

SUMMARY REPORT OF INVESTIGATION

I. EXECUTIVE SUMMARY

Date of Incident:	May 10, 2018
Time of Incident:	2:00 pm
Location of Incident:	2132 W. Washington Boulevard
Date of COPA Notification:	May 14, 2018
Time of COPA Notification:	2:59 pm

On May 10, 2018, Chicago Police Department (“CPD”) members responded to a vehicular hijacking in the area of Darren and Warren. CPD members assisted in a chase and detention of individuals that matched a description over the radio. This led to an investigatory stop of complainant, [REDACTED] ([REDACTED]) and her sons, [REDACTED] ([REDACTED]) and [REDACTED] ([REDACTED]) outside of West Haven Market at 2132 West Washington Boulevard. [REDACTED] alleges that CPD members forcibly detained and arrested her two adult sons without any communication. [REDACTED] also alleges that Officer Kimberly Valenti (“Officer Valenti”) referred to [REDACTED] as a “Nigger,” and requested assisting officers to threaten her with their taser. After reviewing the evidence, the Civilian Office of Police Accountability (“COPA”) has determined by the preponderance of the evidence that some conduct by the CPD members constitutes misconduct.

II. INVOLVED PARTIES

Involved Officer #1:	Officer Kimberly Valenti, <sup>1</sup> Star #16125, Employee No. [REDACTED] Date of Appointment: December 14, 1998, Rank: Police Officer, Unit of Assignment: 012, DOB: [REDACTED], 1971, Gender: Female, Race: Hispanic
Involved Officer #2:	Officer Enrique Izaguirre, Star #9344, Employee No. [REDACTED] Date of Appointment: August 27, 2001, Rank: Police Officer, Unit of Assignment: 012, DOB: [REDACTED], 1974, Gender: Male, Race: Hispanic
Involved Officer #3:	Officer John M. Doyle, <sup>2</sup> Star #17744, Employee No. [REDACTED] Date of Appointment: March 8, 1999, Rank: Police Officer, Unit of Assignment: 012, DOB: [REDACTED], 1967, Gender: Male, Race: White
Involved Individual #1:	[REDACTED] DOB: [REDACTED], 1975, Gender: Female, Race: Black

<sup>1</sup> Officer Valenti retired as of July, 15, 2022.  
<sup>2</sup> Officer Doyle retired as of October 16, 2021.

Involved Individual #2

██████████ DOB: ██████████, 1997, Gender: Male,  
Race: Black

Involved Individual #3

██████████ DOB: ██████████, 1998, Gender:  
Male, Race: Black

**III. ALLEGATIONS**

Officer	Allegation	Finding
Officer Valenti	<p>It is alleged by the complainant, ██████████ that on or about May 10, 2018, at approximately 2:00 pm, at or near 2132 West Washington Boulevard, Chicago, IL, that PO Kimberly Valenti (“PO Valenti”) committed misconduct through the following acts or omissions:</p> <ol style="list-style-type: none"> <li>1. detained ██████████ without justification;</li> <li>2. detained ██████████ without justification;</li> <li>3. failed to follow Special Order 03-14 by not having her body worn camera activated and recording during her entire encounter with ██████████ and her sons;</li> <li>4. stated to ██████████ words of the effect, “Nigger;” and/or</li> <li>5. requested assisting officers to threaten ██████████ with their taser without justification.</li> <li>6. striking and/or attempts to strike ██████████ ██████████ in the head with a hand-held police radio, without justification.</li> </ol>	<p>Exonerated</p> <p>Exonerated</p> <p>Sustained</p> <p>Not Sustained</p> <p>Unfounded</p> <p>Sustained</p>

<p>Officer Izaguirre</p>	<p>It is alleged by the complainant, Andrea Kersten, that on or about May 10, 2018, at approximately 2:00 pm, at or near 2132 West Washington Boulevard, Chicago, IL, Officer Enrique Izaguirre committed misconduct through the following acts or omissions:</p> <ol style="list-style-type: none"> <li>1. refers to multiple individuals as an “animal.”</li> </ol>	<p>Sustained</p>
<p>Officer Doyle</p>	<p>It is alleged by the complainant, [REDACTED] that on or about May 10, 2018, at approximately 2:00 pm, at or near 2132 West Washington Boulevard, Chicago, IL, that Officer John M. Doyle (“PO Doyle”) committed misconduct through the following acts or omissions:</p> <ol style="list-style-type: none"> <li>1. forcibly detained [REDACTED] without justification;</li> <li>2. forcibly detained [REDACTED] without justification; and/or</li> <li>3. stated words to the effect of, “fuck it...lay there. I don’t care.”</li> </ol> <p>It is alleged by the complainant, Angela Hearts-Glass, that on or about May 10, 2018, at approximately 2:00 pm, at or near 2132 West Washington Boulevard, Chicago, IL, that Officer John M. Doyle (“PO Doyle”) committed misconduct through the following acts or omissions:</p> <ol style="list-style-type: none"> <li>4. failed to follow Special Order 03-14 by not having his body worn camera activated and recording throughout this entire incident.</li> </ol>	<p>Sustained</p> <p>Sustained</p> <p>Sustained</p> <p>Sustained</p>

#### IV. APPLICABLE RULES AND LAWS

---

##### Rules

---

1. Rule 1, CPD Rules of Conduct (Prohibiting violation of any law or ordinance)
  2. Rule 2, CPD Rules of Conduct (Prohibiting any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department)
  3. Rule 6, CPD Rules of Conduct (Prohibiting disobedience of an order or directive, whether written or oral)
  4. Rule 8, CPD Rules of Conduct (Prohibiting disrespect to or maltreatment of any person, while on or off duty)
  5. Rule 9, CPD Rules of Conduct (Prohibiting engaging in any unjustified verbal or physical altercation with any person, while on or off duty)
- 

##### General Orders

---

1. CPD General Order G03-02-01: *Force Options* (effective date: October 16, 2017)
  2. CPD General Order G02-01: *Human Rights and Human Resources* (effective date: October 5, 2017)
  3. CPD General Order G02-04: *Prohibition Regarding Racial Profiling and Other Biased Based Policing* (effective date: December 1, 2017)
- 

##### Special Orders

---

1. CPD Special Order S04-13-09: *Investigatory Stop System* (effective date: July 10, 2017)
  2. CPD Special Order S03-14: *Body Worn Cameras* (effective date: April 30, 2018)
- 

##### Federal Laws

---

1. U.S. Constitution, Fourth Amendment
- 

#### V. INVESTIGATION<sup>3</sup>

##### a. *Civilian Interviews*

In a statement with COPA, on May 14, 2018, ██████████ ██████████ stated she was purchasing food with her brother, ██████████ inside West Haven Market on May 10, 2018, at or about 2132 West Washington Boulevard. ██████████ said she called her two sons, ██████████ and ██████████ who were leaving work from a construction site nearby, to order them both some food. ██████████ waited inside the store for her sons until she observed an unknown male subject running from the police on the other side of the street.<sup>5</sup> ██████████ told COPA investigators that the officer asked her brother where an unknown male subject went and her brother responded, "over there."<sup>6</sup> The officer and unknown male subject ran into the parking lot across from the West Haven Market where he was apprehended.<sup>7</sup> At this time, ██████████ along with her brother, two sons, daughter, and owner of West

---

<sup>3</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>4</sup> Attachment 5.

<sup>5</sup> See Attachment #5 at Mark 6:42.

<sup>6</sup> *Id* at Mark 6:55.

<sup>7</sup> *Id* at Mark 7:15-7:25.

Haven Market, ██████████ (██████████) were standing outside the store and observed both the officer and unknown male subject in the vacant parking lot across the street.

Meanwhile, ██████████ observed a female officer in a police vehicle speeding down Washington street before turning into the parking lot to assist the officer with the unknown male subject. The female officer then pulled out of the parking lot and approached ██████████ and her family. ██████████ stated that the female officer attempted to take her youngest son, ██████████ into custody.<sup>8</sup> In the attempt to detain ██████████ the female officer then grabbed ██████████ and she asked the female officer to let her go.<sup>9</sup> ██████████ then observed additional officers running down the street in efforts to assist the female officer.<sup>10</sup> ██████████ told COPA investigators that all of the officers forcibly approached her and her sons.<sup>11</sup> ██████████ stated to the officers, “Get the hell off my sons. What did they do? Tell me what they’ve done. I’m their mother.”<sup>12</sup> ██████████ recalled the officers grabbing ██████████ forcibly by his shirt and arm, and him yelling, “Let me go. What you trying to put me under arrest for? What I’m under arrest for?”<sup>13</sup> ██████████ stated that one of the officers also grabbed her during the struggle.

Additionally, ██████████ told COPA investigators that the officers started grabbing her eldest son, ██████████. A female officer and a male officer then pushed ██████████ into a minivan on the sidewalk that allegedly belongs to the West Haven Market store.<sup>14</sup> ██████████ stated that the officers attempted to place handcuffs on her, but they were placed on her son, ██████████.<sup>15</sup> ██████████ recalled ██████████ pulling away and stating words to the effect of, “What you arresting me for? What did I do?”<sup>16</sup> During this entire exchange with the officers, the officers never said anything to them and/or provided them with an explanation for the arrest.

Furthermore, the confrontation continued with ██████████ and the officers as they struggled to the ground. ██████████ stated the female officer placed her foot in ██████████ chest, and ██████████ repeatedly told the officer that he could not breathe.<sup>17</sup> A male officer threatened ██████████ with taser as they struggled on the ground.<sup>18</sup> ██████████ told COPA ██████████ suffered from a traumatic brain injury from an unrelated incident that occurred seven years prior.<sup>19</sup> ██████████ also told COPA the female officer called her a “nigger” at some point during the incident.<sup>20</sup> The struggle between the officers and her sons lasted roughly 15 minutes.<sup>21</sup>

---

<sup>8</sup> See Attachment #5 at Mark 9:38.

<sup>9</sup> *Id* at Mark 9:43.

<sup>10</sup> *Id* at Mark 10:07.

<sup>11</sup> *Id* at Mark 10:17.

<sup>12</sup> *Id* at Mark 10:22.

<sup>13</sup> *Id* at Mark 10:40.

<sup>14</sup> *Id* at Mark 11:58.

<sup>15</sup> *Id* at Mark 12:24.

<sup>16</sup> *Id* at Mark 12:32.

<sup>17</sup> *Id* at Mark 13:50.

<sup>18</sup> *Id* at Mark 14:09.

<sup>19</sup> *Id* at Mark 14:33.

<sup>20</sup> *Id* at Mark 17:04.

<sup>21</sup> *Id* at Mark 17:34.

After several minutes, the officers placed both [REDACTED] and [REDACTED] into custody. [REDACTED] stated that the female officer kept asking assisting officers to threaten [REDACTED] with a taser.<sup>22</sup> As a crowd grew outside the store, [REDACTED] recalled standing off to the side and talking to multiple officers on-scene. [REDACTED] called the ambulance for [REDACTED] while [REDACTED] remained in custody.<sup>23</sup> [REDACTED] explained that [REDACTED] was lying face down in the street on Washington with a bloody mouth and placed in handcuffs.<sup>24</sup> The stop then concluded.

In a statement with COPA on September 17, 2018, [REDACTED] ([REDACTED])<sup>25</sup> stated that he is familiar with [REDACTED] and her family as customers at his West Haven Market store for the past 11 years.<sup>26</sup> [REDACTED] and others heard a commotion outside his store. [REDACTED] and her brother, [REDACTED] followed [REDACTED] outside the store to watch officers handcuff an unknown black male across the street in the parking lot belonging to a church.<sup>27</sup> [REDACTED] then observed a female officer driving a Ford vehicle who came to speak to the officers in the parking lot.<sup>28</sup> [REDACTED] also observed [REDACTED] sons running west from Washington and Hoyne towards the commotion outside of the store.<sup>29</sup> [REDACTED] told COPA investigators that the sons did not appear to be guilty of anything because they were running and laughing before they watched the incident in the parking lot across the street.<sup>30</sup>

Furthermore, [REDACTED] explained that the female officer saw [REDACTED] sons running and proceeded to approach the youngest son.<sup>31</sup> [REDACTED] recalled the youngest one did not have his hair styled in locs and had a stocky build while the oldest son was taller, skinny, and had long locs.<sup>32</sup> [REDACTED] then explained that the female officer told the sons, "Stop, don't move," as other officers approached them.<sup>33</sup> The oldest son stepped in and asked the female officer, "Why are you arresting him? Don't arrest my brother."<sup>34</sup> [REDACTED] recalled the oldest son having his hands up and avoiding being handcuffed before [REDACTED] stepped in to assist her children.<sup>35</sup> The female officer then pulled her gun out, and [REDACTED] started yelling prior to the arrival of additional officers.<sup>36</sup> [REDACTED] told COPA [REDACTED] sons did not display any violent threats or acts toward the officers.<sup>37</sup>

Additionally, [REDACTED] observed other officers arriving on scene to assist the female officer as they attempted to subdue the oldest son.<sup>38</sup> The officers were successful in placing the oldest son in

---

<sup>22</sup> *Id* at Mark 19:20.

<sup>23</sup> See Attachment #5 at Mark 27:32.

<sup>24</sup> *Id* at Mark 27:47.

<sup>25</sup> Attachment 45.

<sup>26</sup> See Attachment #45 at Mark 2:45.

<sup>27</sup> *Id* at Mark 3:29.

<sup>28</sup> *Id* at Mark 4:43.

<sup>29</sup> *Id* at Mark 5:13.

<sup>30</sup> *Id* at Mark 5:32.

<sup>31</sup> *Id* at Mark 5:57.

<sup>32</sup> *Id* at Mark 6:23.

<sup>33</sup> *Id* at Mark 7:10.

<sup>34</sup> *Id* at Mark 7:19.

<sup>35</sup> *Id* at Mark 7:34.

<sup>36</sup> *Id* at Mark 7:47.

<sup>37</sup> *Id* at Mark 8:25.

<sup>38</sup> *Id* at Mark 8:02.

handcuffs, but not before they tased him for resisting arrest.<sup>39</sup> Lastly, ██████ recalled the youngest son being placed in handcuffs and taken to a squad vehicle.<sup>40</sup>

### **b. Officer Interviews**

**Officer Kimberly Valenti (“Officer Valenti”)** gave an audio- recorded statement on February 25, 2020.<sup>41</sup> In summary, Officer Valenti told investigators that she was a police officer at the 12<sup>th</sup> District on May 10, 2018, at or around 2:00 pm.<sup>42</sup> At that time, Officer Valenti and her partner, Officer Derrick Darnel, responded and assisted to a call of a vehicular hijacking at or near 2132 West Washington Boulevard.<sup>43</sup> Officer Valenti explained that she approached ██████ and her family in furtherance of the investigation into the vehicular hijacking.<sup>44</sup> Officer Valenti stated that ██████ intervened in the investigation when officers tried to effectuate an arrest.

On the day of the incident, Officer Valenti approached an individual that was later identified as ██████ son, because other officers gave his description as a possible subject in a vehicular hijacking.<sup>45</sup> Officer Valenti explained that the individual was hostile because he was fighting and tussling with an on-scene Sergeant and Officer Doyle as they attempted to place handcuffs on him.<sup>46</sup> Officer Valenti observed ██████ grabbing Officer Doyle’s waistband but was unsure as to whether ██████ was grabbing Officer Doyle’s weapon or trying to grab something from the individual. Officer Valenti told ██████ multiple times to get out of the way, but she would not listen to the officer’s verbal commands.<sup>47</sup> Officer Valenti also observed ██████ attempting to grab her at one point, and she stated, “Ma’am, you just need to stay back.”<sup>48</sup> ██████ replied, “I’m going to kick your ass.”<sup>49</sup>

In her interview with COPA, Officer Valenti explained that she never used her Taser and/or firearm at any point during this interaction. She also explained that she did not state words to the effect of “Nigger,” in reference to ██████<sup>50</sup>

Officer Valenti gave a subsequent audio-recorded statement on October 27, 2020.<sup>51</sup> Officer Valenti adopted the same statements that she made in her initial statement. In addition to her previous statement, Officer Valenti added that she did not strike or attempt to strike ██████ ██████ in the head with a handheld police radio.<sup>52</sup> Officer Valenti stated that the police radio in

---

<sup>39</sup> *Id* at Mark 8:48.

<sup>40</sup> *Id* at Mark 8:56.

<sup>41</sup> Attachment 74 & 95.

<sup>42</sup> See Attachment #74 (pg. 4; 8).

<sup>43</sup> *Id* at pgs. 8-9.

<sup>44</sup> *Id* at pg.12.

<sup>45</sup> *Id* at pgs. 17-18.

<sup>46</sup> *Id* at pg. 16.

<sup>47</sup> *Id*.

<sup>48</sup> *Id* at pg. 20.

<sup>49</sup> *Id*.

<sup>50</sup> *Id* at pg. 19.

<sup>51</sup> Attachment 79 & 96.

<sup>52</sup> See Attachment #79 (pg. 20).

her hand inadvertently made contact with Mr. [REDACTED] person, but she did not strike him using the device.<sup>53</sup>

**Officer Enrique Izaguirre (“Officer Izaguirre”)**<sup>54</sup> gave an audio recorded statement on August 5, 2020. In summary, Officer Izaguirre told investigators that he was a police officer on the tactical team for 12<sup>th</sup> District on May 10, 2018.<sup>55</sup> At this time, Officer Izaguirre and other officers responded to a carjacking in the area of Warren and Damen.<sup>56</sup> Officer Izaguirre stated that someone over the radio described the individuals on scene and several officers went to place that individual in custody.<sup>57</sup> Officer Izaguirre then observed a large African-American woman who became hostile and very defensive when officers attempted to put the individual into custody. The woman failed to listen Officer Izaguirre’s verbal commands to keep back and slapped Officer Izaguirre’s hand down before getting into his face.<sup>58</sup> Officer Izaguirre then pulled out and retracted his baton, and the woman dared him to hit her.

Furthermore, Officer Izaguirre observed other officers struggling to place the individual that was described over the radio into custody. Officer Izaguirre assisted the other officers by removing his handcuffs to arrest him. He also recalled another male individual on-scene who was placed into custody and in need of medical attention. At this time, officers called for an ambulance and waited for them to arrive to assist the individual. Office Izaguirre then observed a large crowd that gathered around them and using their cell phones to record the incident.<sup>59</sup>

Due to the agitation of the crowd, Officer Izaguirre became frustrated and told people in the crowd to stop acting like animals.<sup>60</sup> Officer Izaguirre explained that it was a poor choice of words and that it was not his intention to “make it a prejudicial type of statement.”<sup>61</sup>

**Officer John Doyle (“Officer Doyle”)**<sup>62</sup> gave an audio-recorded statement on March 16, 2021. In summary, Officer Doyle told investigators that he was a police officer at the 12<sup>th</sup> District on May 10, 2018, at or around 2:00 p.m.<sup>63</sup> Officer Doyle stated that he heard over the radio that officers were responding to a foot chase in regards to a stolen vehicle at or near the 2300 block of Washington.<sup>64</sup> Officer Doyle recalled officers chasing people who were believed to be coming out of the stolen vehicle prior to finding the car. The officers went and attempted to the arrest the subjects, but the individuals fled.<sup>65</sup>

---

<sup>53</sup> *Id.*

<sup>54</sup> Attachment 84 & 93

<sup>55</sup> See Attachment #84 (pg. 4).

<sup>56</sup> *Id.* at pgs.8- 9.

<sup>57</sup> *Id.* at pg. 9.

<sup>58</sup> *Id.*

<sup>59</sup> *Id.* at pgs. 10-11.

<sup>60</sup> *Id.* at pg.12;16.

<sup>61</sup> *Id.* at pg.17.

<sup>62</sup> Attachment 91 & 94.

<sup>63</sup> See Attachment #91 at pg. 3.

<sup>64</sup> *Id.* at pg. 12.

<sup>65</sup> *Id.*

Soon after, Officer Doyle arrived on-scene where other officers stated, “the kid in the blue in front of the store.”<sup>66</sup> The kid in the blue was later identified as ██████████ (██████████)<sup>67</sup> Officer Doyle told COPA that this became an investigatory stop because ██████████ matched a description given by officers.<sup>68</sup> Officer Doyle explained that Officer Valenti was present on-scene and he heard, “Kim, the kid in the blue.”<sup>69</sup> Officer Doyle then attempted to reach for ██████████ but another male individual in black intervened and pushed Officer Doyle.<sup>70</sup> The male individual in black was later identified as ██████████ (██████████) ██████████ repeatedly made contact with Officer Doyle, and he decided to arrest him. In an attempt to handcuff ██████████ Officer Doyle fell to ground and other officers came to assist.<sup>71</sup> The officers eventually got ██████████ on the ground, and he was placed in handcuffs.

Meanwhile, ██████████ was handcuffed and lying on the ground where he was positioned on his stomach.<sup>72</sup> Officer Doyle told COPA investigators that ██████████ was not responding to him, and he attempted to roll ██████████ over. He also stated words to the effect of, “Fuck it, lay there. I don’t care,” in reference to ██████████ who was lying on the ground.<sup>73</sup> Officer Doyle then called for an ambulance while multiple officers attempted to roll ██████████ on his side. The officers eventually got ██████████ to lie on his side before the ambulance arrived on-scene.

After the ambulance arrived, Officer Doyle left and headed back to the station to start the paperwork.<sup>74</sup>

#### **a. Digital Evidence**

COPA reviewed approximately 44 minutes of **body-worn camera (“BWC”)**<sup>75</sup> captured by the involved officers and 27 minutes of surveillance footage camera captured by the West Haven Market.<sup>76</sup> Collectively, the footage establishes that the incident lasted roughly 25 minutes, starting when Officer Valenti and other officers arrived until the detention and arrest of ██████████ sons, ██████████ and ██████████

The **camera footage captured by the West Haven Market**<sup>77</sup> shows customers entering and exiting the store front at or near 2132 West Washington Boulevard. The footage then depicts an unidentified individual running west on Washington on the opposite side of West Haven Market before turning left into a parking lot of Metropolitan Missionary Baptist Church.<sup>78</sup> An unidentified

---

<sup>66</sup> *Id* at pg. 13.

<sup>67</sup> *Id* at pg. 38.

<sup>68</sup> *Id* at pg. 15. The description was two young Black males. See Att. 6

<sup>69</sup> *Id* at pgs. 21-22.

<sup>70</sup> *Id* at pg. 13.

<sup>71</sup> *Id* at pg. 29.

<sup>72</sup> *Id* at pg. 41.

<sup>73</sup> *Id* at pgs. 42; 56.

<sup>74</sup> *Id* at pg. 43.

<sup>75</sup> Attachment 66.

<sup>76</sup> See Attachments #17 and #66.

<sup>77</sup> Attachment 17.

<sup>78</sup> See Attachment #17 at Mark 1:39.

officer dressed in plain clothes is seen running in the street on Washington and pointing towards the parking lot before entering the same lot where the previous individual was headed.<sup>79</sup>

Moments later, ██████ and her brother, ██████ and son, ██████ are outside the store as they stand and watch the incident occurring in the parking lot across the street along with the store owner, ██████<sup>80</sup> ██████ is seen with long locs and wearing a black shirt and white cap.<sup>81</sup> The footage also captured ██████ in a blue shirt, approaching his family as they stand together to watch an incident occurring across the street.<sup>82</sup> After ██████ arrives, a black unmarked squad vehicle drives into the parking lot where the incident is occurring and backs out of the parking lot before approaching ██████ and her family.<sup>83</sup> The footage depicts Officer Valenti exiting the driver side of the unmarked SUV and approaching ██████ and her family on the sidewalk just a few feet away from the West Haven Market. The footage then captures a marked squad vehicle that arrives on scene where a male officer exits that vehicle. The male officer is later identified as Officer Doyle who aggressively approaches ██████ family.<sup>84</sup> This leads to a fight that involves Officer Doyle and ██████ that occurs around a parked SUV on the sidewalk next to West Haven Market.<sup>85</sup> The footage also depicts additional officers arriving on scene to assist Officers Doyle and Valenti as they attempt to detain and/or arrest ██████ and ██████<sup>86</sup>

The BWC footage captured by Officer Valenti shows multiple officers attempting to gain control over ██████ to place handcuffs on him, including Officer Doyle.<sup>87</sup> Officer Valenti tells ██████ that she needs to “get away” as the officers are on the ground with ██████ to place handcuffs on him. The BWC footage then depicts Officer Valenti striking and/or attempting to strike ██████ in the head with her handheld radio as he is falling to the ground.<sup>88</sup> The BWC footage also captures ██████ stating words to the effect of, “You tase my son, I’m going to kick your ass in yo face.”<sup>89</sup> After placing ██████ in handcuffs, two male officers then direct their focus to ██████ and place him in handcuffs as well.

Furthermore, the BWC footage depicts officers picking ██████ off the ground and he repeatedly states, “I need an ambulance,” as he collapses back to the ground.<sup>90</sup> As ██████ lies on the ground, multiple officers ask ██████ if he wanted to lie on his side. The BWC footage then captures ██████ recounting the incident to a male officer dressed in plain clothes. Officer Valenti tells the officer that ██████ pushed her and that she needs to go.<sup>91</sup> Afterwhile, Officer Valenti and other officers stand and wait for the ambulance while ██████ lays in the street. Officer Valenti then deactivates her BWC and the footage concludes at 9 minutes and 11 seconds.

---

<sup>79</sup> *Id* at Mark 1:47-1:53.

<sup>80</sup> *Id* at Mark 2:20.

<sup>81</sup> *Id*.

<sup>82</sup> See Attachment #17 at Mark 2:46.

<sup>83</sup> *Id* at Mark 2:53.

<sup>84</sup> *Id* at Mark 3:09.

<sup>85</sup> *Id* at Mark 3:17.

<sup>86</sup> *Id* at Mark 3:20-4:12.

<sup>87</sup> See Attachment 66- PO Valenti’s Body Worn Camera at Mark 00:04-1:11.

<sup>88</sup> See Attachment 66- PO Izaguirre’s Body Worn Camera at Mark 2:57-3:00.

<sup>89</sup> See Attachment 66- PO Valenti’s Body Worn Camera at Mark 1:06-1:09.

<sup>90</sup> *Id* at Mark 2:37-2:47.

<sup>91</sup> *Id* at Mark 4:53-4:57.

Additionally, the BWC footage captured by Officers Izaguirre and Doyle recounts the same incident depicted by Officer Valenti's BWC. The BWC footage captured by Officer Izaguirre shows an exchange with an unidentified black male who was standing by to watch the incident with [REDACTED] and her family. The BWC footage depicts other officers who stood around on-scene and/or spoke with [REDACTED] and other witnesses. Officer Izaguirre walked up to a group of bystanders and stated words to the effect of, "Stop acting like animals and let us do our job."<sup>92</sup> Officer Izaguirre then stated, "Calm down...stop acting like an animal," as he spoke to an unidentified black male in a heated exchange.<sup>93</sup> The BWC footage also shows officers standing around the crowd as [REDACTED] laid in the street while still in handcuffs.<sup>94</sup> Officer Izaguirre then deactivates his BWC and the footage concludes at 21 minutes and 47 seconds.

The BWC footage captured by Officer Doyle shows the officer inside his squad vehicle as he conducts a street stop. The BWC footage also captures dispatch giving a subject's description headed westbound on Washington street. As one subject was in custody, multiple officer via dispatch stated words to the effect of, "Kim... the guy behind you in the blue shirt... right behind you in front of the West Haven Market. Kim.. right there...the shirt unbuttoned. That guy.. running."<sup>95</sup> Officer Doyle then arrives to West Haven Market where Officer Valenti had already approached [REDACTED] and her family. Officer Doyle approaches [REDACTED] who had on an unbuttoned blue shirt and [REDACTED] intervened by stepping in between the two individuals. This led to a physical altercation and struggle with [REDACTED] as officers attempt to place handcuffs on him.

Shortly after, Officer Doyle and other officers gain control over the incident by placing both [REDACTED] and [REDACTED] in custody. As officers waited for an ambulance, Officer Doyle stood over [REDACTED] and asked him to lie on his side since he was lying in the street in handcuffs. Officer Doyle then stated words to the effect of, "Alright, fuck it..lay there. I don't care."<sup>96</sup> Officer Doyle then deactivates his BWC and the footage concludes at 13 minutes and 11 seconds.

### ***b. Documentary Evidence***

**Investigatory Stop Report ("ISR")**<sup>97</sup> documented an encounter with [REDACTED] at or near 2132 West Washington Boulevard on May 10, 2018. The responding officers conducted an investigatory stop of [REDACTED] because he matched the description of an alleged assailant in a vehicular hijacking. The ISR also indicated that [REDACTED] fit the description of an offender as described by the victim or witness as a reason for the officer's reasonable articulable suspicion in the investigatory stop. The officers stated that further investigation revealed that neither the victim nor the responding officer could positively identify [REDACTED] as the subject inside the vehicle.

## **VI. LEGAL STANDARD**

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

---

<sup>92</sup> See Attachment 66- PO Izaguirre's Body Worn Camera at Mark 5:59.

<sup>93</sup> See Attachment 66- PO Izaguirre's Body Worn Camera at Mark 7:14-7:19.

<sup>94</sup> *Id* at Mark 10:12.

<sup>95</sup> See Attachment 66- PO Doyle's Body Worn Camera at Mark 5:29-5:42; Attachment 34 at Mark 41:57- 42:07.

<sup>96</sup> *Id* at Mark 9:45.

<sup>97</sup> See Attachment #12

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 occurred and violated 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 misconduct occurred, even if by a narrow margin, then the preponderance of the evidence standard is met.

**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

### Officer Valenti

#### a. *Detained without justification*

COPA recommends a finding of **EXONERATED** for Allegations #1 and #2, in that Officer Valenti detained both [REDACTED] and [REDACTED] without justification.

The issue is whether Officer Valenti had reasonable suspicion to detain [REDACTED] and [REDACTED]. Generally, an investigatory stop is a "temporary detention and questioning of a person in the vicinity where the person was stopped based on reasonable articulable suspicion that the person is committing, is about to commit, or has committed a criminal offense."<sup>98</sup> In addition, subjects involved in investigatory stops "may be detained only for the length of time necessary to confirm or dispel the suspicion of criminal activity."<sup>99</sup>

Here, the evidence establishes that Officer Valenti had reasonable suspicion to detain [REDACTED] and [REDACTED] because she was conducting an investigation into a vehicular hijacking at or near

---

<sup>98</sup> CPD Special Order S04-13-09 *Investigatory Stop System* (effective date: July 10, 2017), Section II (A).

<sup>99</sup> *Id.*

the vicinity of 2132 West Washington where both individuals were located.<sup>100</sup> The ISR established that Officer Valenti had reasonable articulable suspicion to stop and detain [REDACTED] because he matched the description of the subject involved in the vehicular hijacking as described by the victim or witness.<sup>101</sup> The evidence further established that Officer Valenti also had reasonable articulable suspicion to stop and detain [REDACTED] because he impeded the investigation of [REDACTED]. The BWC footage captured by Officer Doyle shows [REDACTED] stepping in front of Officer Doyle to prevent him from detaining [REDACTED] which led to a physical altercation between [REDACTED] and Officer Doyle.<sup>102</sup> For these reasons, it is clear that Officer Valenti had reasonable articulable suspicion to detain both [REDACTED] and [REDACTED]. Accordingly, COPA finds that the allegations #1 and #2 are **EXONERATED**.

**b. Body Worn Camera (“BWC”)**

COPA also brought an allegation against Officer Valenti for not having her body worn camera activated and recording during the encounter with [REDACTED] and her sons. Special Order S03-14 states, “the department member will not deactivate an event mode unless the entire incident has been recorded and the member is no longer engaged in the law enforcement-related activity.”<sup>103</sup> In her interview with COPA, Officer Valenti stated that she deactivated her body worn camera because she believed everything was done.<sup>104</sup>

Contrary to the officer’s belief, Officer Valenti failed to comply with Special Order S03-14 because her BWC failed to record the entire incident. The BWC footage captured by Officer Valenti lasted 9 minutes and 11 seconds and failed to capture the transport of either [REDACTED] and/or [REDACTED]. Officer Valenti deactivated her BWC while [REDACTED] was still lying in the street in handcuffs which suggests that the entire incident was not recorded.<sup>105</sup> For these reasons, COPA finds by a preponderance of the evidence, that the officer’s action constituted misconduct. Therefore, COPA finds the allegation is **SUSTAINED**.

**c. Stated to [REDACTED] words of the effect, “Nigger”**

[REDACTED] claim that Officer Valenti stated words to the effect of, “Nigger” in reference to [REDACTED] is not supported by the evidence.<sup>106</sup> Here, in her interview with COPA, Officer Valenti stated that she did not refer to [REDACTED] or anyone else as a “Nigger.”<sup>107</sup> The evidence did not show any indication that Officer Valenti or any other CPD member referred to anyone on-scene as a racial slur. However, there is not clear and convincing evidence to refute the allegation alleged. Accordingly, COPA has determined that there is insufficient evidence to prove the allegations by a preponderance of the evidence. As such, this allegation is **NOT SUSTAINED**.

---

<sup>100</sup> See Attachment #74 (pg. 12).

<sup>101</sup> See Attachment #12.

<sup>102</sup> See Attachment 66- PO Doyle’s Body Worn Camera.

<sup>103</sup> CPD Special Order S03-14 *Body Worn Cameras* (effective date: April 30, 2018), Section III, B, 1(a).

<sup>104</sup> See Attachment #74 (pg. 4; 8).

<sup>104</sup> *Id* at pg. 12.

<sup>105</sup> See Attachment 66-PO Valenti’s Body Worn Camera at Mark 9:10.

<sup>106</sup> See Attachment #5 at Mark 17:04.

<sup>107</sup> See Attachment #74 at pg. 19.

**d. Requested assisting officers to threaten ██████████ with their taser without justification**

██████████ claim that Officer Valenti requested assisting officers to threaten her with their taser without justification is also not supported by the evidence. In her interview with COPA, Officer Valenti stated that she neither used a Taser nor firearm at any point during this interaction with ██████████ and her sons, ██████████ and ██████████<sup>108</sup> Officer Valenti explained to COPA investigators that Officer Doyle stated “Taser” to gain some control over the situation.<sup>109</sup> The BWC footage captured by Officer Izaguirre shows Officer Doyle pointing his Taser at ██████████ while on the ground. The BWC footage from the officers does not capture any evidence that Officer Valenti made any threats to use her Taser on ██████████ or requested assisting officers to do the same. As such, this allegation is **UNFOUNDED**.

**e. Striking and/or attempts to strike ██████████ in the head with a hand-held police radio, without justification**

COPA finds the allegation against Officer Valenti for striking and/or attempts to strike ██████████ ██████████ in the head with a hand-held police radio, without justification, is **SUSTAINED**. General Order G03-02-01 states, “[m]embers will avoid the use of flashlights, radios, firearms, or any item not specifically designed as an impact weapon unless reasonably necessary and no other practical options are available.”<sup>110</sup> Here, the BWC footage captured by the officers show Officer Valenti striking and/or attempting to strike ██████████ in the head with her handheld radio as he is falling to the ground.<sup>111</sup> Officer Valenti had the assistance from other officers available to her and ██████████ was already falling to the ground when she attempted to strike him.. Thus, she failed to rely on other practical options to gain control over ██████████ For these reasons, COPA finds by preponderance of the evidence that Officer Valenti’s actions constituted misconduct. Therefore, COPA finds the allegations is **SUSTAINED**.

### **Officer Izaguirre**

**a. Refers to multiple individuals as an “animal”**

COPA finds the allegation against Officer Izaguirre for referring to multiple individuals as “animals” is **SUSTAINED**. Department members are prohibited from engaging in “any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department.”<sup>112</sup> Department policy also mandates that all members, “treat all persons with courtesy and dignity which is inherently due every person as a human being” and do so while “speak[ing]... in a professional manner and maintain[ing] a courteous attitude in all contacts with

---

<sup>108</sup> *Id* at pg. 20.

<sup>109</sup> *Id* at pg. 19.

<sup>110</sup> CPD General Order G03-02-01 *Force Options* (effective date: October 16, 2017), Section IV (C)(2).

<sup>111</sup> See Attachment 66- PO Izaguirre’s Body Worn Camera at Mark 2:57-3:00.

<sup>112</sup> Article V, Rule 2 of the Rules and Regulations of the Chicago Police Department.

the public.”<sup>113</sup> Additionally, Department Rules prohibit a member from showing “disrespect to or maltreatment of any person, while on or off duty.”<sup>114</sup>

Here, the video evidence along with Officer Izaguirre’s admission shows him walking up to member(s) of the public and stating words to the effect of, “Stop acting like animals and let us do our job.”<sup>115</sup> Officer Izaguirre then stated, “Calm down...stop acting like an animal,” as he spoke to an unidentified black male in a heated exchange.<sup>116</sup> These statements made towards members of the public fell below the courteous and professional standard that was owed to the public, particularly in light of the racially charged history of this reference. Thus, it is clear that Officer Izaguirre’s actions brought “discredit upon the Department,” and law enforcement profession as a whole. For these reasons, COPA finds by preponderance of the evidence that Officer Izaguirre’s actions constituted misconduct and the allegation is **SUSTAINED**.

### **Officer Doyle**

#### **a. *Forcibly detained without justification***

COPA recommends a finding of **SUSTAINED** for Allegations #1 and #2, that Officer Doyle forcibly detained both [REDACTED] and [REDACTED] without justification. As stated above, the officers had reasonable basis to detain [REDACTED] because he impeded a police investigation that would determine whether [REDACTED] was the subject involved in a vehicular hijacking. Additionally, the officers also had reasonable basis to detain [REDACTED] because he matched the description of the subject involved in the vehicular hijacking as described by the victim and/or witness. Accordingly, COPA does not refute the lawful detention of [REDACTED] and [REDACTED]. However, the force involved to effectuate the detention is unlawful. Here, the video evidence shows that Officer Doyle aggressively approached [REDACTED] and her sons to forcibly detain [REDACTED] who matched the description given from other officers via dispatch.<sup>117</sup> Based on BWC footage, there was no reasonable explanation as to the level of force utilized by this officer in attempting the arrest of [REDACTED] and [REDACTED]. Moreover, it is clear that Officer Doyle’s actions were unreasonable because Officers Izaguirre and Valenti did not rely on such force to detain [REDACTED] and [REDACTED]. For these reasons, COPA finds by preponderance of the evidence that Officer Doyle’s actions constituted misconduct. Therefore, COPA finds the allegations is **SUSTAINED**.

#### **b. *Stated words to the effect of, “fuck it...lay there. I don’t care”***

COPA finds the allegation that Officer Doyle stated words to the effect of, “fuck it... lay there. I don’t care,” is Sustained. By his own admission, Officer Doyle made such statements to [REDACTED] who remained lying in the street in handcuffs until the ambulance arrived.<sup>118</sup> Here, it is irrefutable that Officer Doyle did not speak to [REDACTED] in a courteous manner and his statements

---

<sup>113</sup> CPD General Order 02-01 III (B); CPD General Order 02-04 II (C).

<sup>114</sup> Article V, Rule 8 of the Rules and Regulations of the Chicago Police Department.

<sup>115</sup> See Attachment 66- PO Izaguirre’s Body Worn Camera at Mark 5:59; See Attachment #84 at pgs.12;16.

<sup>116</sup> *Id* at Mark 7:14-7:19.

<sup>117</sup> See Attachment #17 at Mark 3:09; 3:17; and 3:20-4:12.

<sup>118</sup> See Attachment #91 at pgs. 42; 56.

were clearly maltreatment of an individual in need of medical attention. Officer Doyle's actions not only violated the Department's policy, but it is also brought discredit upon the Department and the law enforcement profession. For these reasons, COPA finds by preponderance of the evidence that Officer Doyle's actions constituted misconduct. Therefore, COPA finds the allegation is **SUSTAINED**.

**c. *Body Worn Camera ("BWC")***

COPA recommends a finding of **SUSTAINED** against Officer Doyle for not having his body worn camera activated and recording throughout this entire incident. Officer Doyle deactivated his camera while still on scene during the incident. For the same reasons above, COPA finds by preponderance of the evidence that Officer Doyle's actions constituted misconduct. Accordingly, COPA finds the allegation is **SUSTAINED**.

**VIII. RECOMMENDED DISCIPLINE FOR SUSTAINED ALLEGATIONS<sup>119</sup>**

**a. Officer Izzaguirre**

**i. Complimentary and Disciplinary History**

- 1. Complimentary:** 1 Deployment Operations Center Award, 1 Physical Fitness Award, 1 Other Award, 1 Presidential Election Deployment Award, 3 Attendance Awards, 1 Crime Reduction Ribbon (2004), 4 Department Commendations, 97 Honorable Mentions, 2 Crime Reduction Awards (2019, 2009), 301 Complimentary Letters, 1 NATO Summit Service Award, 1 Honorable Mention Ribbon Award, 1 Unit Meritorious Performance Award
- 2. Disciplinary:** None

**ii. Recommended Penalty, by Allegation**

- 1. Allegation No. 1-** Significant Suspension up to 364 days and training

COPA has considered Officer Izzaguirre's complimentary and disciplinary history as well as the nature of the allegations. Officer Izzaguirre's reference to members of the public acting like "animals" violates the Department's stated values of acting professionally and treating all members of the community with respect, compassion and dignity. Furthermore, the use of the term "animals" towards members of the African American community, in particular, has historically racial implications that further erode public trust in the Department and its members. While Officer Izzaguirre may not have used this term in an intentionally race-based manner and acknowledge

---

<sup>119</sup> Officer Valenti and Officer Doyle resigned prior to the closing of this case at COPA. Thus, COPA will not recommend discipline on those officers. Should they return to the Department, discipline will be recommended.

that he should not have behaved this way, his misconduct warrants a significant suspension. Thus, COPA recommends a significant suspension up to 364 days and training.

Approved:

A black rectangular redaction box covers the signature of the Deputy Chief Investigator.

Sharday Jackson  
*Deputy Chief Investigator*

October 24, 2022

Date