

SUMMARY REPORT OF INVESTIGATION

Date/Time/Location of Incident:	June 11, 2020 / 2:00 AM / [REDACTED]
Date/Time of COPA Notification:	June 11, 2020 / 3:00 AM
Involved Officer #1:	Ofc. Brian Quirk #9928 / Employee ID # [REDACTED] / DOA: 16 Aug 2017 / Unit: 010/214 / DOB: [REDACTED] 1993 / Male / White
Case Type:	Firearm Discharge

I. ALLEGATIONS

Officer	Allegation	Finding
Officer Brian Quirk	<p>It is alleged by Lt. James Corlett, that on or about June 11, 2020, at approximately 2:00 A.M., at or near [REDACTED], that you, Officer Brian Quirk committed misconduct through the following acts or omissions, by:</p> <p>1. Inattentive to duty in that you caused your firearm to unintentionally discharge.</p>	Sustained

II. SUMMARY OF EVIDENCE

On or about June 11th, 2020, Officer Brian Quirk was preparing to go on military leave from the Chicago Police Department and was at his personal residence when this incident occurred. Quirk had previously turned in his CPD police star to the Department and was cleaning his Glock 17 duty firearm to secure and store it prior to deployment.¹ To disassemble his firearm, Quirk told COPA he had to squeeze the trigger of the weapon to release the slide from the weapon’s frame.² Quirk told COPA he believed that he had properly checked that there was not a live round in his weapon before squeezing the trigger to disassemble the firearm.³ Quirk then accidentally fired one round into the floor or baseboard area of his apartment. Quirk went downstairs to check on his neighbors but was unable to contact them. Quirk then contacted OEMC to inform them that he was an off-duty police officer that had unintentionally discharged his weapon and was unable to contact his 2nd floor neighbors.⁴ Department members were eventually able to confirm that Quirk’s

¹ Att. #12, PO Quirk COPA Statement at 4m 30s

² Att. #12, PO Quirk COPA Statement at 4m 45s

³ Att. #12, PO Quirk COPA Statement at 5m

⁴ Att. #8, Case Report RD# JD260460

neighbors were not injured in the incident.⁵ Quirk believed that there was no issue with his weapon and that it did not malfunction. Quirk affirmed the allegation made against him.⁶

III. ANALYSIS AND CONCLUSION

COPA finds the allegation that Officer Brian Quirk was inattentive to duty in that he caused his firearm to unintentionally discharge, is Sustained. Officer Quirk admitted in his statement to COPA that he failed to properly check his firearm and ensure its safety prior to attempting to disassemble or clean it. Officer Quirk's inattention resulted in the unintentional discharge of his firearm. Officer Quirk affirmed the allegation made against him and took responsibility for his inattention to duty. As a result, COPA finds the allegation that Officer Brian Quirk was inattentive to duty in that he caused his firearm to unintentionally discharge, is Sustained.

IV. DISCIPLINARY RECOMMENDATION

a. Officer Brian Quirk

i. Complimentary and Disciplinary History⁷

Officer Brian Quirk's complimentary history features 43 awards, including 39 honorable mentions. Officer Brian Quirk has two prior instances of discipline on his record, one for absence without permission, and another for failure to perform assigned tasks. Officer Quirk received a reprimand for both incidents.

ii. Recommended Discipline

COPA has considered Officer Quirk's complimentary history and his prior disciplinary history. COPA has also considered Officer Quirk's acknowledgement of his inattention to duty during this incident and willingness to accept responsibility for his actions. COPA has also considered Officer Quirk's immediate notification of the incident to OEMC and his attempt to check on his neighbors. The potential danger to civilians in this incident is also a significant factor. Considering all these factors, COPA recommends a Written Reprimand up to a 5-day Suspension.

⁵ Att. #5, PO Quirk TRR

⁶ Att. #12, PO Quirk COPA Statement at 10m 20s

⁷ Att. #14

Approved:

[Redacted Signature]

Andrea Kersten
Chief Administrator

October 30, 2023

Date

[Redacted Signature]

Sharday Jackson
Deputy Chief Administrator – Chief Investigator

October 30, 2023

Date