

**SUMMARY REPORT OF INVESTIGATION**

**I. EXECUTIVE SUMMARY**

Date of Incident:	May 26, 2019
Time of Incident:	10:42 PM
Location of Incident:	████████████████████
Date of COPA Notification:	April 18, 2019
Time of COPA Notification:	

Officer Kevin Hasenfang observed ██████████ sitting in the driver’s seat of his parked and running vehicle. Officer Hasenfang conducted a vehicle and LEADS query, which identified ██████████ as the registered owner, and revealed that ██████████ driver’s license has been revoked since the 1990’s for multiple Driving Under the Influence (DUI) infractions. Thereafter, Officer Hasenfang approached ██████████ and placed him in custody for Driving on a Revoked/Suspended DUI and Driving on a Revoked License In his statement to COPA, Mr. ██████████ denied the vehicle was running or that he had driven the vehicle. ██████████ alleges that Officer Hasenfang arrested him without justification. ██████████ arrest was recorded on Body Worn Camera (BWC). A view of the BWC captures ██████████ admitting to officers that he drove the vehicle. Based on the aforementioned, the allegation against Officer Hasenfang was **UNFOUNDED**.

**INVOLVED PARTIES**

Involved Officer #1:	Kevin Hasenfang, Star #15085, Employee # ██████████, Date of Appointment: December 12, 2016, Police Officer, 007 <sup>th</sup> District, Date of Birth: ██████████, 1994, Male, White.
Involved Individual #1:	██████████ Date of Birth: ██████████, 1955, Male, Black.

**II. ALLEGATIONS**

<b>Officer</b>	<b>Allegation</b>	<b>Finding / Recommendation</b>
Kevin Hasenfang	1. Arrested ██████████ without justification.	UNFOUNDED

### III. FEDERAL AND STATE LAW

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#### 1. 4<sup>th</sup> Amendment

### IV. INVESTIGATION

#### a. Interviews

In a **statement** to COPA on June 6, 2019, **Involved Individual** [REDACTED] related he was sitting in the driver's seat of his car talking on the telephone when officers approached him and instructed him to exit his vehicle. Officer Hasenfang told [REDACTED] that he observed his car running; which [REDACTED] denied. [REDACTED] stated that he had not driven the vehicle and denied having the car keys in his possession. The officers placed [REDACTED] in custody for driving on a revoked license and transported him to the 007<sup>th</sup> District Station. [REDACTED] vehicle was impounded.

In a **statement** to COPA on June 6, 2019, **Witness** [REDACTED] related that she was sitting on her porch, only a few feet from [REDACTED] car and saw the officers initially drove past [REDACTED] as he was sitting in the driver's seat of his vehicle talking on the phone. The officers executed a U-turn, parked behind [REDACTED], and exited their vehicle. The officers approached [REDACTED] and instructed him to exit his vehicle. After confirming [REDACTED] identification, officers placed him in custody. [REDACTED] asked the officers why [REDACTED] was being arrested. Officer Hasenfang stated to [REDACTED] "What does he always do?" Thereafter, officers transported [REDACTED] from the scene. [REDACTED] denied that [REDACTED] had the car running or that he had driven the car.

#### b. Digital Evidence

The BWC of Officers Hasenfang, and Appelhans shows them in a marked Department SUV approaching the rear of [REDACTED] vehicle, exiting their vehicle, approaching Mr. [REDACTED] vehicle on foot, confirming [REDACTED] identity, and instructing [REDACTED] to exit his vehicle. The officers informed [REDACTED] that he was being placed in custody for driving on a revoked license. [REDACTED] initially denied driving the vehicle, but later stated that he did drive the vehicle to move it out of a tow zone to avoid being ticketed.<sup>2</sup> Officers viewed [REDACTED] driving abstract via LEADS and radioed for a caged Department vehicle to transport him.

#### c. Documentary Evidence

Per [REDACTED] **Arrest Report**, he was charged with Driving on a Revoked/Suspended DUI and Driving on a Revoked License. Arresting Officer Hasenfang observed [REDACTED] sitting

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<sup>1</sup> Wife of [REDACTED]

<sup>2</sup> 11:44 mark of Officers Hasenfang and Appelhans BWC.

in the driver’s seat of a parked and running vehicle. Officer Hasenfang conducted a vehicle and LEADS query, which identified [REDACTED] as the registered owner and revealed that [REDACTED] driver’s license had been revoked since the 1990’s for multiple DUI infractions. After obtaining a prior arrest photo of [REDACTED] Officer Hasenfang approached [REDACTED] for an Investigatory Stop. By that time, [REDACTED] had turned the vehicle off, but stated that he had just moved the vehicle. Thereafter, [REDACTED] was placed in custody and his vehicle was impounded.

The **Investigatory Stop Report** essentially relates the same information comprised in the Arrest Report.

The **Portable Data Terminal Message Report (PDT)/LEADS** inquiries disclosed the current status and history of [REDACTED] driving record.

**V. CONCLUSION**

COPA recommends a finding of **UNFOUNDED** for **Allegation #1**, that Officer Hasenfang arrested [REDACTED] without justification. [REDACTED] admitted to officers that he drove his vehicle to another location to avoid being ticketed. [REDACTED] was charged accordingly with Driving on a Revoked/Suspended DUI and Driving on a Revoked License, which was confirmed prior to his arrest via LEADS.

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

Officer	Allegation	Finding / Recommendation
Kevin Hasenfang	1. Arrested [REDACTED] without justification.	UNFOUNDED

Approved:

[REDACTED SIGNATURE]

9-27-2021

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Angela Hearts-Glass  
Deputy Chief Investigator

\_\_\_\_\_  
Date



Appendix A

Assigned Investigative Staff

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<b>Squad#:</b>	2
<b>Investigator:</b>	Darren Bowens
<b>Supervising Investigator:</b>	Sherry Daun/Andrew Dalkin
<b>Deputy Chief Administrator:</b>	Angela Hearts-Glass