

**SUMMARY REPORT OF INVESTIGATION<sup>1</sup>**

**I. EXECUTIVE SUMMARY**

Date of Incident:	June 8, 2017
Time of Incident:	9:30 a.m.
Location of Incident:	██████████ ██████████, and; 2255 E. 103 <sup>rd</sup> Street, Chicago, Illinois
Date of COPA Notification:	June 8, 2017
Time of COPA Notification:	12:23 p.m.

On the morning of June 8, 2017, neighbors ██████████ and ██████████ engaged in a verbal dispute on their shared property line. ██████████ son ██████████ intervened on behalf of his mother, and ██████████ called 911. Officers responded to the scene and spoke to both parties. The officers on scene addressed ██████████ by his first name and ██████████ as “ma’am”, “mom” or “mama”. Next door, ██████████ signed complaints against ██████████ for two misdemeanor offenses. Officer Michael Malecki placed a handcuff on one of ██████████ wrists before ██████████ pulled away and ran into the side door of his house. Officer Malecki held on to the other handcuff while officers joined in his attempt to arrest ██████████ placed herself between ██████████ and the officers. Officer Malecki lost his grip on his end of the handcuffs, causing ██████████ and ██████████ to tumble to the ground. ██████████ was handcuffed in front and transported to the nearby 4<sup>th</sup> District by Officers Emilio Carrillo and his partner, Officer Jason Kimberling. Officer Carrillo parked in the 4<sup>th</sup> District parking lot and attempted to escort ██████████ inside. ██████████ allegedly pulled away from Officer Carrillo, so Officer Carrillo placed ██████████ in a chokehold to regain control. Lt. Terry Hoover reviewed Officer Kimberling’s body worn camera footage, observed Officer Carrillo using a chokehold and then initiated this investigation. In addition, ██████████ and ██████████ alleged maltreatment by the police. COPA reviewed these allegations.

**II. INVOLVED PARTIES**

Involved Officer #1:	Emilio Carrillo, Star #18246, Employee # ██████████, Police Officer, Unit 004, Appointment Date: March 15, 2013, Birth Date: ██████████, 1974, Male, White Hispanic
Involved Officer #2:	Michael Malecki, Star #10075, Employee # ██████████, Police Officer, Unit 004, Appointment Date: August 1, 1994, Birth Date: ██████████ 1959, Male, White

<sup>1</sup> 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.

Involved Individual #1: [REDACTED] Birth Date: [REDACTED], 1993, Male, Black

Involved Individual #2: [REDACTED] Birth Date: [REDACTED], 1957, Female, Black

**III. ALLEGATIONS**

Officer	Allegation	Finding / Recommendation
Officer Emilio Carrillo	1. It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near [REDACTED] <sup>d</sup> [REDACTED], Officer Carrillo failed to initiate his body worn camera.	Sustained / Reprimand
	2. It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near [REDACTED] [REDACTED], Officer Carrillo referred to [REDACTED] as, "ma'am."	Unfounded
	3. It is alleged that on June 8, 2017, at approximately 9:50 a.m., at or near 2255 E. 103rd Street, Officer Carrillo used excessive force by placing his arms around [REDACTED] neck.	Sustained /28 Day Suspension
Officer Michael Malecki	1. It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near [REDACTED] [REDACTED] Officer Malecki referred to [REDACTED] as, "ma'am."	Unfounded
	2. It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near [REDACTED] <sup>d</sup> [REDACTED], Officer Malecki tackled [REDACTED]	Unfounded

**IV. APPLICABLE RULES AND LAWS**

Rules

1. Rule 2: Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.
2. Rule 6: Disobedience of an order or directive, whether written or oral.
3. Rule 8: Disrespect to or maltreatment of any person, while on or off duty.

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

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General Orders

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1.G03-02-01: Force Options

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Special Orders

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1. S03-14: Body Worn Cameras

## V. INVESTIGATION<sup>2</sup>

### a. Interviews

██████████ ██████████<sup>3</sup>

In a June 13, 2017 and September 12, 2018 statements to COPA, ██████████ stated that on the morning of June 8, 2017 he was at home when he came across his mother, ██████████ amid an altercation with their neighbor, ██████████ brought his mother inside, then continued getting ready for work.

A while later, ██████████ told ██████████ to go outside and speak with the police. The officers ordered ██████████ to sit down and then told him he had damaged ██████████ car and cell phone. ██████████ denied damaging ██████████ property. ██████████ said that the officer who eventually choked him kept calling him, “ma’am.” He believed that the officers did this to mock ██████████ sexual orientation. ██████████ stood up and tried to go in the house to call for new officers when the officers on scene pounced on him, dragged him out of the house and knocked ██████████ to the ground. The officers put ██████████ in a police car and took him to a police station.

When they arrived at the station, ██████████ was wearing handcuffs and was restrained by a seatbelt. Officer Carrillo approached ██████████ grabbed him by the arm and dragged him out of the car. Then, Officer Carrillo placed his arms around ██████████ neck and choked him. ██████████ stated that he lost consciousness and thought he was going to die. He added that he could not breathe while Officer Carrillo had his arms around his neck. During the chokehold, Officer Carrillo brought ██████████ down to the parking lot. ██████████ added that he sustained abrasions to his face and scratches and bruising on the left side of his body.

██████████ ██████████<sup>4</sup>

In a June 15, 2017 statement to COPA, ██████████ stated that on June 8, 2017 she went outside to clean her yard and rearrange the landscaping that her neighbors had damaged. ██████████ neighbor, ██████████ started an altercation with ██████████ by placing her phone in

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<sup>2</sup> COPA conducted a thorough and complete investigation. The following is a summary of the material evidence gathered and relied upon in our analysis.

<sup>3</sup> Attachments 21, 40 and 79

<sup>4</sup> Attachments 25 and 37

██████████ face. ██████████ knocked the phone out of ██████████ hand, which caused it to fall to the ground and break.

██████████ then stopped a passing police car. Two officers approached ██████████ and asked to speak with her son. ██████████ called for ██████████ to come outside. ██████████ came outside and sat on a lawn chair. One of the officers took ██████████ inside to discuss the situation while ██████████ stayed outside. A few minutes later, ██████████ heard ██████████ say, "Why are you talking to me like that? I am respecting you, why can't you show me some respect? I am a human being." This caused ██████████ to turn towards ██████████ when suddenly the officers tackled them both to the ground. ██████████ stated that she injured her knees and left shoulder. ██████████ was arrested and taken to the police station.

██████████ ██████████<sup>5</sup>

In an August 9, 2017 statement to COPA, ██████████ stated that on June 8, 2017 ██████████ and ██████████ accosted her in her driveway as she returned from dropping off her child at school. She contacted the police and multiple police cars came to the scene. ██████████ completed paperwork outside and did not witness ██████████ and ██████████ entire interaction with the officers, however, she did hear ██████████ and ██████████ voices escalating. She heard an officer tell ██████████ to stand up, and witnessed ██████████ refusing to cooperate by snatching his arms away and bolting towards the house. She also witnessed ██████████ intervene by grabbing an officer to stop the arrest. ██████████ heard the officers tell ██████████ to stop resisting. ██████████ was placed in handcuffs and the officers took him away in a police car.

#### *Lt. Terry Hoover<sup>6</sup>*

In a September 14, 2017 statement to COPA, Lieutenant Terry Hoover stated that on June 8, 2017 he was on duty in the 4<sup>th</sup> District when he was approached by Officers Carrillo and Kimberling, who stated they had a Tactical Response Report (TRR) that needed to be approved. Lt. Hoover reviewed the corresponding body worn camera footage and became concerned upon viewing Officer Kimberling's recording. Lt. Hoover stated that the footage depicted Officer Carrillo using an unauthorized chokehold on ██████████ Lt. Hoover notified Officer Carrillo that this use of force was unauthorized and then initiated this complaint.

#### *Officer Emilio Carrillo<sup>7</sup>*

In a September 17, 2018 statement to COPA, Officer Emilio Carrillo stated that on June 8, 2017 he was on duty with his partner, Officer Kimberling, when they were dispatched to a call for theft and criminal damage to a vehicle.

Upon arriving, Officer Kimberling talked to ██████████ about filling out paperwork while Officer Carrillo joined the other officers on the side of the house. Once ██████████ signed a criminal complaint, Officer Malecki told ██████████ to stand up because he was under arrest. Officer Malecki

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<sup>5</sup> Attachments 49 and 51

<sup>6</sup> Attachments 55 and 67

<sup>7</sup> Attachment 86

managed to get one handcuff on [REDACTED] wrist before [REDACTED] jumped up and ran in the house. Officer Malecki and the other officers tried to keep control of [REDACTED] while his mother intervened between Officer Carrillo and [REDACTED]. Officer Carrillo heard Officer Kimberling cry out that [REDACTED] was biting him and another officer request that someone deploy their Taser at [REDACTED]. Officer Carrillo arced his Taser at [REDACTED] which caused him to stop resisting. Officer Malecki put the second handcuff on [REDACTED] and placed him under arrest. Officer Carrillo stated that he probably called [REDACTED] “ma’am” while on scene, but denied addressing [REDACTED] that way. Officer Carrillo also said that he was wearing a body worn camera during the incident with [REDACTED]. He added that, under CPD policy, he should have turned on his camera, and conceded that he failed to do so.

Once [REDACTED] was under arrest, Officers Carrillo and Kimberling drove him to the 4<sup>th</sup> District, which was a few blocks away from the scene. [REDACTED] yelled at the officers from the backseat during the short ride. Officer Carrillo stated that [REDACTED] was handcuffed in the front because he had been on the ground and struggling. He added that under normal circumstances police officers will handcuff people behind their back.

Once they arrived at the station, Officer Carrillo parked between two squad cars and got out of the car. Officer Carrillo said that normally he would use an escort hold to bring someone inside, but as soon as [REDACTED] got out of the car and Officer Carrillo touched him, [REDACTED] turned around, put his arms up, and said, “Get your fucking hands off me.” Officer Carrillo began to struggle with [REDACTED] between the two squad cars. Officer Carrillo said the only way to control [REDACTED] was to put his arms around him.

When pressed to explain the nature of this maneuver, Officer Carrillo described it as a, “rear naked chokehold.” Officer Carrillo stated that he probably learned how to do a rear naked chokehold by watching UFC<sup>8</sup> on TV. Officer Carrillo added that he did not learn how to do a rear naked chokehold at the police academy and did not remember CPD’s policy regarding chokeholds.<sup>9</sup> He conceded, however, that he did not think that the CPD allowed chokeholds at that time. Officer Carrillo then stated that he believed that the chokehold was an appropriate use of force at the time he used it because [REDACTED] was struggling with him between two police cars and his partner did not know what was happening. He added that he was trying to control [REDACTED] and [REDACTED] “fell in to it,” referring to the chokehold. Officer Carrillo said that [REDACTED] had run from the house while on scene and then the police car at the station, so he did what he had to do to control him. He added that he never intended to hurt [REDACTED]. He also remarked that [REDACTED] never lost consciousness or the ability to breathe because he was yelling at the officers the entire time.

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<sup>8</sup> UFC stands for “Ultimate Fighting Championship”. It is an organization that promotes mixed martial arts competitions.

<sup>9</sup> Officer Carrillo implied that he did not remember CPD’s policy regarding chokeholds because CPD’s Use of Force Policy had recently changed. However, CPD’s Use of Force policy regarding chokeholds in place at the time of this incident (G03-02-02) did not change when the new policy took effect on October 16, 2017 (G03-02-01). Both policies state that chokeholds are only justified as a use of deadly force.

*Officer Michael Malecki<sup>10</sup>*

In a September 6, 2018 statement to COPA, Officer Michael Malecki stated that when he arrived at [REDACTED] house on June 8, 2017, he immediately noticed [REDACTED] going inside. Officer Malecki approached [REDACTED] outside and asked her to have [REDACTED] come out of the house.

[REDACTED] came outside and sat on a lawn chair on the driveway. Officer Malecki waited with [REDACTED] while other officers obtained signed complaints from [REDACTED]. While they were waiting, [REDACTED] complained that the situation was a waste of his time and that he would be late for work. Once Officer Kimberling indicated to Officer Malecki that [REDACTED] signed complaints, Officer Malecki told [REDACTED] he was under arrest. Officer Malecki managed to put one handcuff on [REDACTED] right hand before [REDACTED] jumped up and ran towards the house. Officer Malecki said he was holding on to the other handcuff to maintain control over [REDACTED] when [REDACTED] fell on top of them and brought them all to the ground. Officer Malecki stated that the cuff he was holding may have slipped from his grip, but once he was on the ground he was able to regain control and place [REDACTED] under arrest with the help of the other officers.

Finally, Officer Malecki denied tackling [REDACTED]. He also denied calling [REDACTED] “ma’am” and offered that he would have referred to [REDACTED] as “ma’am” when he addressed her on scene.

*Officer Jason Kimberling<sup>11</sup>*

In a May 16, 2018 statement to COPA, Officer Jason Kimberling stated that on June 8, 2017 he was on duty with Officer Carrillo when they responded to [REDACTED] house. [REDACTED] signed complaints for [REDACTED] to be arrested. The officers attempted to arrest [REDACTED] but he resisted and attempted to flee into his house. [REDACTED] was eventually taken into custody, and Officers Carrillo and Kimberling transported him to the nearby 4<sup>th</sup> District.

When they arrived at the district, Officer Kimberling was gathering paperwork in the car when he heard Officer Carrillo and [REDACTED] raising their voices. Officer Kimberling went around to the other side of the car and saw Officer Carrillo and [REDACTED] engaged in a physical confrontation. He saw Officer Carrillo with an arm around [REDACTED] neck. Officer Kimberling did not see [REDACTED] do anything to Officer Carrillo.

**b. Digital Evidence***Body worn camera footage<sup>12</sup>*

Footage from various officers on scene captured [REDACTED] and [REDACTED] interaction with officers at their home. [REDACTED] was summoned outside and sat on a lawn chair next to the side door. At one point, both [REDACTED] and [REDACTED] began speaking to Officer Malecki at the same time. Officer Malecki addressed [REDACTED] as, “Ma’am...,” then immediately turned towards [REDACTED] and commanded him to sit down. Officer Carrillo says very little throughout the interaction and cannot

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<sup>10</sup> Attachment 76

<sup>11</sup> Attachments 60 and 68

<sup>12</sup> Attachment 42

be heard referring to ██████ as, “ma’am.” Officer Malecki spoke with ██████ outside her home and can be heard referring to her as, “mom” and “ma’am.” Another officer<sup>13</sup> on scene addresses her as, “mama.” Officer Malecki refers to ██████ by his first name throughout the footage.

Once ██████ signed complaints, Officer Malecki told ██████ to stand up because he was under arrest. Officer Malecki placed one handcuff on ██████ before he stood up and ran into the house. Officer Malecki held on to the other cuff, as pictured below:



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<sup>13</sup> Police Officer Alvaro Gallegos, Star #7920

████████ placed herself between the officers and ██████████ as shown below:



████████ sat on the floor in the kitchen while Officer Malecki maintained his grip on the other cuff. ██████████ can be seen standing on one of ██████████ feet:





Once Officer Malecki lost his grip of the cuff he was holding, [REDACTED] fell backwards, causing [REDACTED] to fall on top of him:



Officer Kimberling’s body worn camera footage from the 4<sup>th</sup> District parking lot captured part of the physical altercation between Officer Carrillo and ██████<sup>14</sup> The footage depicts Officer Carrillo with his arms locked around ██████ neck in a parking lot surrounded by marked police cars:



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<sup>14</sup> The first thirty seconds of body worn camera captured by CPD’s cameras are the moments prior to the camera’s activation. The first thirty seconds of this footage does not contain audio, so it is not clear whether ██████ was yelling while Officer Carrillo had his arms around his neck.

The footage also shows that [REDACTED] is handcuffed throughout, as indicated by the red arrow:



### *Evidence Technician Photographs<sup>15</sup>*

Photographs taken at Trinity Hospital document numerous abrasions on [REDACTED] body, including prominent scrapes on his forehead and nose. Evidence Technician photographs of Officer Carrillo and Kimberling<sup>16</sup> depict a small red mark on Officer Carrillo's right arm and Officer Kimberling's left arm.

### **c. Physical Evidence**

#### *Medical records<sup>17</sup>*

Medical records from Advocate Trinity Hospital reveal that [REDACTED] received medical treatment in the Emergency Department on June 8, 2017. [REDACTED] was diagnosed with a contusion on his left rib and abrasions on his forehead, nose, left upper extremity, left posterior shoulder, left knee and left ankle. [REDACTED] reported to hospital staff that he had been assaulted by a police officer. Hospital staff noted that he was anxious and crying in triage. [REDACTED] was treated with ibuprofen and discharged to police custody.

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<sup>15</sup> Attachment 46

<sup>16</sup> Attachment 47

<sup>17</sup> Attachment 53

**d. Documentary Evidence*****CPD Reports***<sup>18</sup>

The related CPD reports provide essentially the same account of the events as the officers' statements. Lt. Hoover's initiation report<sup>19</sup> notes that Officer Carrillo used an unauthorized chokehold on ██████ in violation of CPD's Use of Force policy. Officer Carrillo's Tactical Response Report<sup>20</sup> reflects that Officer Carrillo classified ██████ as an active resister and described his use of force as a, "headlock/chockhold" (sic).

**VI. ANALYSIS**

COPA reached a finding of sustained for allegation 1 against Officer Carrillo.

CPD policy<sup>21</sup> requires officers to activate their body worn cameras and record the entire incident during a call for service. Officer Carrillo admitted that he should have activated his camera during this incident and failed to do so. As such, allegation 1 is sustained.

COPA reached a finding of unfounded for allegation 2 against Officer Carrillo and allegation 1 against Officer Malecki.

Body worn camera footage sheds light on ██████ allegation that Officers Malecki and Carrillo addressed him as "ma'am."

*First*, the body worn footage shows that Officer Carrillo said very little throughout the incident at ██████ and ██████ home. When he did speak, he did not address ██████ as "ma'am."

*Second*, the footage reveals that Officer Malecki addressed ██████ by his first name throughout their encounter.

*Third*, the footage shows Officer Malecki addressed ██████ as "mom" and "ma'am," while another officer can be heard calling her, "mama."

Equally important, the situation prior to ██████ arrest was dynamic and at times chaotic. Multiple people were speaking at the same time, leading Officer Malecki to speak to both ██████ and ██████ in rapid succession. We find that it is likely that ██████ heard officers use the term "ma'am" in his presence; however, no officer on scene directly addressed ██████ that way. As such, allegation 2 against Officer Carrillo and allegation 1 against Officer Malecki are unfounded.

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<sup>18</sup> Attachments 4, 5, 6, 7, 8 and 13

<sup>19</sup> Attachment 13

<sup>20</sup> Attachment 6

<sup>21</sup> S03-14-III-A-1

COPA recommends a finding of sustained for allegation 3 against Officer Carrillo.

CPD's Use of Force policy defines a chokehold as, "...applying direct pressure to a person's trachea (windpipe) or airway (the front of the neck) with the intention of reducing the intake of air."<sup>22</sup> In addition, "Chokeholds are only justified as a use of deadly force."<sup>23</sup> Officers are permitted to use deadly force on an assailant whose actions will likely cause death or serious physical injury.<sup>24</sup>

Here, there are many factors that point to Officer Carrillo using an unauthorized chokehold on [REDACTED]

*First*, and foremost, Officer Carrillo admitted that he used a, "rear naked chokehold" on [REDACTED]<sup>25</sup> This maneuver was not something he was taught at CPD's academy, but rather, something he gleaned from watching mixed martial arts on TV and then imitated while on duty.<sup>26</sup>

*Second*, Officer Carrillo's own Tactical Response Report<sup>27</sup> classifies [REDACTED] as an active resister. Yet, CPD's Use of Force policy does not permit the use of deadly force, such as chokeholds, on active resisters.<sup>28</sup>

*Third*, Lt. Hoover's initiation report<sup>29</sup> states that he observed body worn camera footage of Officer Carrillo using an unauthorized chokehold on [REDACTED] which prompted him to initiate this investigation. The body worn camera footage itself depicts Officer Carrillo with his arms locked around [REDACTED] neck while [REDACTED] was handcuffed in the parking lot of the 4<sup>th</sup> District.

*Fourth*, [REDACTED] described Officer Carrillo's action as a chokehold, and stated that he could not breathe while Officer Carrillo's arms were around his neck.<sup>30</sup>

*Finally*, it is also worth noting that the officers had arrested [REDACTED] on misdemeanor complaints, and that [REDACTED] was not armed.

When considering all factors, it is abundantly clear that Officer Carrillo used an unauthorized chokehold on [REDACTED] and allegation 3 is therefore sustained.

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<sup>22</sup> G03-02-02-IV-C-3-b-1. Note, this version of CPD's Use of Force policy was amended after this incident took place.

<sup>23</sup> G03-02-02-IV-C-3-b

<sup>24</sup> G03-02-02-IV-C-3

<sup>25</sup> Attachment 86

<sup>26</sup> Id.

<sup>27</sup> Attachment 6

<sup>28</sup> G03-02-02-IV-C-3

<sup>29</sup> Attachment 13

<sup>30</sup> Attachments 21, 40 and 79

CPD recommends a finding of unfounded for allegation 2 against Officer Malecki.

██████████ alleged that she was tackled by Officer Malecki. The body worn camera footage sheds light on what happened during ██████████ arrest. Namely, Officer Malecki placed one handcuff on ██████████ before ██████████ stood up and fled into his house. Officer Malecki held on to the other cuff, while ██████████ inserted herself between the officers and her son. During the hectic moments when Malecki was gripping one handcuff and ██████████ tugged on the other end, ██████████ stepped on her son's foot. As soon as Officer Malecki lost his grip on his end of the handcuffs, ██████████ fell backwards. Since ██████████ foot was on top his own, ██████████ inadvertently tripped ██████████ who fell on top of him. Since we find from our review of the body worn camera footage that ██████████ tripped and was not tackled, allegation 2 against Officer Malecki is unfounded.

## VII. RECOMMENDED DISCIPLINE FOR SUSTAINED ALLEGATIONS

### a. Officer Emilio Carrillo

#### i. Complimentary and Disciplinary History

**Officer Carrillo's complimentary history includes the following:** Superintendent's Honorable Mention, 1; Attendance Recognition Award, 1; Emblem of Recognition – Physical Fitness, 5; Department Commendation, 2; Honorable Mention, 16. Officer Carrillo has no sustained findings within the past 7 years.

#### ii. Recommended Penalty by Allegation

1. **Allegation No. 1:** It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near ██████████ ██████████, Officer Carrillo failed to initiate his body worn camera.

In mitigation, COPA finds Officer Carrillo's failure to activate his body worn camera to be an oversight, not an intentional act. Furthermore, he has no similar allegations prior to this incident. However, compliance with the body worn camera special order is an important responsibility and future violations may result in significantly increased discipline.

#### **Penalty – Reprimand**

2. **Allegation No. 3:** 3. It is alleged that on June 8, 2017, at approximately 9:50 a.m., at or near 2255 E. 103rd Street, Officer Carrillo used excessive force by placing his arms around ██████████ neck.

COPA finds the fact that Officer Carrillo used *deadly* force without justification to be a highly aggravating factor. The outcome of this could have been catastrophic. Furthermore, COPA finds the fact that Officer Carrillo lacked a firm command of the use of force general order to also be a factor in aggravation. In mitigation, COPA considers that

Officer Carrillo was extremely candid and forthcoming in his interview. He made no attempt to conceal or falsely explain his actions.

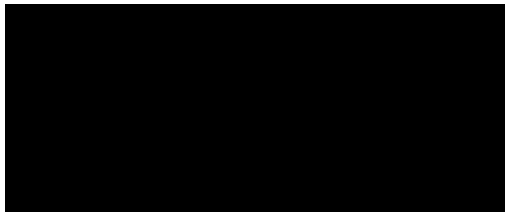
**Penalty – 28 Day Suspension**

**VIII. CONCLUSION**

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

<p>Officer Emilio Carrillo</p>	<p>1. It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near [REDACTED], Officer Carrillo failed to initiate his body worn camera.</p> <p>2. It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near [REDACTED], Officer Carrillo referred to [REDACTED] as, “ma’am.”</p> <p>3. It is alleged that on June 8, 2017, at approximately 9:50 a.m., at or near 2255 E. 103rd Street, Officer Carrillo used excessive force by placing his arms around [REDACTED] neck.</p>	<p>Sustained / Reprimand</p> <p>Unfounded</p> <p>Sustained /28 Day Suspension</p>
<p>Officer Michael Malecki</p>	<p>1. It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near [REDACTED], Officer Malecki referred to [REDACTED] as, “ma’am.”</p> <p>2. It is alleged that on June 8, 2017, at approximately 9:35 a.m., at or near [REDACTED] Street, Officer Malecki tackled [REDACTED]</p>	<p>Unfounded</p> <p>Unfounded</p>

Approved:



February 23, 2019

Andrea Kersten  
Deputy Chief Administrator – Chief Investigator

Date

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**Appendix A**

Assigned Investigative Staff

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<b>Squad:</b>	3
<b>Investigator:</b>	Jessica Ciacco
<b>Supervising Investigator:</b>	Matthew Haynam
<b>Deputy Chief Administrator:</b>	Andrea Kersten