

**SUMMARY REPORT OF INVESTIGATION**

Date/Time/Location of Incident:	June 14, 2019/12:15 P.M./7058 S. Jeffery Blvd.
Date/Time of COPA Notification:	July 9, 2019/11:20 A.M.
Involved Officer #1:	Terry Hopkins, Star No. 6872, Employee No. [REDACTED] Date of Appointment: October 29, 2007, Rank: Police Officer, Unit of Assignment: 003, DOB: [REDACTED], 1971, Male, Black
Involved Officer #2:	Andrew Khalifeh, Star No. 9557, Employee No. [REDACTED], Date of Appointment: March 16, 2018, Rank: Police Officer, Unit of Assignment: 012, DOB: [REDACTED] 1988, Male, White
Involved Individual #1:	[REDACTED] DOB: [REDACTED], Male, Black
Case Type:	Detaining without Justification/Verbal Abuse

**I. ALLEGATIONS**

Officer	Allegation	Finding
Officer Terry Hopkins	1. It is alleged that on June 14, 2019 at approximately 12:15 P.M. at or near 7058 S. Jeffery Blvd., Chicago, Illinois Officer Terry Hopkins #6872 committed misconduct through the following acts or omissions: detaining [REDACTED] without Justification	Exonerated
Officer Andrew Khalifeh	1. It is alleged that on June 14, 2019 at approximately 12:15 P.M. at or near 7058 S. Jeffery Blvd., Chicago, Illinois Officer Andrew Khalifeh #9557 committed misconduct through the following acts or omissions: stating words to the effect of "Motherfucker" to [REDACTED]	Not Sustained
	2. It is alleged that on June 14, 2019 at approximately 12:15 P.M. at or near 7058 S. Jeffery Blvd., Chicago, Illinois Officer Andrew Khalifeh #9557 committed misconduct through the following acts or omissions: stating words to	Not Sustained

the effect of “We fucking told you before, move the fucking table” to ██████████

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## II. SUMMARY OF EVIDENCE

Complainant ██████████ alleges he was detained without justification, forcefully taken to the ground and verbally abused by officers of the Chicago Police Department. COPA reviewed CPD reports documenting the incident including an Investigatory Stop Report,<sup>1</sup> Arrest Report,<sup>2</sup> Tactical Response Report,<sup>3</sup> and Original Case Incident Report,<sup>4</sup> as well as ██████████ Complainant Interview,<sup>5</sup> Officer Hopkins’ Accused Officer Interview,<sup>6</sup> Officer Khalifeh’s Accused Officer Interview,<sup>7</sup> relevant Body Worn Camera recordings,<sup>8</sup> cell phone videos submitted by ██████████<sup>9</sup> POD camera video capturing the incident,<sup>10</sup> an Office of Emergency Management & Communications Event Query Report,<sup>11</sup> CPD Attendance & Assignment records,<sup>12</sup> numerous photographs of ██████████ following the arrest,<sup>13</sup> and other related documents.

COPA finds that on June 14<sup>th</sup>, 2019 at approximately 11:22 AM, at or near 7058 S. Jeffery Blvd., Officer Hopkins and Officer Khalifeh encountered ██████████ transacting business at the corner of E. 71<sup>st</sup> street and S. Jeffery Blvd. Officer Hopkins warned ██████████ against conducting business at his table in the way of pedestrians. It is unclear whether Officer Hopkins’ warning centered on the issue of obstructing pedestrian foot traffic, suspected unlicensed business transactions on the public way, or both. Soon after the initial stop, ██████████ moved his table several feet north on Jeffery Blvd; while the officers continued to patrol the area.

At approximately 12:15 PM, the officers pulled up in their vehicle on the street near ██████████ table as he spoke with pedestrians on the sidewalk. ██████████ approached the vehicle and words were exchanged between ██████████ and at least one occupant of the police vehicle. As the officers remained in their vehicle, ██████████ returned and moved the table and his other possessions several more feet north on S. Jeffery Street. More words were exchanged between ██████████ and at least one occupant of the vehicle. ██████████ returned to his conversation with the nearby pedestrians. Officer Hopkins exited the vehicle, approached ██████████ and asked him several times for identification. After Officer Hopkins’ third or fourth request for identification, ██████████ took two or three steps backward pulling himself away from Officer Hopkins. Officer Hopkins placed his right hand on ██████████ left arm. ██████████ continued to pull away and repeatedly shouted “Why are you touching me?” Officer Hopkins continued to ask repeatedly for

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<sup>1</sup> Attachment 1.

<sup>2</sup> Attachment 2.

<sup>3</sup> Attachment 3.

<sup>4</sup> Attachment 4.

<sup>5</sup> Attachment 5.

<sup>6</sup> Attachment 6.

<sup>7</sup> Attachment 7.

<sup>8</sup> Attachments 8 - 10.

<sup>9</sup> Attachments 11 - 13.

<sup>10</sup> Attachment 14.

<sup>11</sup> Attachment 15.

<sup>12</sup> Attachment 16.

<sup>13</sup> Attachments 17(a) – (ff).

identification. Officer Khalifeh exited the police vehicle and approached [REDACTED] and Officer Hopkins.

A struggle then ensued between [REDACTED] and Officer Hopkins, and Officer Hopkins proceeded to position himself behind [REDACTED] attempting to pull his arms behind his back, saying, "Put your hands behind your back." [REDACTED] repeatedly shouted and pulled away as Officer Hopkins attempted to gain control of [REDACTED]. Officer Hopkins and [REDACTED] continued to struggle as Officer Hopkins attempted to walk [REDACTED] toward his police vehicle. As the two struggled into the street near oncoming vehicular and pedestrian traffic, [REDACTED] attempted to jerk his body away from Officer Hopkins' control and Officer Hopkins took [REDACTED] to the ground, falling on top of him on the street near the intersection. Officer Hopkins and Officer Khalifeh secured [REDACTED] in handcuffs and walked him to their vehicle, placing him in the backseat. The officers then placed [REDACTED] possessions in their vehicle, transported him to the 3<sup>rd</sup> District Station, and began processing [REDACTED]. [REDACTED] was charged by police with a Chicago Municipal Code violation of soliciting business on a public way, as well as the State of Illinois crime of resisting a peace officer.

### III. ANALYSIS AND CONCLUSION

COPA finds the allegation that Officer Hopkins detained [REDACTED] without justification exonerated. Video evidence captures [REDACTED] soliciting and/or transacting business with pedestrians on the sidewalk near 7058 S. Jeffery Blvd., giving Officer Hopkins legal cause to investigate Mr. Hopkins for violation of Chicago Municipal Code sections regarding street vendors, transacting business on the public way and obstructing pedestrian foot traffic. As Officer Hopkins repeatedly asked for identification, [REDACTED] did not comply and began stepping away from Officer White, justifying Officer Hopkins in detaining [REDACTED] in order to safely complete the investigation. [REDACTED] then continued to pull away from and struggle against Officer Hopkins and attempted to defeat officer control by jerking his body away from Officer Hopkins as the two struggled into the street. Thus, [REDACTED] committed the offense of resisting a peace officer and an emergency takedown within CPD policy resulted. Therefore, COPA finds the allegation that Officer Hopkins detained [REDACTED] without justification exonerated.

COPA does not sustain [REDACTED] allegations that Officer Khalifeh verbally abused him by stating words to the effect of "motherfucker" and "we fucking told you before, move the fucking table." No available video evidence captures any verbal interaction specifically between Officer Khalifeh and [REDACTED] prior to [REDACTED] arrest. Of the very few verbal interactions between Officer Khalifeh and [REDACTED] captured on Body Worn Camera during and after [REDACTED] arrest, at no point is Officer Khalifeh captured stating words to the effect of those alleged by [REDACTED]. During their interviews with COPA, neither Officer Khalifeh nor Officer Hopkins recalled any verbal interaction taking place between Officer Khalifeh and [REDACTED] prior to the arrest, stating instead that the verbal interactions took place between Officer Hopkins and [REDACTED]. Due to the absence of any recording capturing an earlier interaction during which verbal abuse by Officer Khalifeh is alleged to have occurred, as well as the absence of any admission on the part of Officer Khalifeh or Officer Hopkins that Officer Khalifeh engaged in such verbal abuse, COPA can neither sustain nor exonerate the allegations. Therefore, COPA finds the allegations that Officer Khalifeh engaged in verbal abuse of [REDACTED] not sustained.

Approved:



June 28, 2020

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Andrea Kersten  
*Deputy Chief Administrator – Chief Investigator*

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Date

**Appendix A**

Assigned Investigative Staff

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<b>Squad#:</b>	Four
<b>Investigator:</b>	Daniel Thetford
<b>Supervising Investigator:</b>	James Murphy-Aguilu
<b>Deputy Chief Administrator:</b>	Andrea Kersten