop Receipt issued to [REDACTED] was inaccurate.	Unfounded

Approved:

[REDACTED SIGNATURE]

3-31-2021


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 Angela Hearts-Glass  
 Deputy Chief Investigator

\_\_\_\_\_  
 Date

Appendix A

Assigned Investigative Staff

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<b>Squad#:</b>	8
<b>Investigator:</b>	
<b>Supervising Investigator:</b>	Sherry Daun
<b>Deputy Chief Administrator:</b>	Angela Hearts-Glass