

SUMMARY REPORT OF INVESTIGATION

Date/Time/Location of Incident:	January 31, 2020, approximately 9:07 p.m. 120 N. Sangamon St. Chicago, Illinois
Date/Time of COPA Notification:	February 3, 2020, approximately 10:14 a.m.
Involved Officer #1:	Eric S. Munoz, Star #1040, Employee ID# [REDACTED] Date of Appointment: April 26, 2016 Rank: Police Officer; Unit of Assignment: 012 DOB: [REDACTED], 1989; M/WHI
Involved Officer #2:	Enrique Diaz, Star #9094, Employee ID# [REDACTED] Date of Appointment: June 16, 2017 Rank: Police Officer; Unit of Assignment: 012 DOB: [REDACTED], 1992; M/WWH
Involved Individual #1:	[REDACTED] DOB: [REDACTED], 1983, M/WWH
Case Type:	Alleged excessive force in effecting arrest

I. ALLEGATIONS

Officer	Allegation	Finding
Officer Munoz	1. On January 31, 2020, at approximately 9:07 p.m., at or near 120 N. Sangamon St., Chicago, Illinois, Officer Eric S. Munoz used excessive force in effecting the arrest of [REDACTED]	Exonerated
Officer Diaz	1. On January 31, 2020, at approximately 9:07 p.m., at or near 120 N. Sangamon St., Chicago, Illinois, Officer Enrique Diaz used excessive force in effecting the arrest of [REDACTED]	Exonerated

II. SUMMARY OF EVIDENCE¹

On-duty CPD Officers Eric S. Munoz and Enrique Diaz arrested [REDACTED] at about 9:07 p.m. on January 31, 2020 at a health care facility upon the signed complaint of a facility staff member after [REDACTED] had refused to leave the facility voluntarily.² [REDACTED] subsequently contacted

¹COPA conducted an investigation of this matter, which included an interview of the person who has alleged misconduct, as well the collection and review of digital and documentary evidence.

² This is shown by body-worn camera video footage recorded by the arresting officers. See Attachments ## 9 10.

COPA and he gave an interview during which he alleged that he had been injured during the arrest as a result of police use of excessive force.³

COPA conducted a preliminary investigation of [REDACTED] allegations, which included the study of relevant CPD reports relating to [REDACTED] arrest as well as body-worn video footage depicting the arrest and the events surrounding it. Those reports include an **Arrest Report**⁴ and an **Original Incident Case Report**,⁵ both submitted by Officer Diaz, which state, in material summary, that (1) Officer Diaz and other CPD members arrived at the facility in response to an OEMC broadcast of a trespass in progress, (2) upon the CPD’s arrival, a facility staff member informed officers that [REDACTED] had refused to leave the facility after having been asked to do so, (3) CPD officers then also asked [REDACTED] to leave the facility, but [REDACTED] refused, (4) Officer Diaz and Officer Munoz then arrested [REDACTED] and transported him to the CPD’s 012th District Station, (5) a CFD ambulance subsequently transported [REDACTED] from the 012th District Station to [REDACTED] Hospital after [REDACTED] complained of arm and leg pain, and (6) [REDACTED] was then returned to the 012th District Station for further processing. COPA also accessed and reviewed **Body Worn Camera Footage** that depicts [REDACTED] arrest,⁶ his subsequent processing at the CPD’s 012th District Station,⁷ and his transport to [REDACTED] Hospital.⁸ That footage confirms the accounts set out by Officer Diaz in the above-described reports and it disproves [REDACTED] claim that the arresting officers used excessive force in effecting his arrest. Instead, the footage shows that the arresting officers used little to no force in effecting [REDACTED] arrest or during [REDACTED] post-arrest processing, except that the arresting officers struggled briefly with [REDACTED] as they handcuffed him at the time of the arrest due to [REDACTED] apparent refusal to submit voluntarily.

III. ANALYSIS AND CONCLUSION

The above-described evidence clearly and convincingly shows that the accused officers acted lawfully and properly in arresting [REDACTED]. The officers are therefore **EXONERATED**.

Approved:

[REDACTED]

12/27/2021

Matthew Haynam
Deputy Chief Administrator – Chief Investigator

Date

³ Attachment #5 is an audio recording of that interview, given by [REDACTED] on February 3, 2020.

⁴ Attachment #7

⁵ Attachment #8.

⁶ Attachments ## 9 - 11.

⁷ Attachment # 12.

⁸ Attachment #13.

