

SUPPLEMENTAL SUMMARY REPORT OF INVESTIGATION

I. EXECUTIVE SUMMARY

Date of Incident:	May 9, 2022
Time of Incident:	3:10 pm
Location of Incident:	2901 S Michigan Avenue & 2850 S. Wabash Avenue, Chicago, IL
Date of COPA Notification:	May 9, 2022
Time of COPA Notification:	5:34 pm

This **Supplemental Report** reflects the agreement reached by COPA and the Superintendent of the Chicago Police Department (“CPD”) following discussions¹ regarding COPA’s disciplinary recommendations regarding **Police Officer Lucy Matusiak**.² In the Final Summary Report (“FSR”) dated November 9, 2023, COPA reached sustained findings regarding both allegations against Officer Matusiak.³

Following COPA’s issuance of its FSR, COPA provided the final disciplinary file related to COPA’s recommendations to CPD. On January 19, 2024, pursuant to Municipal Ordinance 2-178-130(a), the Superintendent issued a non-concurrence with recommended findings and penalties. Among other things, the Superintendent challenged COPA’s Sustained finding that Officer Matusiak violated General Order G06-01-02 when she searched a person of opposite gender.

Pursuant to 2-78-130(a)(iii), COPA and CPD engaged in discussions regarding the Superintendent’s response.⁴ Based on a discussion of CPD policy, the burden of proof, and the facts of this case, the parties agreed as follows:

- COPA agrees to a finding of Not Sustained for the allegation that Officer Matusiak violated G06-01-02 when she searched a person of opposite gender. COPA agrees to this change following further review of the evidence and CPD policy, which provides that officers consider citizen safety when conducting custodial searches. Thus, upon further review, COPA finds there is insufficient evidence to show that Officer Matusiak violated CPD policy, where her search of a person of opposite gender appears to have been carried out in the interest of the arrestee’s safety.

¹ City of Chicago Municipal Ordinance 2-78-130(a) (“Within ten business days after the submission of [the Superintendent’s] response that proposes no action or different action than that recommended by the Chief Administrator, the Superintendent and the Chief Administrator shall meet to discuss the Superintendent’s response.”).

² Star # 16011.

³ For a full summary of the evidence gathered during COPA’s investigation, refer to the FSR dated November 9, 2023.

⁴ COPA does not concede that there is an inconsistency in CPD policy. Rather, COPA relies on the policy’s requirement to consider citizen safety in reaching a Not Sustained finding.

- COPA agrees that a penalty of reprimand is appropriate for Officer Matusiak’s violation of CPD’s body worn camera policy. [COPA bases this reduced recommendation based on the factors cited in the FSR and the change in the finding as described above.]

Approved:



Steffany Hreno
Director of Investigations

5/28/2024

Date