

SUMMARY REPORT OF INVESTIGATION¹**I. EXECUTIVE SUMMARY**

Date of Incident:	Unknown Date in January 2014
Time of Incident:	Unknown
Location of Incident:	████████████████████████████████████████
Date of Incident:	Unknown Date Between January 1, 2014, and April 30, 2016
Time of Incident:	Unknown
Location of Incident:	████████████████████████████████████████
Date of Incident:	Unknown Date in July 2015
Time of Incident:	Unknown
Location of Incident:	Munson Marine, 501 E. Grand Avenue, Fox Lake, Illinois
Date of Incident:	October 10, 2015
Time of Incident:	2:58 p.m.
Location of Incident:	Vicinity of Volo Village Road and West Belvedere Road 120. Lakemoor County, Illinois
Date of Incident:	Unknown Dates Between January 1, 2014, and June 30, 2016,
Time of Incident:	Unknown
Location of Incident:	Various Locations
Date of COPA Notification:	July 18, 2016
Time of COPA Notification:	11:10 a.m.

██████████ dated Officer Radelescu for approximately five years, from 2011 through 2016. Ms. ██████████ stated that their relationship changed in 2014 when Officer Radelescu began to occasionally verbally and physically abuse her. Specifically, Ms. ██████████ alleged that on an unknown date in January 2014, Officer Radelescu pulled her by the neck and into his vehicle through an open window and grabbed her by the arms and pulled her. She further alleged that alleged that on an unknown date between 2014 and April 30, 2016, he restrained ██████████ by lying on top of her and/or holding her hands down. She also alleged that on an unknown date

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.

in July 2015, the accused grabbed her by the neck. Furthermore, it is alleged that on October 10, 2015, Officer Radelescu grabbed Ms. [REDACTED] by the neck and pulled her as he drove his vehicle. Finally, it is alleged that on various dates between 2014 and June 2016 the accused was verbally abusive in that he used the word, “bitch” and called Ms. [REDACTED] derogatory names such as “whore slut, piece of shit.” COPA finds that the allegations are Sustained in part and recommends a 20-day suspension and anger management.

II. INVOLVED PARTIES

Involved Officer #1:	Mihai Radelescu, Star #9987, Employee # [REDACTED], DOA: January 3, 2005; Field Training Officer/Police Officer, Unit 018, DOB: [REDACTED], 1975, Male, White.
Involved Individual #1:	[REDACTED] DOB: [REDACTED], 1970, Female, White.

III. ALLEGATIONS

Officer	Allegation	Finding / Recommendation
Officer Mihai Radelescu	1. It is alleged that on an unknown date in January 2014, on the street in the vicinity of [REDACTED] the accused pulled [REDACTED] by the neck into his vehicle through an open window, in violation of Rules 8 and 9.	Sustained /20 days and Anger Management
	2. It is alleged that on an unknown date in January 2014, inside the residence hallway at [REDACTED] the accused grabbed [REDACTED] by the arms and pulled her, in violation of Rules 8 and 9.	Not Sustained
	3. It is alleged that on an unknown date between 2014 and April 30, 2016, inside the residence at [REDACTED], the accused restrained [REDACTED] by lying on top of her and/or holding her hands down., in violation of Rules 8 and 9.	Not Sustained
	4. It is alleged that on an unknown date in July 2015, at an unknown location, while traveling to Munson Marine, 501 E. Grand Avenue, Fox Lake, Illinois, the accused grabbed [REDACTED]	Not Sustained

<p>██████████ by the neck, in violation of Rules 8 and 9.</p>	
<p>5. It is alleged that on October 10, 2015, at approximately 2:58 p.m., in the vicinity of Volo Village Road and West Belvedere Road 120, the accused grabbed ██████████ by the neck and pulled her as he drove his vehicle and pushed her against the window in violation of Rules 8 and 9.</p>	<p>Sustained /20 days and Anger Management</p>
<p>6. It is alleged that on various dates between 2014 and June 30, 2016, at various times, at various locations, the accused was verbally abusive in that he used the word, “bitch” and called ██████████ derogatory names such as “whore, slut, piece of shit” in violation of Rules 8 and 9.</p>	<p>Not Sustained</p>

IV. APPLICABLE RULES AND LAWS

Rule 8: Disrespect or maltreatment of any person, while on or off duty.

Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.

V. INVESTIGATION

a. Interviews

In an interview with IPRA on July 19, 2016, ██████████ stated that she dated Officer Mihai Radelescu for approximately five years, from 2011 through 2016. In 2015, Ms. ██████████ learned that Officer Radelescu married someone else but continued their dating relationship. Ms. ██████████ terminated her relationship with Officer Radelescu in June 2016, upon returning from vacationing with him in Florida.

Ms. ██████████ stated that Officer Radelescu was not physically abusive to her until an unknown date in January 2014. On this date, Officer Radelescu was due to pick up Ms. ██████████ and her niece, ██████████ (hereafter referred to as Ms. ██████████³ from Ms. ██████████ residence, located at ██████████ Chicago Illinois, so they could all go to the gym together. Ms. ██████████

² Att. 6, 8, 19.

³ It should be noted that Ms. ██████████ stated ██████████ last name was ██████████, but upon speaking with ██████████ she informed us that her last name is ██████████

could not reach Officer Radelescu, who finally arrived an hour and a half late. Ms. [REDACTED] was on the sidewalk outside the residence when Officer Radelescu arrived, and they argued over his tardiness. Ms. [REDACTED] stated that Officer Radelescu pulled her by the neck into his car through the rolled down window. Ms. [REDACTED] clarified that she was not sure exactly what part of her body he grabbed as he pulled her into the car, but it was most likely her neck. Ms. [REDACTED] was consistent that she was pulled into the car by Officer Radelescu. Ms. [REDACTED] stated that her head and torso were inside the car while her lower body remained outside the car window.

Ms. [REDACTED] stated that she was angry and extracted herself from the vehicle. Ms. [REDACTED] stated that someone must have called 911 because an unknown sergeant and officers showed up a few minutes later.⁴ The sergeant spoke with both of them and Officer Radelescu told him that they were just “horsing around.”⁵ The sergeant and officers left. Ms. [REDACTED] stated that she did not recall speaking with the police independent of Officer Radelescu and that she may have agreed that they were just playing around so Officer Radelescu would not get into trouble. Officer Radelescu and Ms. [REDACTED] then went inside the hallway of [REDACTED] where Officer Radelescu grabbed Ms. [REDACTED] by the arms and pulled on her. Ms. [REDACTED] stated that she was “mad and shocked” that Officer Radelescu grabbed her and pulled her into the car.⁶ Ms. [REDACTED] was crying when Officer Radelescu grabbed her arms and added that she thought he might have done so to calm her down. Ms. [REDACTED] stated they then went to the gym.

Ms. [REDACTED] stated Officer Radelescu gradually became more physically violent towards her after January 2014 when she questioned him about his whereabouts and why he did not take her calls. Between January 2014 and April 2016, Officer Radelescu often restrained her when she probed him about his behavior. At times, Officer Radelescu would lie on top of Ms. [REDACTED] who is claustrophobic, restraining her with his dead weight or holding her arms down. Ms. Radelescu recalled an incident on an unknown date in April 2016 when Officer Radelescu laid on top of her and used his body weight to restrain her, making her feel as if she could not breathe.

Ms. [REDACTED] stated that on an unknown date in July 2015, she was a passenger in Officer Radelescu’s car as they drove through Lakemoor, Illinois, on their way to Munson Marine. While in the vehicle, they had a verbal argument over Officer Radelescu’s continued evasive behavior. Officer Radelescu grabbed Ms. [REDACTED] neck as he drove. Ms. [REDACTED] exited the car to get away from Officer Radelescu, who continued to drive down the street after her. As Officer Radelescu ordered Ms. [REDACTED] back in the vehicle, Lakemoor Police arrived and asked what was going on. Ms. [REDACTED] related that she told the officers that she was just upset and getting some air. She told them this so Officer Radelescu would not get in trouble and could get to work on time. Ms. [REDACTED] had no information regarding the exact location of this incident.

On October 10, 2015, Ms. [REDACTED] was again a passenger in Officer Radelescu’s vehicle driving through Lakemoor, Illinois on their way to Munson Marine. Ms. [REDACTED] related that the two were arguing but could not specifically recall what the argument was about. She related that

⁴ The Chicago Police Department only retains GPS data for ninety days. Ms. [REDACTED] did not report this January 2014 incident until July 19, 2016, two and a half years after it was alleged to occur. GPS Data was unavailable to corroborate Ms. [REDACTED] account.

⁵ Att. 19 at 8.

⁶ Id. at 11.

she was most likely questioning him about his disappearances and behavior because that was the only time that they ever argued. As they neared Munson Marine, Officer Radelescu grabbed the back of her neck and pulled her toward him as he drove. Ms. ██████ tried to get away from him and told him to keep his hands off her, but he continued pulling her towards him with his hand on the back of her neck. Ms. ██████ was concerned that Officer Radelescu would cause an accident. Ms. ██████ exited the vehicle as soon as they arrived at Munson Marine. The Lakemoor Police pulled up immediately.

The Lakemoor Police Officer, now known as Lakemoor Detective Richard Reece, told them there was a 911 call and asked what was going on. Officer Radelescu told him that they were just playing around. Ms. ██████ did not remember many details of the interaction but did remember Detective Reece asking, “So how were you wrestling? We got several calls on you. How were you wrestling?”⁷ Ms. ██████ agreed with Officer Radelescu when he said that they were just playing around. Ms. ██████ thought that the officer might have asked for their IDs, but she was not sure. When asked if she was visibly upset, Ms. ██████ stated that she was not sure but assumed she was. Ms. ██████ stated that she noted the incident and police car in her telephone. She later requested a copy of the 911 call from the Lakemoor Police Department. Ms. ██████ also tried to get documentation of the July 2015 incident from the Lakemoor Police Department but there was no record available.

When asked if she had any injuries or bruising from any incidents with Officer Radelescu, Ms. ██████ stated that the two sometimes wrestled playfully and she received bruises from that. However, she stated that Officer Radelescu would not leave marks if he intentionally wanted to hurt her. Ms. ██████ also indicated that an old mark on her right arm was from Officer Radelescu but she did not know how or when she obtained it, offering that it might have occurred while wrestling in April 2016. Ms. ██████ never sought medical treatment. Ms. ██████ stated that she confronted Officer Radelescu regarding his escalating abuse of her after the July 2015 incident, and warned him that he would not keep getting away with it. Ms. ██████ stated that Officer Radelescu’s behavior changed, and he treated her better. However, Officer Radelescu continued to be verbally abusive in that he called Ms. ██████ derogatory names such as “whore, slut” and piece of shit.”^{8 9}

In a telephone call with Investigator Goodwin on September 14, 2016, witness ██████ stated that she is not related to Ms. ██████ by blood but considers her an aunt because Ms. ██████ is best friends with Ms. ██████ mother, ██████. Ms. ██████ stated that she knows Officer Radelescu as the on again/off again boyfriend of Ms. ██████ but has only socialized with him a few times. In January 2014, while home from college, Ms. ██████ went to the gym with Ms. ██████ and Officer Radelescu approximately four times. Ms. ██████ did not observe anything violent occur between Officer Radelescu and Ms. ██████ and did not observe any incident between them outside her residence in January 2014. On the unknown date in January 2014 when Ms. ██████ and Officer Radelescu had an argument outside, Ms. ██████ was inside

⁷ Id. at 22.

⁸ Id. at 31.

⁹ Ms. ██████ also stated that she was receiving harassing telephone calls from Officer Radelescu. This allegation was recorded under Rd #H331010 and investigated by COPA under Log #1082468.

¹⁰ Att. 18

the apartment with the shades drawn. Ms. ██████ did not know anything about Officer Radelescu pulling Ms. ██████ into his car or the police stopping them. Ms. ██████ added that Ms. ██████ and Officer Radelescu had a very volatile relationship and often screamed at each other. Ms. ██████ stated that she observed Officer Radelescu put his arms around Ms. ██████ to comfort her on an unknown date in 2013. She recalled that this action upset Ms. ██████ but Ms. ██████ did not find it abusive or violent, describing it as a “let’s hug it out motion.”¹¹ This action was irritating to Ms. ██████ who felt that Officer Radelescu should have listened to Ms. ██████. In 2013, Ms. ██████ observed bruises on Ms. ██████ arms that Ms. ██████ stated were from “playing around and wrestling”¹² with Officer Radelescu. Ms. ██████ stated that she thought nothing of the it because Ms. ██████ and Officer Radelescu were always playing around, touching and grabbing each other, and wrestling.

In a telephone interview with Investigator Goodwin on September 16, 2016, **Lakemoor Police Detective Richard Reece**¹³ stated that he was a Lakemoor Police Officer for over thirteen years. Detective Reece stated that on October 10, 2015, he responded to a domestic call in the parking lot of Munson Marine. Detective Reece encountered an unknown male and female, now known as Officer Radelescu and Ms. ██████ outside of a grey Chrysler with dealer plates. Detective Reece recalled that they were both well dressed, Ms. ██████ in a dress and heels and Officer Radelescu in a suit. Detective Reece found them to be “an odd couple” who did not look like they belonged together and were strangely dressed for going to look at a boat.¹⁴ Detective Reece also recalled that Officer Radelescu was very physically fit and wore a gold chain.

Detective Reece told them that 911 was called about a domestic incident between the two of them. Officer Radelescu identified himself as a Chicago Police Officer and denied any violence between himself and Ms. ██████. Officer Radelescu stated that he and Ms. ██████ were “playing around.”¹⁵ Ms. ██████ corroborated his account, adding that they were “pinching each other’s nipples” as they drove.¹⁶ Ms. ██████ denied that she was struck or a victim of domestic violence. Ms. ██████ did not have any visible injuries and did not complain of any injuries.

According to Detective Reece, no paperwork or report was generated because Ms. ██████ denied that there was abuse and did not have any injuries. Detective Reece estimated that he spoke with Ms. ██████ and Officer Radelescu for approximately five minutes before he left Munson Marine. Detective Reece did not speak with or interact with the anonymous 911 caller. Detective Reece related that this incident was memorable because of the comment made about nipple pinching and Lakemoor is a very small community with few incidents.

In a telephone call on September 22, 2016, the **Anonymous 911 Caller**¹⁷ refused to provide his name to IPRA and wished to remain anonymous. However, the Anonymous Caller confirmed his telephone number and that he made the 911 call to the Lakemoor Police Department on October

¹¹ Id.

¹² Id.

¹³ Att. 15

¹⁴ Id.

¹⁵ Id.

¹⁶ Id.

¹⁷ Att. 46

10, 2015 to report that he saw a man driving while hitting a woman, that is pushing on her head, as she appeared to yell and resist. The Anonymous Caller stated that he called 911 so that there would be record of the incident and stated that he stood by what he reported in the 911 call.

In a statement on May 11, 2017, **Officer Mihai Radelescu**¹⁸ stated that he began dating Ms. ██████ in 2013 and was also dating his now wife, ██████. Officer Radelescu described his relationship with Ms. ██████ as on-again/off-again, explaining that he would stay with Ms. ██████ as he tried to work out issues with his wife. Officer Radelescu stated that he continued in the relationship with Ms. ██████ partly because she threatened him by stating that she would make trouble for him with the Chicago Police Department. Officer Radelescu stated that while this behavior started in 2013, he did not notify the Department until the end of 2016 when he wrote an Informational Report. Officer Radelescu did not retain a copy of this report.

Officer Radelescu stated that on an unknown date in January 2014, Ms. ██████ discovered that he had married ██████. Officer Radelescu drove to ██████ and observed Ms. ██████ outside on the street. Ms. ██████ yelled at him, drawing attention to the scene. Officer Radelescu denied pulling Ms. ██████ into the car by the neck. However, he admitted to placing his hand on the back of Ms. ██████ neck as she was leaning into the car and pulling her towards him in an effort to calm her down and get her “attention.”¹⁹ When asked if Ms. ██████ objected to his putting his hand on her neck, Officer Radelescu said that she did not object to his hand on her neck but stated, “No, you’re not going to get away with this.”²⁰ Officer Radelescu exited the vehicle and they continued to argue.

Officer Radelescu stated the police arrived on scene, and he did not recall a sergeant being there but recalled the officers spoking with Ms. ██████. No paperwork was generated, and the officers left. Officer Radelescu stated that he did not recall ██████ at all and that she was not present for this incident. Officer Radelescu stated that he did go inside the residence at ██████ after the argument on the street but denied pulling Ms. ██████ by her arms. Officer Radelescu stated that Ms. ██████ was very upset and sent him a card apologizing for her actions following the argument.

Officer Radelescu denied restraining Ms. ██████ by using his bodyweight on top of her or holding her hands down. Officer Radelescu stated that he did use restraints with Ms. ██████ at her request during consensual sexual activity. Officer Radelescu also stated that he would give Ms. ██████ bear hugs by wrapping his arms around her and hugging her tight, adding that she enjoyed these. Officer Radelescu stated that he had cards and letters from Ms. ██████ in which she referenced these hugs.

Officer Radelescu related that in the summer of 2015, he made trips to Munson Marine and Ms. ██████ often accompanied him, even though they were arguing a lot in July 2015. According to Officer Radelescu, Ms. ██████ was often angry that he was married and had not divorced his wife to be with her. During one trip on an unknown date, Ms. ██████ became irate and slapped him. Officer Radelescu asked her to exit his vehicle because he did not want to fight. Officer

¹⁸ Att. 28, 44

¹⁹ Att. 44, Pg. 28, Ln. 3.

²⁰ Att. 44, Pg. 26, Lns. 6-7.

Radelescu pulled over, and Ms. [REDACTED] exited the vehicle and yelled at him from the sidewalk. Officer Radelescu, who was unsure where or what town this occurred in, stated that Ms. [REDACTED] calmed down and re-entered his vehicle when police stopped them and questioned them. Ms. [REDACTED] corroborated Officer Radelescu's account to the police and the police left.²¹

Officer Radelescu stated that on October 10, 2015, he and Ms. [REDACTED] went Munson Marine. Officer Radelescu did not know what vehicle he was driving that day and at first appeared to have no recall of this incident, stating that they were probably arguing. Upon being read the transcript of the anonymous 911 Call to Lakemoor Police, Officer Radelescu stated that nothing physical happened between them and that he did not know why an anonymous person would call to report that there was a domestic going on inside their vehicle. Officer Radelescu stated that they were stopped by the police near Munson Marine, but he did not remember exactly what had happened between them other than an argument. Officer Radelescu offered that Ms. [REDACTED] might have punched or slapped him, but he was not sure. Officer Radelescu stated that no report was made and did not recall if he identified himself as a Chicago Police Officer. He did not remember if Ms. [REDACTED] told Detective Reece that they were pinching each other's nipples. When asked if he abused Ms. [REDACTED] Officer Radelescu stated repeatedly that he could not remember, eventually stating that they could have been playing around and that the 911 caller misinterpreted their playfulness for physical abuse. Officer Radelescu finally stated that he did not physically abuse Ms. [REDACTED]

During his statement, Officer Radelescu also repeatedly stated that he was forced to remain with Ms. [REDACTED] because she threatened to make trouble at his job and harassed his wife and himself by sending fake letters from his ex-girlfriend, coming to their residence, and sharing intimate photographs. When asked why he did not report this harassment, earlier, Officer Radelescu again stated that he submitted a report to the Department in 2016. Officer Radelescu stated that he ultimately ended the relationship with Ms. [REDACTED] in April 2016 and that there had been no further contact with her.

b. Documentary Evidence

The **911 Call**²² from the Lakemoor Police Department documented that a male caller called 911 on October 10, 2015, at approximately 2:58 p.m. from [REDACTED]. The caller reported a domestic disturbance between a man and a woman inside a grey Chrysler, Illinois dealer license plate number [REDACTED]. The vehicle pulled into Munson Marine and the caller stated that he was not going to follow them but would stay in the area. The caller stated, "Uh, I saw 'em like hitting her like pushing her head against the window and like her screaming and resisting and what not."²³ The caller described the male as wearing a black suit and tie. The caller stated that the male exited the vehicle and was outside the car yelling at the female who walked away before sitting down on the grass. The caller requested to remain anonymous and then terminated his call after stating that the Lakemoor Police had arrived and were speaking to woman.

²¹ The Lakemoor Police Department could not provide any documentation of this incident.

²² Att. 10, 14.

²³ Att. 14 at 4.

Lakemoor Police Department Law Incident #2015P348155²⁴ documented that the 911 call was received on October 10, 2015 at 2:58 p.m. and was dispatched at 3:00 p.m. The Lakemoor Police, now known as Detective Reece, arrived at 3:02 p.m. Both Officer Radelescu's license and Ms. ██████████ licenses were run by Officer Reece. The incident was coded out at 3:09 p.m. as closed by Detective Reece because "Driver and Passenger Engaging in Adult Behavior While Driving North on 12."²⁵

c. Additional Evidence

A photocopy of an **undated card**²⁶ was submitted by Officer Radelescu at the time of his statement on May 17, 2017. Officer Radelescu indicated this card was from Ms. ██████████ and the card is signed, ██████████" The contents of the card reflect that the author declared her love for Officer Radelescu and apologized for not being there for him and yelling at him on an unknown date.

Officer Radelescu also submitted a **letter**²⁷ sent multiple times during the summer of 2016 that was from "██████████," the ex-girlfriend of Officer Radelescu, which he suspected Ms. ██████████ of sending. The letter appears to be intended for Officer Radelescu's wife and details the sender's relationship with him and encourages her to divorce him.

VI. LEGAL STANDARD

For each Allegation COPA must make one of the following findings:

1. Sustained - where it is determined the allegation is supported by a preponderance of the evidence;
2. Not Sustained - where it is determined there is insufficient evidence to prove the allegations by a preponderance of the evidence;
3. Unfounded - where it is determined by clear and convincing evidence that an allegation is false or not factual; or
4. Exonerated - where it is determined by clear and convincing evidence that the conduct described in the allegation occurred, but it is lawful and proper.

A **preponderance of evidence** can be described as evidence indicating that it is **more likely than not** that the conduct reviewed complied with Department policy. *See Avery v. State Farm Mutual Automobile Insurance Co.*, 216 Ill. 2d 100, 191 (2005), (a proposition is proved by a preponderance of the evidence when it has found to be more probably true than not). If the evidence gathered in an investigation establishes that it is more likely that the conduct complied with Department policy than that it did not, even if by a narrow margin, then the preponderance of the evidence standard is met.

²⁴ Att. 17.

²⁵ Att. 17 at 3.

²⁶ Att. 27.

²⁷ Att. 34.

Clear and convincing evidence is a higher standard than a preponderance of the evidence but lower than the "beyond-a-reasonable doubt" standard required to convict a person of a criminal offense. See *e.g.*, *People v. Coan*, 2016 IL App (2d) 151036 (2016). Clear and Convincing can be defined as a "degree of proof, which, considering all the evidence in the case, produces the firm and abiding belief that it is highly probable that the proposition . . . is true." *Id.* at ¶ 28.

VII. ANALYSIS

COPA finds **Allegation #1**, that on an unknown date in January 2014, on the street in the vicinity of ██████████ Accused Officer Mihai Radelescu pulled ██████████ by the neck into his vehicle through an open window is **Sustained**. Ms. ██████████ stated that Officer Radelescu pulled her into his car through the rolled down window. Ms. ██████████ was unsure of how she was pulled into the car but believed it was by her neck. ██████████ stated that she did not observe this, but she was in the house at the time that this incident was occurring on the street. Officer Radelescu denied pulling Ms. ██████████ into the car by her neck, but admitted that he placed his hand on the back of her neck to calm her down. Officer Radelescu also stated that he grabbed Ms. ██████████ neck to get her attention."²⁸ COPA finds it more likely than not that Officer Radelescu is minimizing his behavior. The preponderance of evidence indicates that this allegation most likely occurred as alleged and it is Sustained.

COPA finds **Allegation #2**, that on an unknown date in January 2014, inside the residence hallway at ██████████ Officer Radelescu grabbed ██████████ by the arms and pulled on her is **Not Sustained**. In her statement, Ms. ██████████ stated that Officer Radelescu grabbed her arms but may have done so to calm her. There were no witnesses to this incident. Ms. ██████████ stated that she was inside the apartment and did not witness this incident. Officer Radelescu denied this allegation. Ms. ██████████ did not sustain any injuries from this incident. Thus, there is insufficient evidence to determine if this allegation occurred as alleged and it is Not Sustained.

COPA finds that **Allegation #3**, that on unknown dates between 2014 and April 2016, inside the residence at ██████████ #2, Officer Radelescu restrained Ms. ██████████ by lying on top of her and/or holding her hands down is **Not Sustained**. Ms. ██████████ was unable to provide more specific detail regarding these incidents that might reveal additional evidence for corroboration. Officer Radelescu denied this allegation, stating that the only occasions on which he restrained Ms. ██████████ was at her request during consensual sexual activity. Officer Radelescu also stated that he and Ms. ██████████ enjoyed bear hugs and they would often hug each other. Ms. ██████████ also stated that she observed Ms. ██████████ and Officer Radelescu touching each other often and playing around. Ms. ██████████ admitted that they did wrestle on occasion. Without more specific information or corroboration, there is insufficient evidence to determine if this allegation occurred as alleged, and it is Not Sustained.

COPA finds that **Allegation #4**, that on an unknown date in July 2015, at an unknown location while traveling to Munson Marine, 501 E. Grand Avenue, Fox Lake, Illinois, the accused grabbed Ms. ██████████ by the neck is **Not Sustained**. There are no witnesses to this incident and no record of police involvement was located. Officer Radelescu denied the allegation. Ms.

²⁸ Att. 44, Pg. 28, Ln. 3.

██████ did not report injuries or medical attention. Thus, there is insufficient evidence available to determine if this allegation did or did not occur as alleged, and it is Not Sustained.

COPA finds that **Allegation #5**, that on October 10, 2015, at approximately 2:58 p.m. in the vicinity of Volo Village Road and West belvedere Road 120, the accused grabbed ██████ by the neck and pulled her as he drove his vehicle, and also pushed her against the window is **Sustained**. Ms. ██████ related that Officer Radelescu grabbed the back of her neck and pulled her toward him as he drove. She tried to get away from him, but he continued pulling her towards him with his hand on the back of her neck. Ms. ██████ was concerned that Officer Radelescu would cause an accident. Ms. ██████ exited the vehicle as soon as they arrived at Munson Marine. Officer Radelescu denied the allegation, stating that he and Ms. ██████ were playing around, which she told Detective Reece. Detective Reece stated he remembered Ms. ██████ stating that they were playing around and pinching each other's nipples. However, Ms. ██████ stated to investigators that she corroborated Officer Radelescu's account so he would not get in trouble. COPA finds that it is likely that a domestic violence victim speaking to the police with her abuser present may corroborate his innocent account of the incident to avoid him getting in trouble. Moreover, the anonymous 911 caller reported in real time on October 10, 2015 that, "Uh, I saw 'em like hitting her like pushing her head against the window and like her screaming and resisting and what not."²⁹ The caller further stated that once they arrived at the Marine, the male was yelling at the woman. He corroborated Ms. ██████ account further stating the male was the driver of the car and that the woman exited the vehicle and was walking away. COPA finds that the anonymous call is persuasive and credible. Therefore, based on the preponderance of the evidence, this allegation is Sustained.

Finally, COPA finds **Allegation #6**, that on various dates between 2014 and June 30, 2016, at various times, at various locations, Officer Radelescu was verbally abusive, in that he used the word, "bitch" and called ██████ derogatory names such as "whore, slut, piece of shit" is **Not Sustained**. There are no witnesses to this verbal abuse. Officer Radelescu denied this allegation. Thus, there is insufficient evidence available to determine if this allegation did or did not occur as alleged.

VIII. RECOMMENDED DISCIPLINE FOR SUSTAINED ALLEGATIONS

a. Officer Mihai Radelescu, #9987, Employee #██████

i. Complimentary and Disciplinary History

1. **Complimentary:** 1 Presidential Election Award, 1 Physical Fitness Award, 2 Attendance Awards, 22 Honorable Mentions, 4 Department Commendations, 3 Complimentary Letters, 1 NATO Summit Award, 1 Crime Reduction Award
2. **Disciplinary:** 3 Reprimands for Preventable Accidents

²⁹ Att. 14 at 4.

ii. Recommended Penalty, by Allegation

1. Allegation No. 1

This investigation determined that Officer Radelescu pulled Ms. [REDACTED] by the neck on an unknown date in January 2014. Officer Radelescu admitted that he put his neck on the back of Ms. [REDACTED] neck as she leaned into the vehicle but denied the allegation as alleged. Officer Radelescu’s behavior shows repeated instances of physical abuse. Therefore, COPA recommends a 20-day suspension and anger management.

2. Allegation #5

This investigation determined that Officer Radelescu grabbed [REDACTED] by the neck and pulled her on October 10, 2015. Officer Radelescu denied this incident. However, Ms. [REDACTED] account was corroborated by an anonymous 911 caller. Officer Radelescu’s behavior shows repeated instances of physical abuse. Therefore, COPA recommends a 20-day suspension and anger management.

IX. CONCLUSION

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

Officer	Allegation	Finding / Recommendation
Officer Mihai Radelescu	1. It is alleged that on an unknown date in January 2014, on the street in the vicinity of [REDACTED] the accused pulled [REDACTED] by the neck into his vehicle through an open window, in violation of Rules 8 and 9.	Sustained /20 days and Anger Management
	2. It is alleged that on an unknown date in January 2014, inside the residence hallway at [REDACTED] the accused grabbed [REDACTED] by the arms and pulled her, in violation of Rules 8 and 9.	Not Sustained
	3. It is alleged that on an unknown date between 2014, and April 30, 2016, inside the residence at [REDACTED], the accused restrained [REDACTED] by lying on top of her and/or holding her hands down., in violation of Rules 8 and 9.	Not Sustained
	4. It is alleged that on an unknown date in July 2015, at an unknown location, while traveling to Munson Marine, 501 E. Grand Avenue, Fox Lake, Illinois, the accused grabbed [REDACTED]	Not Sustained

<p>██████████ by the neck, in violation of Rules 8 and 9.</p>	
<p>5. It is alleged that on October 10, 2015, at approximately 2:58 p.m., in the vicinity of Volo Village Road and West Belvedere Road 120, the accused grabbed ██████████ by the neck and pulled her as he drove his vehicle and pushed her against the window in violation of Rules 8 and 9.</p>	<p>Sustained /20 days and Anger Management</p>
<p>6. It is alleged that on various dates between 2014, and June 30, 2016, at various times, at various locations, the accused was verbally abusive in that he used the word, “bitch” and called ██████████ derogatory names such as “whore, slut, piece of shit.”</p>	<p>Not Sustained</p>

Approved:

██████████

December 28, 2019

Andrea Kersten
Deputy Chief Administrator – Chief Investigator

Date

Appendix A

Assigned Investigative Staff

Squad#:	9
Investigator:	Jeanne Alyse Goodwin, #64
Supervising Investigator:	Sharday Jackson
Deputy Chief Administrator:	Andrea Kersten