SUMMARY REPORT OF INVESTIGATION¹

I. EXECUTIVE SUMMARY

Date of Incident:	September 20, 2015
Time of Incident:	2:32 am
Location of Incident:	3356 W. Flournoy Street
Date of COPA Notification:	December 22, 2016
Time of COPA Notification:	9:30 am

On September 20, 2015, Chicago Police Officers arrested **Constant of** for possession of a stolen weapon and possession of cannabis. According to Civil Suit #16-C-**Constant** and the statement that **Constant of** provided, during his arrest he was physically mistreated by several officers, including Officers Lane and Tripp.

II. INVOLVED PARTIES

Involved Officer #1:	Anthony Lane, Star #17058
	Employee # - Officer
	Date of Appointment: May 1, 2013
	Date of Birth: , 1986
	Male / Black
Involved Officer #2:	Sherry Tripp, Star #3402
myorved officer #2.	Employee # Officer
	Date of Appointment: February 19, 2013
	Date of Birth: 1983
	Female / Black
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Involved Individual #1:	
	Date of Birth: 1986
	Male / Black
III. ALLEGATIONS	

Officer	Allegation	Finding
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¹ 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.

LOG #1083459

CIVILIAN OFFICE OF POLICE ACCOUNTABILITY

Officer Anthony Lane	1.It is alleged that Officer Lane grabbed	Not
	in a headlock, a violation of Rule 8.	Sustained
	2. It is alleged that Officer Lane flipped	Not
	over, a violation of Rule 8.	Sustained
	3. It is alleged that Officer Lane kicked	Not
	about the body, a violation of Rule 8.	Sustained
Officer Sherry Tripp	1. It is alleged that Officer Tripp used excessive force by her overall actions, a violation of Rule 8.	Unfounded
Involved Unknown Officers	1. It is alleged that an unknown officer placed his knee on neck, a violation of	Not Sustained
	Rule 8.	Sustanted
	2. It is alleged that unknown officer grabbed	Not
	by the neck and lifted him off the ground, a violation of Rule 8.	Sustained
	3. It is alleged that an unknown officer punched	Not
	about the head, a violation of Rule 8.	Sustained
	4. It is alleged that an unknown officer kicked	Not
		Sustained

IV. APPLICABLE RULES AND LAWS

Rules

1.Rule 8: Disrespect or maltreatment to a person, while on or off-duty.

V. INVESTIGATION

a. Interviews

In his interview with COPA on October 17, 2017, the Complainant Mr.

Harrison and St. Louis when he received a call from his ex-girlfriend. He walked away to talk to her and walked toward Harrison and Homan Avenue. State and a bench at the CTA bus stop. While he was on the phone, two officers now identified as Officers Lane and Tripp approached and ordered him to the ground.

² Attachment 26

station. **Station** stated that Officer Lane approached from behind and grabbed him in a headlock. Officer Lane then flipped **stated over** causing him to fall onto the ground.

While he was on the ground, an unknown officer punched **sector** on his head, while another officer placed his knee on **sector** neck, making it difficult for **sector** to breathe. Additional unknown officers responded to the scene and punched **sector** about the side of his body and the back of his head. These officers, who he was unable to describe or identify, held him down until he was handcuffed. **Sector** stated that while on the ground, Officer Lane kicked him once about the body. **Sector** stated that another officer grabbed him by the neck and lifted him off the ground. **Sector** told the officers at the scene that he could not breathe. **Sector** stated that he was thrown in the backseat of a SUV where he lost consciousness.

Upon arrival to the station, was brought into the station where the officer in lockup refused to accept him because he was limp and unable to breathe. stated that he was transported to Mt. Sinai Hospital for medical treatment. While at the hospital, admitted that he directed profanities at a nurse (now identified as who punched was given an additional charge of Aggravated Battery because about the face. accused him of spitting at her face. was treated and released from the hospital. stated that he sustained a swollen black eye, swelling to his face, a laceration in his mouth and scrapes on his stomach, legs and arms. No photographs were taken by or by the Department regarding **injuries**.³ **interview** mentioned a black female officer now identified as Officer Tripp, but he was not sure what physical contact if any she had with him during his arrest.⁴ He believed that she may have taken part in the physical mistreatment against did not know of any witnesses to his arrest. him.

In a telephone conversation with COPA on December 7, 2017, Witness Ms. stated that on September 19-20, 2015 she went out drinking with her brother, and other friends at the Skybox lounge. At some point, her brother received a call from his ex-girlfriend and he went outside to talk. After a while, went outside looking but could not locate him. She drove around the area prior to going home for . However, she observed police activity near Homan and Van Buren but could not locate stated that in the police commotion it appeared that the police near the gas station. stated that she saw that someone was tackled to the were "jumping on someone." ground and kicked. She did not know at the time that the person with the police officers was her brother. She went home and did not get involved in the incident. was unable to describe the officers that engaged in the physical contact with or provide any further details.

³ stated that an attorney from the Public Defender's office took photographs of him, but he did not remember the attorney's name.

⁴ **Second Stated** that he got Officer Tripp's name from the reports he received in response to his Freedom of Information Act request.

⁵ Attachment 36. declined to do a formal, in-person statement.

In her interview to COPA on March 28, 2018, Witness Ms. stated that she was working at Mt. Sinai Hospital when was brought in for medical treatment by Chicago police. She recalled seeing abrasions about **seeing** knees and that he was complaining tried to place an IV and a catheter to that he could not breathe. when he stopped responding to her request to cooperate. stated that directed profanities at her and called her a "bitch." He became combative and verbally abused her and other staff members. At some point, spat at her face, at which time punched on the face. stated that Nurse was present in the room when mistreated her. informed the officers that were guarding of the situation. A police report was filed, and was charged with the battery.

In his interview to COPA on June 22, 2018, **Witness Officer Cesar Claudio**⁷ stated that he was working the Violent Crime Reduction team when he heard rapid gun fire shots near Jackson and Kedzie. He looked around and observed several people leaving the area except for a black male individual now identified as **Sector Sector** who was holding a weapon with a flashlight attached to the weapon. Officer Claudio called upon **Sector** who fled the scene. Officer Claudio gave chase and upon losing sight of **Sector** he saw him drop the weapon which was recovered by additional units that responded to the call. Shortly thereafter, Officers Lane and Tripp reported that they had **Sector** in custody. Officer Claudio responded to the location, positively identified **Sector** as the offender, and identified the recovered weapon. Officers then placed **Sector** under arrest.

Officer Claudio stated that at no time while he was at the scene did Officers Lane or Tripp physically mistreat **Constant** or use excessive force toward **Constant** Officer Claudio further added that at no time did he observe any other responding officer physically mistreat **Constant** or engage in any police misconduct. Officer Claudio denied the allegations made against Officers Lane and Tripp, and any other officer at the scene. Officer Claudio denied having physical contact with **Constant** and did not observe any visible injuries to

In his interview to COPA on June 29, 2018, **Witness Officer Pablo Castro**⁸ stated that he did not recall either him or his partner, Officer Avila, having any verbal or physical contact with while at the scene. Officer Castro stated that was already in handcuffs upon their arrival to the scene and that neither he nor Officer Avila were witnesses to contact wares. Officer Castro stated that neither he nor Officer Avila were witnesses to any verbal or physical contact between the arresting, or the responding officers and contact between the arresting, or the responding officer Castro stated that he and Officer Avila transported contact between the station, and later were guarding contact that he and Officer Avila when he was transported for medical treatment. Officer Castro stated that he was not a witness to the incident that occurred between contact and a nurse (contact at the hospital. However, he recalled that the nurse complained that contact and a nurse to complete a case report. Officer Castro stated that he did not observed any visible injuries to contact at the was prior or after he was

⁶ Attachment 54.

⁷ Attachment 58.

⁸ Attachment 63.

arrested or while in the hospital nor did **complain** complain to him of any pain or injuries. Officer Castro stated that **complain** of being mistreated during his arrest.

In his interview to COPA on June 26, 2018, **Witness Officer Jaime Avila**⁹ provided a similar account as Officer Castro and denied being a witness to any verbal or physical contact between involved officers and **Control** Officer Avila stated that he was a witness to **Control** verbally mistreating a nurse (**Control** at Mt. Sinai Hospital who was trying to provide him with medical treatment. Officer Avila recalled that the nurse complained that **Control** spat at her face, but he was not a witness to this action. Officer Avila stated that **Control** never complained to him or Officer Castro that he was physically mistreated by any responding officer or the nurse.

In his interview to COPA on June 27, 2018, Witness Officer Walter Delgado¹⁰ stated that he was working with Officer Mekshi when they responded to a call of a man with a gun near Homan and Flournoy. The officers immediately searched the area when they heard that the individual now identified as was placed in custody. Officer Delgado stated that he and Officer Mekshi continued to search the area to locate the weapon, which they recovered on the ground near an alley. Officer Delgado stated that the weapon that they recovered matched the description of the weapon that was reported over the radio transmission. Officers Delgado and in handcuffs and either being Mekshi then responded to the area of arrest, where they saw placed in the squad car or already in the squad car. Officer Delgado stated that he was not a witness to any of the responding officers placing **sectors** under arrest or having any verbal or physical contact with **sectors** Officer Delgado stated that he did not have any verbal or physical contact Officer Delgado stated that he did not observe any injuries to nor did he with Officer Delgado stated that recall hearing any complaints of pain or any injuries from he did not witness Officer Mekshi having any verbal or physical contact with

In his **statement** to COPA on July 2, 2018, **Witness Officer Aldo Mekshi**¹¹ stated that while in patrol he heard shots fired near Homan and immediately heard a flash message from an officer (Officer Claudio) regarding an individual now identified as **statement** being chased in the nearby vicinity. The flashed message also provided the location of where **statement** dropped a weapon that had a flashlight attachment, which he and Officer Delgado recovered. Officers Mekshi and Delgado completed the property inventory receipt for the weapon and no other department reports. Officer Mekshi stated that neither he nor Officer Delgado had any verbal or physical contact with **statement** nor were they witnesses to police misconduct or officers using excessive force.

In his interview to COPA on June 28, 2018, Witness FTO Officer John Velez¹² stated that on the date of the incident he was working with Officer Ricky Page and they responded to assist officers in a call of a man with a gun. Officer Velez stated that he does not recall what if anything he did or any of the details regarding his assistance in the incident. Officer Velez could not recall if he or Officer Page had any verbal or physical contact with **Contact** with **Con**

⁹ Attachment 59.

¹⁰ Attachment 60.

¹¹ Attachments 65.

¹² Attachments 61.

did not recall observing any visible injuries to **second or** hear of any complaints of pain. Officer Velez stated that he was not a witness to any of the responding officers having verbal or physical contact with **second officer** Velez stated that he was not a witness to any officer using excessive force or engage in any other misconduct.

In his interview to COPA on August 9, 2018, **Witness Officer Ricky Page**¹³ provided a similar account of the incident as Officer Velez and other witness officers. Officer Page stated that he was not a witness to the arrest of **Witness** and was not a witness to any of the responding officers having verbal or physical contact with **Witness** Officer Page indicated that Officers Lane and Tripp are not aggressive officers and he did not see them or heard of them engaging in police misconduct as alleged by

In her interview to COPA on March 16, 2018, Accused Officer Shirley Tripp¹⁴ was working with Officer Lane when they heard a flashed message regarding shots fired and a description of the possible involved individual. Officer Tripp stated that she and Officer Lane saw an individual now known as sitting by the CTA bus stop near Homan and Flournoy breathing ferociously. After she asked if he was okay, fled and Officer Lane went after him. Officer Tripp took over the squad car and proceeded to the area where and Officer Lane were located. Upon arrival, she observed on the ground with his hands without her assistance or the assistance up. Officer Lane proceeded to place handcuffs on of any additional officers who later responded to the scene. Officer Tripp related that the responding officers did not have any verbal or physical contact with and she did not observe them to use any excessive force toward Officer Tripp stated that some of the responding officers assisted them by transporting **second** to the station and later to Mt. Sinai Hospital. Officer Tripp did not observe any visible injuries on prior or after his arrest. Officer Tripp could not recall what if anything any other responding officers did during the arrest Officer Tripp identified Officer Claudio as the officer that positively identified of as the involved individual of the call of a man with a gun. Officer Claudio also identified a weapon that was recovered by Officers Mekshi and Delgado that Officer Claudio observed was transported to the hospital where holding in his hand. spat at a nurse. Officer Tripp stated that she did not have any verbal or physical contact with Officer Tripp stated that at no time did she observe Officer Lane commit the misconduct alleged Officer Tripp stated that initially fled the scene but was compliant when by | Officer Lane caught him in the alley. Officer Tripp stated that no force was used during arrest. Officer Tripp denied the allegations made against her and any other officer at the scene.

In his interview to COPA on March 16, 2018, Accused Officer Anthony Lane¹⁵ stated that he was working with Officer Tripp when they heard over the OEMC police radio call of a man with a gun in the area. The transmissions provided the description of the involved individual. The officers toured the area. Officer Lane stated that he and Officer Tripp observed a man fitting the given description sitting on a bench at the CTA bus stop on Homan, breathing ferociously. Officer Lane stopped the vehicle in front of the individual now identified as

¹³ Attachment 67.

¹⁴ Attachment 49.

¹⁵ Attachment 45.

Tripp asked him if he was okay. **Solution** ignored them, fled the scene, and ran for about a block. Officer Lane jumped out of the squad car and chased after **Solution** Officer Lane stated that he caught up with **Solution** who attempted to jump over a fence when Officer Lane told him to stop and to show his hands. Upon confronting **Solution** in the alley, **Solution** stopped and complied by raising his hands up and getting down on the ground. Officer Lane related that additional officers responded to the scene as he had placed the handcuffs on **Solution** Officer Tripp arrived on the scene, but she did not have any verbal or physical contact with

Officer Lane was unable to recall what if any assistance was provided by the responding officers. Officer Lane stated that Officer Claudio responded to the scene and positively identified as the person that he observed with a gun. Officer Claudio did not assist Officer Lane in the arrest of Claudio Officer Lane did not know what if any verbal or physical contact Officer Claudio had with Claudio prior to the arrest. Officer Claudio positively identified a weapon that was recovered by two other officers as the one that

person, Officer Lane did not locate a weapon on During a search of but did recover five clear bottles of suspected cannabis. Officer Lane stated that did not resist arrest once he ordered him to stop and no physical force was used. Officer Lane observed was still breathing ferociously as he was transported to the station. was that then transported to Mt. Sinai Hospital for shortness of breath and Officers Castro and Avila Officer Lane later learned that spat on the face of one of the accompanied at the hospital and additional charges were given to him. Officer Lane stated nurses (prior to the arrest, after he was placed under arrest, that he did not observe any injuries to or even after he returned from the hospital. Officer Lane denied the allegations made against Officer Tripp and indicated that she did not have any contact with Officer Lane denied the allegations made against him.

b. Physical Evidence

The **Medical Records¹⁶** from Mt. Sinai Hospital documented that **Medical Records**¹⁶ from Mt. Sinai Hospital documented that **Medical** was brought in by Chicago Police on September 20, 2015, for shortness of breath and abrasions to his knees. The medical records indicated that **Medical** was running from the police and after he was caught by the police he complained of shortness of breath and "went limp." The medical records documented that **Medical** was combative when an IV and catheter were initiated by a nurse. **Medical records** revealed that **Medical staff** and spat at a nurse on her face. Lab results for **Medical records** was diagnosed with an Altered Mental Status as he was alert, combative and intoxicated, and abrasions to his knees.

The Medical Records¹⁷ from Sheridan Correctional Center documented that sought medical treatment on July 21, 2016 and several times during the month of August 2016 and in the month of November 2016 for pain to his knee, leg and back areas.

¹⁶ Attachment 24.

¹⁷ Attachment 33.

gunshot wounds to his left hip area, back and arm from 2007. The medical documents noted that these were former injuries and that **Sector** aggravated them from weight lifting. The medical records documented additional visits through the beginning of 2017. It noted that on March 21, 2017 **Sector** attempted to hang himself in front of a Crisis Team member. The following months after that incident documented **Sector** mental status and behavior. There were no notes regarding his contact with Chicago Police from September 2015.

c. Documentary Evidence

Civil Suit #16-CV-¹⁸ was filed by **Wassing** who indicated that he was stopped and physically mistreated by Chicago Police Officers. The civil suit accused Officer Lane of aggressively and forcibly grabbing **Wassing** in a head-lock, kicking the side of his body after he flipped **Wassing** over. The civil suit indicated that an additional officer placed his knee on **Wassing** neck, then lifted him off the ground by his neck. The civil suit indicated that additional officers punched and mistreated **Wassing** and that he was thrown inside a squadrol causing him to lose consciousness. The Civil Suit named Officer Tripp as using excessive force against

The Arrest¹⁹ and Case Report²⁰ regarding documented that he was arrested for an Unlawful Possession/Use of a Weapon (UUW), Possession of Cannabis, Possession of a Stolen Firearm, and Aggravated Battery to a nurse. The narrative indicated that a flash message of rapid fire around Jackson and Kedzie was sent out by Officer Claudio after he observed holding a black handgun with a flashlight attached to the weapon. Verbal commands were given to to stop, but instead he fled the scene. Officer Claudio chased after who tossed the weapon at 416 S. Homan. Officer Claudio recovered the weapon, but lost track of A flash message with flight and clothing description was sent out.

Officers Lane and Tripp observed **at 600** S. Harrison sitting by the bus stop breathing ferociously. The officers attempted to conduct a field interview, but **at a field** again. Officer Lane chased after **attempted** and apprehended him. Officer Claudio responded to the scene, identified **attempted** as the offender with the handgun and **attempted** was placed under arrest. **Attempted** was taken to Mt. Sinai Hospital as he continued to breath hard, and while in the hospital he spat on Nurse **attempted** Narcotics were recovered from **attempted** during a custodial search. Additional charges were given to **attempted** for aggravated battery to

VI. ANALYSIS

COPA recommends a finding of **NOT SUSTAINED** for **Allegation #1** against Officer Lane, that he grabbed **Sector and Sector and Sector**

¹⁸ Attachments 5-6, 32.

¹⁹ Attachment 7.

²⁰ Attachment 9.

contact with **Example 1** Further, all of the responding officers indicated that they were not witnesses to **Example 2** arrest as they responded to the scene after he was already handcuffed. The responding officers also denied being witnesses to any physical contact between Officer Lane and **Example 2**

COPA recommends a finding of **NOT SUSTAINED** for **Allegation #2** against Officer Lane, that he flipped **Sector and Constant and Sector and Sect**

COPA recommends a finding of **NOT SUSTAINED** for **Allegation #3** against Officer Lane, that he kicked **Sector Constitution** about the body, a violation of Rule 8. There is insufficient evidence to prove or disprove this allegation and Officer Lane denied the allegation. The responding officers denied seeing Officer Lane or any other officer commit this allegation.

COPA recommends a finding of **UNFOUNDED** for **Allegation #1** against Officer Tripp, that she used excessive force with her overall actions toward **Constant** a violation of Rule 8. There is no evidence or witnesses to support the allegation and **Constant** was not able to indicate what if anything Officer Tripp did to him during his arrest. Officer Lane denied the allegation against Officer Tripp and stated that he did not observe Officer Tripp having any type of physical contact with **Constant** Officer Tripp denied the allegation and her account was supported by other responding officers.

COPA recommends that Allegation #1 against Unknown Officer that he placed his knee on **Sector** neck, a violation of Rule 8, be closed with a finding of **NOT SUSTAINED**. There is insufficient evidence or witnesses to support or refute the allegation. **Sector** was not able to properly identify the officer and the involved officers denied being witnesses to such action or any officer committing this allegation.

COPA recommends that Allegation #2 against Unknown Officer that he grabbed by the neck and lifted him off the ground, a violation of Rule 8, be closed with a finding of NOT SUSTAINED. There is insufficient evidence or witnesses to support or refute the allegation. Support was not able to properly identify the officer and the involved officers denied being witnesses to such action or any officer committing this allegation.

COPA recommends that **Allegation #3** against Unknown Officer that he punched **State** about the head, a violation of Rule 8, be closed with a finding of **NOT SUSTAINED**. There is insufficient evidence or witnesses to support or refute the allegation. **Sustained** was not able to properly identify the officer and the involved officers denied being witnesses to such action or any officer committing this allegation.

COPA recommends that Allegation #4 against Unknown Officer that he kicked a solution of Rule 8, be closed with a finding of NOT SUSTAINED. There is insufficient evidence or witnesses to support or refute the allegation. There is was not able to properly identify the officer and the involved officers denied being witnesses to such action or any officer committing this allegation.

VII. CONCLUSION

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

Officer	Allegation	Finding
Officer Anthony Lane	1.It is alleged that Officer Lane grabbed in a headlock, a violation of Rule 8.	Not Sustained
	2. It is alleged that Officer Lane flipped over, a violation of Rule 8.	Not Sustained
	3. It is alleged that Officer Lane kicked about the body, a violation of Rule 8.	Not Sustained
Officer Sherry Tripp	1. It is alleged that Officer Tripp used excessive force by her overall actions, a violation of Rule 8.	Unfounded
Involved Unknown Officers	1. It is alleged that an unknown officer placed his knee on neck, a violation of Rule 8.	Not Sustained
	2. It is alleged that unknown officer grabbed by the neck and lifted him off the ground, a violation of Rule 8.	Not Sustained
	3. It is alleged that an unknown officer punched about the head, a violation of Rule 8.	Not Sustained
	4. It is alleged that an unknown officer kicked	Not Sustained
Approved:		•

Angela Hoarts-Glass Deputy Chief Administrator – Chief Investigator

Date

8-29-15