



Lori E. Lightfoot  
Mayor

Department of Police · City of Chicago  
3510 S. Michigan Avenue · Chicago, Illinois 60653

David O. Brown  
Superintendent of Police

February 1, 2022

Andrea Kersten  
Interim Chief Administrator  
Civilian Office of Police Accountability  
1615 West Chicago Avenue, 4th Floor  
Chicago, IL 60622

**RE: Log Number 2020-1333 - Request Further Investigation**

Dear Interim Chief Administrator Kersten:

The Department has conducted a review of the above-referenced CR and believes the evidence is incomplete. As the decision to sustain and the legal sufficiency of the evidence hinges almost entirely upon only the statement of the accused and the police reports, the omission of statements by the complainant, also a CPD Officer, and two civilian witnesses renders COPA's findings premature and their investigation incomplete. The Department, therefore, respectfully requests that Log Number 2020-1333 be further investigated by COPA to address the issues spelled out in greater detail below.

COPA acknowledges on page 7 of its Report and Recommendation that "... [REDACTED] and Ms. [REDACTED] did not cooperate with the COPA investigation..." Despite the fact that [REDACTED] is a Chicago Police Officer he was not compelled to participate in COPA's investigation. A review of the investigation reveals that factual disparities exist between what is stated in the case reports and BWC video and Officer Hosepian's statement. COPA resolves these disparities in [REDACTED] favor and finds that Officer Hosepian was not credible stating in its recommended penalty, "COPA finds that Officer Hosepian was not forthcoming in her account of the incident, nor did she accept any responsibility." However, COPA makes this determination without speaking to the complainant, [REDACTED] and with only interviewing Officer Hosepian telephonically.

The record in this case shows that the investigator made two attempts to contact [REDACTED] via email on March 31, 2020 and April 8, 2020. There is no evidence that COPA sent [REDACTED] a request for an interview via the Bureau of Internal Affairs. Further, Officer Hosepian was interviewed telephonically on May 5, 2021 over one year after COPA sent emails to [REDACTED]. In order for a full analysis of the evidence to be made in this case COPA should make further attempts to interview [REDACTED].

In this same vein, the reports in this case show that there were two civilian witnesses to this incident, Fallon Thomas – [REDACTED] Landlord – and [REDACTED] – [REDACTED] girlfriend at the time of the incident. COPA includes a summary of these individuals' statements made to officers on scene that were captured on the officers' BWCs, but the record shows no attempt by COPA to contact either of these individuals

during the course of its nineteen month investigation. COPA relies solely on the BWC of the interviews officers did on scene.

Further, in her interview Officer Hosepian stated that on the date of the incident she and [REDACTED] had been talking via text message. These messages are not part of the record in this case.

For these reasons, the Department requests that COPA further investigate Log Number 2020-1333 to cure these deficiencies.

Sincerely,



David O. Brown  
Superintendent of Police  
Chicago Police Department