

SUMMARY REPORT OF INVESTIGATION

Date/Time/Location of Incident:	March 28, 2019; 12:20 AM; 4458 S. Shields Ave.
Date/Time of COPA Notification:	April 10, 2019; 5:42 PM
Involved Officer #1:	Javier Alvarez, #5001; Emp. # [REDACTED] DOA: November 4, 2013; Police Officer; Unit of Assignment 009, DTL 311; DOB: [REDACTED], 1987; Male, Hispanic
Involved Individual #1:	[REDACTED], 1991; Male, Black
Involved Individual #2:	[REDACTED], 1988; Female, Black
Case Type:	Civil Rights Violation/ Improper Arrest

I. ALLEGATIONS

Officer	Allegation¹	Finding
Officer Javier Alvarez # 5001	1. It is alleged that on March 28, 2019, at approximately 12:20 AM, in the vicinity of 4458 S. Shields Ave., Officer Alvarez arrested [REDACTED] without justification.	Exonerated

II. SUMMARY OF EVIDENCE

[REDACTED] registered a complaint with the Civilian Office of Police Accountability on April 9, 2019 on behalf of her brother [REDACTED] related that she did not witness the incident, but had been informed by [REDACTED] friends, [REDACTED] and [REDACTED], that several unidentified officers arrested [REDACTED] without justification.

COPA obtained and reviewed all department reports, body worn camera and department communications. COPA’s investigation revealed that arresting officers responded to a call of an armed individual (male black, dreadlocks, with a grey hoodie) involved in a traffic accident who fled on foot from approximately 45th/Wentworth. The arresting officers observed an individual matching the physical description of the suspect, now known as [REDACTED] standing in the street at approximately 4458 S. Shields Ave. When the arresting officers exited their vehicle [REDACTED] looked in the arresting officers’ direction and entered the rear passenger door of a

¹ No allegations were served on any officers and the officers were not interviewed. COPA was able to determine no violations occurred based on department reports and body worn cameras.

Dodge Charger. The arresting officers detained [REDACTED] and the other occupants of the vehicle. Officer Killen discovered a semi-automatic handgun with an extended magazine under the front passenger seat of the vehicle. The lower portion of the magazine was protruding from under the passenger seat on the floor board. [REDACTED] was arrested for possession of the firearm.

III. ANALYSIS AND CONCLUSION

Allegation #1 against Officer Alvarez is Exonerated

Officer Alvarez’s detention and eventual arrest of [REDACTED] was within policy. Officer Alvarez had reasonable suspicion to detain [REDACTED] based on the description from OEMC, and further had probable cause to arrest [REDACTED] when the gun was recovered. COPA has determined that the investigation does not reveal misconduct and has determined that these facts do not constitute a colorable violation of [REDACTED] fourth amendment rights. COPA finds that allegation #1 against Officer Alvarez is Exonerated.

Approved:

[REDACTED]

September 23, 2019

Andrea Kersten
Deputy Chief Administrator – Chief Investigator

Date

Appendix A

Assigned Investigative Staff

Squad#:	4
Investigator:	Lakeisha Davis
Supervising Investigator:	James Murphy-Aguilu
Deputy Chief Administrator:	Andrea Kersten