

SUMMARY REPORT OF INVESTIGATION

I. EXECUTIVE SUMMARY

Date of First Incident:	July 25, 2018
Time of First Incident:	2:55 pm
Location of Second Incident:	7900 S. Escanaba Avenue, Chicago, IL 60617 (E 79th St. and S. Escanaba Ave.)
Date of COPA Notification:	August 13, 2018
Time of COPA Notification:	10:45 am
Date of Second Incident:	July 25, 2018
Time of Second Incident:	3:02 pm
Location of Second Incident:	2940 E 79th Street, Chicago, IL 60617 (E. 79th St. and S. Exchange Ave.)
Date of COPA Notification:	July 26, 2018
Time of COPA Notification:	10:54 am

Officers Matthew Birdsong and Christopher Oehmen (collectively “the Officers”) were in the 004th District Tactical Office viewing live POD footage, when they observed a black male, wearing a white t-shirt, blue jeans, and white shoes standing near S. Exchange and E. 79th, exchanging cigarettes for money. After making their observations, the Officers responded to the area to locate the male.

Upon arrival in the area (E. 79th and S. Escanaba) they located a black male (██████████) wearing a white t-shirt, blue jeans and white shoes and Officer Birdsong detained him. While ██████████ was detained he was patted down and secured in a vehicle. Once ██████████ was secured, Officer Birdsong contacted Officer Lisa Holmes at the 004th District Tactical Office to confirm he had located the correct male. Officer Birdsong learned that ██████████ was not the correct male and that the correct male (██████████) was still at E. 79th S and S. Exchange. ██████████ was released without any incident but was not provided an Investigatory Stop Receipt.

After releasing ██████████ the Officers traveled to E. 79th and S. Exchange, where they stopped and arrested ██████████. Once ██████████ was arrested, he was searched, during which an open package of Newport cigarettes was recovered. ██████████ was transported to 004th District Lockup and processed for improper transactions – specifically selling loose cigarettes.

The day after his arrest, ██████████ contacted COPA and made some of allegations detailed under the Second Incident label below. During this investigation, COPA discovered the procedural allegations detailed below.

II. INVOLVED PARTIES

Involved Officer #1:	Officer Matthew Birdsong Star# 13495 / Employee ID# [REDACTED] Date of Appointment: October 17, 2011 Unit: 004 Date of Birth: [REDACTED] [REDACTED] 1984 Male / White
Involved Officer #2:	Officer Christopher Oehmen Star# 17365 / Employee ID# [REDACTED] Date of Appointment: November 4, 2013 Unit: 004 Date of Birth: [REDACTED] [REDACTED] 1985 Male / White
Involved Individual #1:	[REDACTED] Date of Birth: [REDACTED] [REDACTED] 1985 Male / Black
Involved Individual #2:	[REDACTED] Date of Birth: [REDACTED] [REDACTED] 1962 Male / Black

III. ALLEGATIONS

Officer	Allegation	Finding / Recommendation
Officer Matthew Birdsong	First Incident:	
	1. Failed to provide Mr. [REDACTED] with an Investigatory Stop Receipt, in violation of Rule 6.	Sustained / Violation Noted.
	2. Failed to properly document a pat down/search of Mr. [REDACTED] on an Investigatory Stop Report, in violation of Rule 6.	Sustained / Violation Noted.
	Second Incident:	
	3. Unlawfully arrested Mr. [REDACTED] in violation of Rule 1.	Unfounded.
	4. Used Mr. [REDACTED] debit/credit card for personal purchases at Walgreens, in violation of Rule 2.	Unfounded.

	<p>5. Ordered Mr. [REDACTED] to remove his clothing without justification, in violation of Rules 6.</p> <p>6. Ignored Mr. [REDACTED] requests to use the restroom, in violation of Rule 8.</p> <p>7. Failed to capture the interaction with Mr. [REDACTED] on Body Worn Camera, in violation of Rule 6.</p>	<p>Not Sustained.</p> <p>Not Sustained.</p> <p>Sustained / Violation Noted.</p>
<p>Officer Christopher Oehmen</p>	<p>First Incident</p> <p>1. Failed to provide Mr. [REDACTED] with an Investigatory Stop Receipt, in violation of Rule 6.</p> <p>2. Failed to properly document a pat down/search of Mr. [REDACTED] on an Investigatory Stop Report, in violation of Rule 6.</p> <p>Second Incident</p> <p>3. Unlawfully arrested Mr. [REDACTED] in violation of Rule 1.</p> <p>4. Used Mr. [REDACTED] debit/credit card for personal purchases at Walgreens, in violation of Rule 2.</p> <p>5. Ordered Mr. [REDACTED] to remove his clothing without justification, in violation of Rules 6.</p> <p>6. Ignored Mr. [REDACTED] request to use the restroom, in violation of Rule 8.</p>	<p>Sustained / Violation Noted.</p> <p>Sustained / Violation Noted.</p> <p>Unfounded.</p> <p>Unfounded.</p> <p>Not Sustained.</p> <p>Not Sustained.</p>

IV. APPLICABLE RULES AND LAWS

Rules

1. Rule 1: Prohibits violation of any law or ordinance.
2. Rule 2: Prohibits any action or conduct which impedes the Department's efforts to achieve its policy and goal or brings discredit upon the Department.
3. Rule 6: Prohibits disobedience of an order or directive, whether written or oral.

4. Rule 8: Prohibits disrespect of maltreatment of any person, while on or off duty.

General Orders

1. G06-01-09: Conducting Strip Searches, effective December 8, 2017.

Special Orders

1. S03-14: Body Worn Cameras, effective April 30, 2018.

2. S04-13-09: Investigatory Stop System, effective July 10, 2017.

Federal Laws

1. United States Constitution, Amendment IV

V. INVESTIGATION¹

a. Interviews²

In a **statement to COPA**³ on August 3, 2018, Mr. ██████ stated he was standing at the bus stop near E. 79th and S. Exchange, when several CPD officers, including Officers Birdsong and Oehmen approached him, placed him in handcuffs, and began to search his person. ██████ explained that he resisted the officers attempts to handcuff him.⁴ ██████ asked why he was being arrested and learned he was being arrested for selling loose cigarettes. ██████ was placed in a marked CPD SUV. The Officers retained his personal property and entered an unmarked CPD SUV. As ██████ was transported to 004th District Lockup, he observed the unmarked CPD SUV stop at a Walgreens.⁵ ██████ alleged that the Officers used his debit/credit card(s) to purchase items from Walgreens, but he could not provide any details about the transactions.

Once at 004th District Lockup, the Officers “stripped searched”⁶ ██████ during which they removed his phone and “everything” from his pockets. ██████ requested permission to turn his phone off. The Officers denied his request, and ██████ threw his phone to the ground breaking it. ██████ explained that he was then instructed to remove his clothing but was not subjected to a search. Once he removed his clothing, he remained in an interview room for more than three hours. While in the interview room, ██████ requested to use the restroom; however, no one responded to his requests and ██████ eventually urinated on himself. Once the Officers returned to the room, ██████ was instructed to dress. Once ██████ was dressed, he was escorted to Lockup and

¹ COPA conducted a thorough and complete investigation. The following is a summary of the material evidence gathered and relied upon in our analysis.

² As detailed in the Case Log, ██████ did not respond to requests for a statement.

³ Att. 8.

⁴ Relevant portion at 15:28 of Att. 8.

⁵ ██████ explained that the Walgreens was located at E. 91st and S. Commercial. A Walgreens is located at 9148 S. Commercial.

⁶ During his statement ██████ remarked several times that he was “strip searched” or “stripped down;” however, when providing an explanation of the searches he was subjected to, ██████ stated, he was “stripped down, like they [we]re going in my pockets” and describes a custodial search. ██████ never describes a strip search; however, does indicate he was ordered to remove his clothing while being left in an interview room. Relevant portions at 15:17, 19:58 and 29:30 of Att. 8.

processed. ██████ explained that he was arrested at approximately 3:00 pm and released from Lockup at approximately 11:00 pm. ██████ was insistent that he was not selling cigarettes and that he should not have been arrested.⁷

In a **statement to COPA**⁸ on November 5, 2018, **Accused Officer Christopher Oehmen** stated that he and his partner, Officer Birdsong, were in the 004th District Tactical Office viewing live POD footage when they observed a heavy set, dark skinned black male wearing a white shirt and blue jeans exchanging loose cigarettes for money at the bus stop near E. 79th and S. Exchange.

After observing the transaction, Officers Oehmen, Birdsong, and Mohammad Baker left the 004th District and drove to the area of E. 79th and S. Exchange. Upon arrival in the area, the black male was no longer in the area; however, at E. 79th and S. Escanaba, Officer Oehmen observed a heavy set, dark skinned black male (██████) wearing a white t-shirt and blue jeans riding a bicycle. Officer Birdsong stopped ██████ patted him down, and placed him the rear of a CPD vehicle. Once ██████ was secured, Officer Birdsong contacted someone in the 004th District Tactical Office to determine if he had detained the correct male. It was determined that ██████ was not the male being sought and that the male they were seeking was back at E. 79th and S. Exchange. ██████ was released without being provided an Investigatory Stop Receipt.

Once ██████ was released, the Officers traveled to E. 79th and S. Exchange, a distance Officer Oehmen estimated was less than one block. Upon arrival, Officer Oehmen observed a heavy set, dark skinned black male (██████) wearing a white t-shirt and blue jeans standing near the bus stop. Officer Oehmen could not recall who handcuffed and searched ██████ however, he did recall a package of cigarettes being recovered during the search. Once ██████ was searched, he was placed in the rear of a marked CPD vehicle and transported to the 004th District while Officer Baker and the Officers followed in their unmarked vehicle.

Once at the 004th District, ██████ was placed in a processing room. While in the processing room, ██████ without instruction, removed his t-shirt. Additionally, ██████ threw his cellular phone to the ground breaking it.

Officer Oehmen admitted that ██████ should have been provided an Investigatory Stop Receipt but was not, because the Officers were in a hurry. Further, Officer Oehmen explained that despite his name being listed on the Investigatory Stop Report (ISR), he did not complete or review it. Additionally, Officer Oehmen acknowledged that ██████ ISR did not accurately reflect that he was patted down and explained that it was a mistake. Further, Officer Oehmen was clear that at no time did he stop at or enter any retail establishments, to include Walgreens, between the time he contacted ██████ and his return to the 004th District. Additionally, Officer Oehmen was clear that at no time did he or any other Department Member order ██████ to remove his clothing nor did he ever observe ██████ nude. Further, Officer Oehmen was clear that ██████ never requested to use the restroom, and if he had, Officer Oehmen would have escorted him to the restroom. Finally, Officer Oehmen provided a copy of the POD footage from July 25, 2018.⁹

⁷ As detailed on the Face Sheet, when ██████ initially contacted COPA, he explained that he was not selling loose cigarettes but did admit that he was passing out loose cigarettes.

⁸ Att. 59.

⁹ This footage is Att. 60.

In a **statement to COPA**¹⁰ on November 7, 2018, **Accused Officer Matthew Birdsong** stated essentially the same information as Officer Oehmen. Additionally, Officer Birdsong explained that after he secured [REDACTED] he called the 004th District Tactical Office and spoke to Officer Holmes to confirm if [REDACTED] was the male observed on the POD footage. It was during this conversation that Officer Birdsong learned that [REDACTED] was not the correct male and that the correct male ([REDACTED]) had returned to E. 79th and S. Exchange. Officer Birdsong admitted to patting down [REDACTED] and failing to provide him with an Investigatory Stop Receipt. Officer Birdsong explained this failure was because he wanted to detain [REDACTED] prior to him leaving the area and that he intended to provide [REDACTED] an Investigatory Stop Receipt after detaining [REDACTED] but could not locate [REDACTED]. Officer Birdsong accepted responsibility for failing to detail the pat down of [REDACTED] on the ISR and characterized this failure as a mistake. Officer Birdsong also admitted to failing to activate his BWC when interacting with [REDACTED]. Officer Birdsong could not explain why this failure occurred but was certain that he attempted to activate his BWC. Further, Officer Birdsong was clear that at no time did he stop at or enter any retail establishments, to include Walgreens, between the time he contacted [REDACTED] and his return to the 004th District. Additionally, Officer Birdsong was clear that [REDACTED] was never instructed to remove any clothing, nor did he ever observe [REDACTED] nude. Further, Officer Birdsong was clear that [REDACTED] never requested to use the restroom, and if he had, Officer Birdsong would have escorted him to the restroom. Finally, Officer Birdsong explained that the term “squares” is a commonly known reference to loose cigarettes.

In a **statement to COPA**¹¹ on November 5, 2018, **Witness Officer Mohammad Baker** stated provided essentially the same information as Officers Oehmen and Birdsong. Additionally, Officer Baker noted that area around E. 79th and S. Exchange is a known hotspot for the sale of narcotics and violent criminal offenses. Officer Baker was clear that he never observed the Officers, or any other Department Member engage in any of the alleged conduct.

b. Digital Evidence¹²

POD Camera footage¹³ depicts a heavy set black male ([REDACTED]) wearing a white t-shirt, blue jeans, and white shoes sitting at a bus stop. Additionally, the footage depicts a Hispanic male approach [REDACTED] provide him with currency – coinage, and [REDACTED] retrieve and provide what appears to be a cigarette to the Hispanic male.¹⁴ Further, the footage depicts [REDACTED] approach a red vehicle, remove an item from a cigarette box, pass the item to an occupant in the vehicle, and place currency in his pocket.¹⁵

¹⁰ Att. 65.

¹¹ Att. 55.

¹² CPD provide 9 files of BWC footage, only 5 files depict the interaction with [REDACTED] and 5 files depict the interaction with [REDACTED].

¹³ Att. 60.

¹⁴ Relevant portion from 2:32:30 to 2:32:44 of Att. 60.

¹⁵ Relevant portion from 2:36:00 to 2:36:10 of Att. 60.

i. First Incident

Body Worn Camera¹⁶ (BWC) footage depicts ██████ wearing a white t-shirt, blue jeans, and white shoes, riding a bicycle when Officer Birdsong approaches him. Officer Birdsong explains to ██████ that he is being stopped because he was selling loose cigarettes. Officer Birdsong places ██████ in handcuffs and completes a pat down. As Officer Birdsong is interacting with ██████ a group of by-standers being to gather. Officer Birdsong places ██████ in the rear of a CPD vehicle. Once ██████ is in the vehicle, Officer Birdsong places a phone call and requests Officer Holmes to review the POD footage. As Officer Birdsong is speaking to Officer Holmes, Officer Birdsong opens the vehicle, asks to see the rear of ██████ shoes to look for a dark stripe. After viewing ██████ shoes and discovering there was no dark stripe, Officer Birdsong determined that ██████ was not the male he was looking for. ██████ was released but was not provided an Investigatory Stop Receipt.

ii. Second Incident

BWC¹⁷ footage depicts ██████ standing at a bus station wearing a white t-shirt, blue jeans, and white shoes. The Officers approach ██████ and inform him he is under arrest. Officer Birdsong handcuffs and searches ██████ While ██████ is being searched, Officer Baker speaks to an unidentified black male, who informs him that ██████ was offering to sell “squares”¹⁸ for \$0.50.¹⁹ ██████ is placed in the rear of a marked CPD vehicle and transported to the 004th District. The BWC does not depict ██████ removing or being told to remove any clothing at any time.²⁰

004th District Lockup²¹ footage depicts Officers Birdsong, Oehmen, and Baker escorting a fully clothed, handcuffed ██████ into Lockup at approximately 5:03 pm. ██████ is photographed, fingerprinted, and placed in a cell. ██████ is depicted removing his shirts while being processed and while he is in the cell, however ██████ is never depicted fully unclothed.

¹⁶ Relevant files are Birdsong – AXON_Body_2_Video_2018-07-25-1454; Gedraitis – 1 – AXON_Body_2_Video_2018-07-25_1454; Oehmen – 1 – AXON_Body_2_Video_2018-07-25_1453, Vaci – 1- AXON_Body_2_Video_2018-07-25_1454; and Baker – AXON_Body_2_Video_2018-07-25_1501 of Att. 25.

¹⁷ Relevant files are Gedraitis – 2 – AXON_Body_2_Video_2018-07-25_1501; Gedraitis – 3 – AXON_Body_2_Video_2018-07-25_1505; Oehmen – 2 – AXON_Body_2_Video_2018-07-25_1501; Vaci – 2 – AXON_Body_2_Video_2018-07-25_1501; and Baker – AXON_Body_2_Video_2018-07-25_1501 of Att. 25.

¹⁸ A term commonly used to refer to loose/individual cigarettes.

¹⁹ Relevant portion at 00:41 and 01:25 of Baker – AXON_Body_2_Video_2018-07-25_1501 of Att. 25.

²⁰ CPD did not provide any BWC footage from Officer Birdsong that depicted his interaction with ██████

²¹ Sgt. Skol, from CPD BIA, provided four camera angles for 004th District Lockup. Three of the angles depict ██████ actions. Sgt. Skol informed COPA that after reviewing the list of cameras in the 004th District, he did not locate any cameras outside of Lockup. Att. 28.

c. Documentary Evidence**i. First Incident**

██████████²² details that the Officers were looking for a heavy build black male wearing a white t-shirt who was selling loose cigarettes in the area when they observed ██████████ who was wearing a white t-shirt and blue jeans. The Officers stopped and detained ██████████ until it was confirmed that he was not the subject they were seeking. ██████████ was released. The report also details that ██████████ was not subjected to a pat down and was not issued an Investigatory Stop Receipt. Finally, the report details that ██████████ is a heavy build black male, standing approximately five feet eight inches (5'8") in height, weighing approximately two hundred ten pounds (210) with short black hair.

ii. Second Incident

██████████²³ details that the Officers were viewing POD footage when they observed ██████████ engage in two hand-to-hand transaction during which ██████████ received currency. After viewing ██████████ actions, the Officers located ██████████ in the same area he was depicted in the POD footage, conducted a street stop on ██████████ and arrested him for unauthorized transactions. ██████████ was transported to 004th District Lockup. While being processed, ██████████ was placed in an interview room, during which time he grabbed his personal cellular telephone and broke it by throwing it to the ground. Further, the arrest report details that ██████████ was wearing a white t-shirt and is a bald black male standing approximately five feet nine inches (5'9") tall, weighing approximately two hundred thirty pounds (230). Additionally, the report details that Officer Birdsong requested the POD footage related to ██████████ arrest.²⁴ Finally, the arrest report details that ██████████ was transported to the 004th District Station at 3:15 pm, escorted into Lockup for processing at 4:55 pm, and released at 10:36 pm.²⁵

An **Inventory Report**²⁶ details an opened package of Newport cigarettes, that were seized during ██████████ arrest.

GPS Reports²⁷ from Beats 461C²⁸ and 421²⁹ detail that both vehicles follow each other from E. 79th and S. Exchange to the 004th District without out stopping for any measurable time and clearly show neither vehicle stopping at the Walgreens located at 9148 S. Commercial Ave.

²² Att. 27.

²³ Att. 12.

²⁴ Birdsong's request for the POD footage is detailed in Att. 15.

²⁵ On September 24, 2018, ██████████ entered a deferred prosecution agreement for unauthorized transactions. Att. 61.

²⁶ Att. 35.

²⁷ Beat 461A (Officer Baker) did not have any GPS Data because he was in the same vehicle as Beat 461C.

²⁸ Beat 461C was vehicle 4784 and contained Officer Baker and the Officers. Att. 21.

²⁹ Beat 421 was vehicle 9639 and contained Officers Vaci and Gedraits. Att. 22.

VI. ANALYSIS

a. First Incident

COPA recommends a finding of **Sustained** for the allegations that the Officers failed to issue ██████ an Investigatory Stop Receipt and failed to properly document the pat down/search of ██████ in an ISR. Special Order S04-13-09, III(D)(1)(c) requires members to document the facts and circumstances of a pat down/search in an ISR. Additionally, Section VIII(A)(3), in part, states “[u]pon the completion of an Investigatory Stop that involves ... a pat down ... or any other search ... members are required to provide ... a completed Investigatory Stop Receipt.”

Here, it is undisputed that ██████ was detained, subjected to a pat down during an Investigatory Stop and was not issued an Investigatory Stop Receipt. Additionally, the BWC footage clearly depicts Officer Birdsong patting down ██████ during the detention. Further, Officer Birdsong admitted to patting down ██████ and failing to issue an Investigatory Stop Receipt. Finally, Officer Oehmen admitted to knowing that ██████ was patting down. Therefore, COPA determined that the Officers failed to properly detail the pat down of ██████ in their report and failed to provide him with an Investigatory Stop Receipt.

b. Second Incident

COPA recommends a finding of **Unfounded** for the allegations that the Officers unlawfully arrested ██████ and used his credit/debit card(s) for personal purchases at Walgreens. A peace officer may arrest a person when he or she has reasonable grounds to believe that the person has committed an offense.³⁰

Here, ██████ was witnessed on live POD footage exchanging cigarettes for cash. Additionally, when registering his complaint with COPA, ██████ admitted to passing out cigarettes prior to his arrest. Based on the Officers’ observations and ██████ own admission it was reasonable for the Officers to believe that ██████ was unlawfully selling loose cigarettes; therefore, the Officers’ decision to arrest ██████ was reasonable, lawful, and proper. Further, the GPS information for both CPD vehicles is conclusive and clear that neither vehicle stopped at Walgreens. Therefore, it would be highly improbable for the Officers to have used ██████ credit/debit card(s) for personal purchases at the Walgreens.

COPA recommends a finding of **Not Sustained** for the allegations that the Officers ordered ██████ to remove all his clothing and that they ignored his requests to use the bathroom. COPA was unable to locate any evidence, other than ██████ statement, to support these allegations. Additionally, COPA was unable to locate any evidence, other than the officers’ statements, that refute these allegations. Therefore, COPA is unable to determine if the alleged conduct occurred.³¹

³⁰ *Virginia v. Moore*, 553 U.S. 164 (2008) codified in 725 ILCS 5/107-2(1)(c).

³¹ COPA would note that ██████ time line does not match the information contained within his Arrest Report and Lockup footage; however, COPA understands that ██████ perception of time may have been skewed.

COPA recommends a finding of **Sustained** for the allegation that Officer Birdsong failed to capture his interaction with [REDACTED] on BWC. Special Order S03-14, III(A)(2)(b) requires Department members to activate a BWC as soon as practical for Investigatory Stops.

Here, it is undisputed that Officer Birdsong failed to activate his BWC during his Investigatory Stop of [REDACTED].³² Officer Birdsong's admission of his failure is supported by the lack of a BWC file detailing Officer Birdsong's interaction with [REDACTED]

VII. RECOMMENDED DISCIPLINE FOR SUSTAINED ALLEGATIONS

a. Officer Matthew Birdsong

i. Complimentary and Disciplinary History

1. **Complimentary:** 3 Department Commendations, 63 Honorable Mentions, 3 Complimentary Letters
2. **Disciplinary:** None

ii. Recommended Penalty, by Allegation

1. **Allegation No. 1:** Violation Noted
2. **Allegation No. 2:** Violation Noted

Officer Birdsong admitted that [REDACTED] was subjected to a pat down and took responsibility for failing to properly document the pat down on the ISR and issue [REDACTED] an Investigatory Stop Receipt. Additionally, Officer Birdsong's explanation is reasonable and indicates that this failure was likely an isolated incident that can be attributed, in part, to a desire to swiftly address [REDACTED] criminal activity.

3. **Allegation No. 7:** Violation Noted

Officer Birdsong admitted to failing to activate his BWC during his interaction with [REDACTED]. The explanation provided by Officer Birdsong was reasonable and leads COPA to believe this was likely an unintentional and an isolated incident. Additionally, the lack of BWC footage from Officer Birdsong in no way impacted this investigation.

³² COPA would note that although Officer Birdsong did not active his BWC for his interaction with [REDACTED] the lack of footage in no way impacted this investigation.

b. Officer Christopher Oehmen

i. Complimentary and Disciplinary History

1. **Complimentary:** 1 Department Commendation, 14 Honorable Mentions
2. **Disciplinary:** 1 Reprimand for Preventable Accident

ii. Recommended Penalty, by Allegations

1. **Allegation No. 1:** Violation Noted
2. **Allegation No. 2:** Violation Noted

Officer Oehmen admitted that [REDACTED] was subjected to a pat down and took responsibility for failing to properly document the pat down on the ISR and issue [REDACTED] an Investigatory Stop Receipt. Additionally, Officer Oehmen explained that he did not complete or review the ISR.

VIII. CONCLUSION

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

Officer	Allegation	Finding / Recommendation
Officer Matthew Birdsong	<p>First Incident:</p> <ol style="list-style-type: none"> 1. Failed to provide Mr. [REDACTED] with an Investigatory Stop Receipt, in violation of Rule 6. 2. Failed to properly document a pat down/search of Mr. [REDACTED] on an Investigatory Stop Report, in violation of Rule 6. <p>Second Incident:</p> <ol style="list-style-type: none"> 3. Unlawfully arrested Mr. [REDACTED] in violation of Rule 1. 4. Used Mr. [REDACTED] debit/credit card for personal purchases at Walgreens, in violation of Rule 2. 	<p>Sustained / Violation Noted.</p> <p>Sustained / Violation Noted.</p> <p>Unfounded.</p> <p>Unfounded.</p>

	<p>5. Ordered Mr. [REDACTED] to remove his clothing without justification, in violation of Rules 6.</p> <p>6. Ignored Mr. [REDACTED] requests to use the restroom, in violation of Rule 8.</p> <p>7. Failed to capture the interaction with Mr. [REDACTED] on Body Worn Camera, in violation of Rule 6.</p>	<p>Not Sustained.</p> <p>Not Sustained.</p> <p>Sustained / Violation Noted.</p>
<p>Officer Christopher Oehmen</p>	<p>First Incident</p> <p>1. Failed to provide Mr. [REDACTED] with an Investigatory Stop Receipt, in violation of Rule 6.</p> <p>2. Failed to properly document a pat down/search of Mr. [REDACTED] on an Investigatory Stop Report, in violation of Rule 6.</p> <p>Second Incident</p> <p>3. Unlawfully arrested Mr. [REDACTED] in violation of Rule 1.</p> <p>4. Used Mr. [REDACTED] debit/credit card for personal purchases at Walgreens, in violation of Rule 2.</p> <p>5. Ordered Mr. [REDACTED] to remove his clothing without justification, in violation of Rules 6.</p> <p>6. Ignored Mr. [REDACTED] request to use the restroom, in violation of Rule 8.</p>	<p>Sustained / Violation Noted.</p> <p>Sustained / Violation Noted.</p> <p>Unfounded.</p> <p>Unfounded.</p> <p>Not Sustained.</p> <p>Not Sustained.</p>

Approved: [REDACTED]

Angela Hearts-Glass
Deputy Chief Administrator – Chief Investigator

Date 12-18-18

Appendix A

Assigned Investigative Staff

Squad#:	9
Investigator:	Garrett Schaaf
Supervising Investigator:	Sharday Jackson
Deputy Chief Administrator:	Angela Hearts-Glass

