

SUMMARY REPORT OF INVESTIGATION¹

Date/Time/Location of Incident:	February 18, 2017/8:50 PM/2711 W. Polk St.
Date/Time of COPA Notification:	February 19, 2017/5:49 PM
Involved Officer #1:	Matthew Patruno, Star #18814, Employee ID # [REDACTED] Date of Appointment: November 24, 2014, Police Officer, 11th District, Date of Birth: [REDACTED], 1988, Male, White
Involved Individual #1:	[REDACTED] Date of Birth: [REDACTED], 1996, Male, Black
Case Type:	Excessive Force

I. ALLEGATIONS

Officer	Allegation	Finding
Officer Patruno	1. Handcuffed [REDACTED] despite him stating he could not be cuffed due to disability on his right wrist, in violation of Rule 8.	Not Sustained
	2. Told [REDACTED] words to the effect of "put your fucking hands behind your back," in violation of Rule 2 and Rule 8.	Not Sustained
	3. Kneed [REDACTED] in the back, in violation of Rule 6 and Rule 9.	Not Sustained
	4. Grabbed [REDACTED] by the hair, in violation of Rule 6, Rule 8, and Rule 9.	Not Sustained
	5. Pushed [REDACTED] head into the ground five times, in violation of Rule 6 and Rule 9.	Not Sustained
	6. Pulled on [REDACTED] handcuffs, causing the cuffs to cut his wrist, in violation if Rule 6 and Rule 9.	Not Sustained

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.

7. Failed to complete a Tactical Response Report (TRR), in violation of Rule 6.	Not Sustained
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II. SUMMARY OF EVIDENCE²

On February 18, 2017, the complainant, [REDACTED] and his brother, [REDACTED] were arrested. [REDACTED] alleged that the arresting officer, Officer Matthew Patrino, took him to the ground and handcuffed him causing pain after [REDACTED] told the officer he had a previous injury. After reviewing available documents and conducting interviews, COPA recommends the allegations be Not Sustained. COPA's findings are further discussed in the Analysis portion of this report.

COPA reviewed all relevant reports including arrest reports, original case incident report, case supplementary report, inventory sheets, event query reports obtained from OEMC, criminal dockets obtained from the Cook County Clerk of the Circuit Court, and documents identified from [REDACTED] Federal Civil Lawsuit. Additionally, COPA obtained and reviewed [REDACTED] medical records. COPA conducted interviews with the complainant [REDACTED] and accused Officer Patrino. COPA was not able to conduct an interview with [REDACTED] despite attempts to contact [REDACTED]. No digital evidence was available to COPA as the 11th District was not assigned Body Worn Camera until June 5, 2017. Officer Patrino did not complete a Tactical Response Report (TRR).

III. ANALYSIS AND CONCLUSION

All allegations against Officer Patrino are Not Sustained. There is not enough evidence to determine whether the events occurred in the manner alleged by [REDACTED]. Since COPA cannot determine if Officer Patrino used force against [REDACTED] it cannot be determined whether Officer Patrino should have completed a TRR.

[REDACTED] told COPA that Officer Patrino grabbed his head, slammed his face in the ground, and caused his nose to break. In his civil complaint, [REDACTED] alleged that Officer Patrino caused [REDACTED] head to hit the ground. Medical records indicate [REDACTED] did receive medical attention following his arrest. First, it is possible his injuries were preexisting and/or caused by the accident that immediately precipitated his arrest. Next, it is possible that Officer Patrino did injure [REDACTED] in a justified take down. However, Officer Patrino described [REDACTED] as compliant. Officer Patrino denied using force and thus never completed a TRR.

By all accounts, [REDACTED] and Officer Patrino were alone when the arrest occurred, no independent, third party or digital evidence exists to help determine what occurred. Ultimately,

²COPA conducted a full and complete investigation of this matter, including the interview of all pertinent civilian and officer witnesses, and the collection and review of digital, documentary, and forensic evidence. As part of COPA's ongoing efforts to increase case closure capacity, certain cases opened under IPRA are summarized more succinctly in a Modified Summary Report of Investigation, pursuant to COPA Guideline Modified Summary Report of Investigation Template and Approvals, effective [DATE].

there is not enough evidence to determine what caused [REDACTED] alleged injuries and therefore all allegations are Not Sustained.

Approved:

[REDACTED]

February 23, 2019

Andrea Kersten
Deputy Chief Administrator – Chief Investigator

Date

Appendix A

Assigned Investigative Staff

Squad#:	Four
Investigator:	Kelsey Fitzpatrick
Supervising Investigator:	James Murphy-Aguilu
Deputy Chief Administrator:	Andrea Kersten