



Log # 2024-0006694

## FINAL SUMMARY REPORT<sup>1</sup>

### I. EXECUTIVE SUMMARY

On August 18, 2024, the Civilian Office of Police Accountability (COPA) received an Initiation Report from Lieutenant (Lt.) Jennifer O’Shaughnessy reporting alleged misconduct by a member of the Chicago Police Department (CPD). Lt. O’Shaughnessy reported that Officer Carlos Manarpaac-Alvarez failed to document his use of force on ██████████ (██████████) during her detention.<sup>2</sup> Upon review of the evidence, COPA served additional allegations that Officer Manarpaac-Alvarez used excessive force against ██████████ while she was handcuffed on two separate occasions.<sup>3</sup> Officer Manarpaac-Alvarez also received allegations that he unjustifiably placed his hands near or around ██████████ neck, that he failed to use objectively reasonable de-escalation techniques, that he failed to accurately describe the facts and circumstances of the incident in his Tactical Response Report (TRR), and that he unnecessarily engaged in a verbal altercation with ██████████<sup>4</sup>

Following its investigation, COPA reached sustained findings regarding one of the excessive force allegations. Additionally, COPA sustained the allegations that Officer Manarpaac-Alvarez failed to use de-escalation techniques, failed to accurately describe the facts and circumstances of the incident in his TRR report, and engaged in an unnecessary verbal altercation with ██████████

### II. SUMMARY OF EVIDENCE<sup>5</sup>

On June 21, 2024, Officer Manarpaac-Alvarez and his partner, Officer Christian Vargas, were on routine patrol when they were dispatched to a call of shots fired at an apartment building located at ██████████.<sup>6</sup> The officers proceeded to the location, exited their squadrol, and activated their body worn cameras (BWC).<sup>7</sup>

Officers Manarpaac-Alvarez and Vargas entered the apartment building, announced their office, and proceeded to the staircase when they were met by an unknown black female, now

---

<sup>1</sup> Appendix A includes case identifiers such as the date, time, and location of the incident, the involved parties and their demographics, and the applicable rules and policies.

<sup>2</sup> Att. 2.

<sup>3</sup> One or more of these allegations fall within COPA’s jurisdiction pursuant to Chicago Municipal Code § 2-78-120. Therefore, COPA determined it would be the primary investigative agency in this matter.

<sup>4</sup> Att. 24, Officer Carlos Manarpaac-Alvarez’s TRR

<sup>5</sup> The following is a summary of what COPA finds most likely occurred during this incident. This summary utilized information from several different sources, including BWC footage, police reports, and officer interviews.

<sup>6</sup> Att. 26, Event Query.

<sup>7</sup> Att. 3, BWC of Officer Manarpaac-Alvarez, at 2:00; Att.4, BWC of Officer Christian Vargas, at 2:00.

identified as ██████<sup>8</sup> As the officers were standing on the 2nd-floor landing of the staircase, ██████ directed their attention to her apartment and informed them of the incident.<sup>9</sup> The officers cautiously proceeded to the 3<sup>rd</sup> floor apartment at the request of ██████ and discovered an unknown deceased black male with multiple gunshot wounds lying motionless in the doorway of ██████ apartment.<sup>10</sup> They immediately notified the Office of Emergency Management (OEMC) via radio.<sup>11</sup> Officer Manarpaac-Alvarez then requested that ██████ exit the apartment so they could secure the homicide crime scene. ██████ refused to exit the apartment and informed the officers that a large machete was on the floor.<sup>12</sup> Officer Manarpaac-Alvarez and his partner stepped over the deceased male and proceeded into the apartment to detain ██████ ██████ became verbally combative and irate, then pulled away from the officers.

As ██████ continued to resist the officers, both verbally and physically, she began to shout, "I am a girl."<sup>13</sup> Officer Manarpaac-Alvarez again requested that ██████ exit the apartment, then grabbed her arm and tried to guide her towards the doorway; ██████ continued to physically resist him.

As the officers were attempting to detain ██████ an unknown black male, now identified as ██████ (██████ entered the living room from a back room.<sup>14</sup> Officer Manarpaac-Alvarez and his partner requested that both exit the apartment because it was an active crime scene.<sup>15</sup> ██████ tried to explain the incident to the officers; they requested him to sit down in a chair.<sup>16</sup> Sergeant (Sgt.) Steven Holden and other assisting officers arrived at the scene.<sup>17</sup> Officer Manarpaac-Alvarez questioned ██████ about the incident, while ██████ remained verbally combative, irate, and resistant to the officers' commands.<sup>18</sup>

Officer Manarpaac-Alvarez then proceeded to the rear of the apartment to search for possible occupants.<sup>19</sup> Officer Vargas stopped ██████ from following Officer Manarpaac-Alvarez to the back of the apartment by grabbing her forearm and detaining her by the closet door.<sup>20</sup> Officer Manarpaac-Alvarez reentered the living room while ██████ continued to verbally and physically resist the officers. ██████ then turned towards Officer Manarpaac-Alvarez, raised her hand in an upward direction, and attempted to hit him.<sup>21</sup> The assisting officers redirected ██████ and placed handcuffs on her.<sup>22</sup> ██████ then accused the officers of choking her, although the BWC evidence

<sup>8</sup> Att. 1. Atts. 3 and 4, at 2:00 to 4:42.

<sup>9</sup> Atts. 3 and 4, at 4:42.

<sup>10</sup> Att. 1. Att. 3, at 5:10. Att.4, at 5:09. Note: The deceased male was later identified by the Cook County Medical Examiner as ██████.

<sup>11</sup> Att. 3, at 5:10. Att.4, at 5:11.

<sup>12</sup> Att. 3, at 5:14 to 5:22. Att. 4, at 5:15 to 5:33.

<sup>13</sup> Att. 3, at 5:25. Att. 4, at 5:23.

<sup>14</sup> Att. 3, at 5:42. Att. 4, at 5:40.

<sup>15</sup> Att. 3, at 5:52. Att. 4, at 5:52.

<sup>16</sup> Att. 3, at 5:58 to 6:20.

<sup>17</sup> Att. 3, at 6:05. Att. 4, at 6:10.

<sup>18</sup> Att. 3, at 6:20.

<sup>19</sup> Att. 3, at 6:34.

<sup>20</sup> Att. 4, at 6:35 to 7:32. Att. 3, at 6:35.

<sup>21</sup> Att. 3, at 7:32 to 7:38. Att. 4, at 7:32 to 7:37.

<sup>22</sup> Att. 4, at 7:40 and 7:51. Att. 3, at 7:51.

does not support that accusation.<sup>23</sup> The officers then guided her towards a chair and requested that she have a seat, but █████ continued to resist them.<sup>24</sup>

An argument ensued between Officer Manarpaac-Alvarez and █████ with █████ repeatedly stating that she was a girl, and the officer responding by stating, “I don’t care if you are a girl or a guy, I really don’t care.”<sup>25</sup> Officer Lauryn Carter intervened, requested that █████ calm down, and tried to de-escalate the situation.<sup>26</sup> █████ accused the officers of choking and assaulting her and threatened to file a lawsuit against them. Sgt. David Benitez entered the apartment, walked over to █████ and instructed her to sit down while pushing her into a downward position.<sup>27</sup> █████ continued to be combative, and Sgt. Benitez ordered the officers to take █████ to the squadrol.<sup>28</sup>

The officers guided █████ towards the back door to escort her to the squadrol. Officer Manarpaac-Alvarez pulled █████ towards the rear door to overcome her resistance, which caused her to fall and hit her head on the kitchen wall.<sup>29</sup> Officer Vargas assisted Officer Manarpaac-Alvarez in helping █████ from the floor and redirected her out of the rear doorway and towards the staircase.<sup>30</sup> Officer Manarpaac-Alvarez instructed █████ to walk down the stairs, while warning her that “these stairs are going to hurt.”<sup>31</sup> █████ continued to resist the officers by shifting her body weight and going limp, stating, “You are going to pull me down these bitches.”<sup>32</sup> Officer Manarpaac-Alvarez responded by stating, “Well, you are not walking down them by yourself.”<sup>33</sup> As █████ shifted her body weight, Officer Manarpaac-Alvarez continued to pull her down the stairs, which caused her to fall and scrape her legs on the steps.<sup>34</sup>

Officer Carl Hampton, who was standing at the rear doorway, intervened and assisted the officers in escorting █████ Officer Hampton tried to de-escalate the situation by taking control of █████ and escorting her to the squadrol. █████ repeatedly insulted Officer Manarpaac-Alvarez by calling him racial epithets,<sup>35</sup> and Officer Manarpaac-Alvarez continued to engage in a verbal back-and-forth with █████<sup>36</sup> █████ then leaned towards Officer Manarpaac-Alvarez and committed a battery by spitting in his direction.<sup>37</sup> Officers Hampton and Vargas took █████ down to the ground, at which point Officer Manarpaac-Alvarez kneeled towards █████ and laughed at her.<sup>38</sup>

<sup>23</sup> Att. 3, at 7:43. She could be heard on BWC saying, “You’re choking me.”

<sup>24</sup> Att. 3, at 7:51 to 8:00.

<sup>25</sup> Att. 3, at 7:50 to 8:50.

<sup>26</sup> Att. 3, at 8:47. Att. 7.

<sup>27</sup> Att. 8, at 4:07 to 4:20. Att. 3, at 10:13. Att. 4, at 10:13.

<sup>28</sup> Att. 8, at 5:13. Att. 3, at 11:07. Att. 4, at 11:05.

<sup>29</sup> Att. 3, at 11:07 to 11:30. Att. 4, at 11:08 to 11:28.

<sup>30</sup> Att. 4, at 11:30.

<sup>31</sup> Att. 3, at 11:45 to 12:00.

<sup>32</sup> Att. 3, at 11:50 to 11:53.

<sup>33</sup> Att. 3, at 11:53.

<sup>34</sup> Att. 3, at 11:56. Att. 4, at 11:45 to 12:00. Att. 5, at 8:24.

<sup>35</sup> Att. 3, at 12:45 to 13:50.

<sup>36</sup> Att. 3, at 12:10 to 13:50. Att. 4, at 12:45 to 13:48.

<sup>37</sup> Att. 3, at 13:50. Att. 4, at 13:48. Att. 5, at 10:18.

<sup>38</sup> Att. 3, at 13:50 to 14:20. Att. 4, at 13:58. Att. 5, at 10:26. COPA notes that Officer Manarpaac-Alvarez’s use of force was not initially mentioned in his TRR. See also Att. 24 and Att. 38.

Officers Hampton and Vargas helped [REDACTED] from the ground and escorted her to the squadrol.<sup>39</sup> [REDACTED] was then transported to the 003<sup>rd</sup> District police station for processing. Once at the station, [REDACTED] refused to identify herself and continued to verbally and physically resist the officers. She complained of injuries to her wrist and legs, and as a result, she was transported by ambulance to the [REDACTED] Hospital for medical evaluation.<sup>40</sup> Paramedics noted that [REDACTED] had abrasions to her knees but it was not clear how she sustained the injuries.<sup>41</sup> [REDACTED] was charged with Aggravated Battery to a Peace Officer and First-Degree Murder, but was later released without being charged for the murder.

COPA attempted to contact [REDACTED] via telephone, email, and mail to schedule an interview. COPA also reached out to her attorney, [REDACTED], and conducted a personal visit to her residence, but all efforts were unsuccessful.<sup>42</sup>

Officer Manarpaac-Alvarez completed a TRR for this incident; however, he failed to report that [REDACTED] had hit her head against the kitchen wall as a result of his use of force.<sup>43</sup> Lt. O'Shaughnessy initiated a complaint to COPA, reporting that Officer Manarpaac-Alvarez failed to properly document this use of force against a handcuffed subject.<sup>44</sup> Lt. O'Shaughnessy also alleged that Officer Manarpaac-Alvarez's use of force was not in compliance with CPD policy and directives.<sup>45</sup>

COPA interviewed Officers Manarpaac-Alvarez, Vargas, and Hampton, all of whom provided similar statements. Officer Manarpaac-Alvarez's account of events essentially aligned with the arrest report. During his COPA statement, he denied all of the allegations against him.<sup>46</sup> [REDACTED] could not recall the kitchen incident until his BWC was shown to him, at which point he said it was unintentional.<sup>47</sup> Officer Manarpaac-Alvarez believed that [REDACTED] had deadened her weight to resist complying with his verbal commands during both the kitchen and back porch incidents, which caused her falls.<sup>48</sup> He denied placing his hands near or around [REDACTED] neck,<sup>49</sup> engaging in a verbal altercation with [REDACTED] failing to accurately describe the facts and circumstances in his TRR, failing to use de-escalation techniques, or causing [REDACTED] to fall by pulling her from behind while she was handcuffed.<sup>50</sup>

Officer Vargas, a witness officer, provided a similar statement to his partner. In his statement to COPA, he explained that he and his partner were dispatched to a call of shots fired.

---

<sup>39</sup> Att.3, at 14:20. Att.4, at 14:17. Att.5, at 10:26 to 11:40.

<sup>40</sup> COPA requested medical records for [REDACTED] but no records were found.

<sup>41</sup> Att. 57.

<sup>42</sup> See CMS Notes and Atts. 29, 35, 36, 53, and 57.

<sup>43</sup> Att. 24.

<sup>44</sup> Att. 2. In his TRR, Officer Manarpaac-Alvarez answered "no" to the question, "Was any reportable force used against the subject while handcuffed or otherwise in physical restraints?" Att. 2, pg. 2.

<sup>45</sup> Att. 24, pg. 3.

<sup>46</sup> Att. 43, Att. 44, pgs. 24 to 26.

<sup>47</sup> Att. 43, Att. 44, pg. 14.

<sup>48</sup> Att. 43, Att. 44, pg. 16, lns. 20 to 24, pg. 17, lns. 2 to 9.

<sup>49</sup> Att. 43, Att. 44, pg. 18, lns. 6 to 11, pg. 26, lns. 1 to 3.

<sup>50</sup> Att. 43, Att. 44, pg. 25, lns. 3 to 17.

Once they arrived at the apartment building, ██████ directed their attention to a deceased male lying motionless in the doorway of her apartment.<sup>51</sup> Vargas described ██████ as an assailant who was aggressive, combative, and irate during his interaction with her.<sup>52</sup> Vargas believed that ██████ refused to walk and intentionally deadened her weight to resist Officer Manarpaac-Alvarez's verbal commands, and that caused her to fall.<sup>53</sup> Vargas stated that he witnessed ██████ battering his partner by spitting on him.<sup>54</sup>

Officer Carl Hampton, a witness officer, also provided a similar account of the incident. In his statement to COPA, he explained that he was dispatched to a call of shots fired as an assist car. Once he arrived at the scene, he initially searched the 2nd-floor apartment for any occupants and overheard ██████ arguing with officers.<sup>55</sup> Officer Hampton then proceeded to the rear doorway of the 2nd-floor apartment, where he noticed Officers Manarpaac-Alvarez and Vargas helping ██████ from the bottom of the steps.<sup>56</sup> Officer Hampton intervened as a de-escalation technique, and he took custody of ██████ and escorted her down the staircase to the squadrol. Officer Hampton felt his de-escalation techniques calmed ██████ down, allowing her to feel comfortable and relaxed with him.<sup>57</sup> As he escorted ██████ out of the alleyway, she engaged in a verbal altercation with Officer Manarpaac-Alvarez, which resulted in her spitting in his direction.<sup>58</sup> Officer Hampton and assisting officers then conducted an emergency takedown to prevent further battery to the officers.<sup>59</sup>

### III. ALLEGATIONS

#### **Officer Carlos Manarpaac-Alvarez:**

1. Used Excessive Force by pulling ██████ from behind, while handcuffed, causing her to fall and hit her head against the wall.
  - Sustained, in violation of Rules 2, 3, 6, 8, 9.
2. Used Excessive Force by pulling ██████ down the back porch staircase, while handcuffed, causing her to fall.
  - Unfounded.
3. Unjustifiably placed his hands near or around ██████ neck.
  - Not Sustained.
4. Failing to use objectively reasonable de-escalation techniques, in Violation of General Order G03-02-01.
  - Sustained, in violation of Rules 2, 3, 6, 8, 9.

---

<sup>51</sup> Att. 40, Att. 41, pgs. 7 to 8.

<sup>52</sup> Att. 40, Att. 41, pg. 8, lns. 9 to 13.

<sup>53</sup> Att. 40, Att. 41, pg. 17, lns. 17 to 20.

<sup>54</sup> Att. 40, Att. 41, pg. 10, lns. 9 to 12.

<sup>55</sup> Att. 46, Att. 47, pg. 9, lns. 16 to 24.

<sup>56</sup> Att. 46, Att. 47, pg. 12, lns. 15 to 23.

<sup>57</sup> Att. 46, Att. 47, pg. 19 to 23.

<sup>58</sup> Att. 46, Att. 47, pg. 13, lns. 5 to 15.

<sup>59</sup> Att. 46, Att. 47.

5. Failing to accurately describe the facts and circumstances of the incidents in your Tactical Response Report with respect to your use of force during the arrest.
  - Sustained, in violation of Rules 2, 3, 6, and 10.
6. Engaged in an unnecessary verbal altercation with ██████████
  - Sustained, in violation of Rules 2, 3, 6, 8, and 9.

#### IV. CREDIBILITY ASSESSMENT

The credibility of an individual relies primarily on two factors: 1) the individual's truthfulness and 2) the reliability of the individual's account. The first factor addresses the honesty of the individual making the statement, while the second factor speaks to the individual's ability to accurately perceive the event at the time of the incident and then accurately recall the event from memory. The investigation did not reveal evidence that caused COPA to question the credibility of any of the involved individuals.

#### V. ANALYSIS<sup>60</sup>

##### A. Use of Force

COPA finds the allegation that Officer Manarpaac-Alvarez used excessive force by pulling ██████████ from behind, while handcuffed, causing her to fall and hit her head against the kitchen wall, is sustained. CPD policy states that the highest priority is the sanctity of human life. In all aspects of their conduct, CPD expects that its members act with the foremost regard for the preservation of human life and the safety of all persons involved.<sup>61</sup> CPD members are only authorized to use force that is objectively reasonable, necessary, and proportional, under the totality of the circumstances, to ensure the safety of a member or a third person, stop an attack, make an arrest, control a person, or prevent escape.<sup>62</sup> This means that CPD members may use only the amount of force necessary to serve a lawful purpose. The amount and type of force used must be proportional to the threat, actions, and level of resistance a person offers.<sup>63</sup> Furthermore, CPD policy prohibits members from using force against a person who is fully restrained and controlled with handcuffs or other restraining devices, unless the member must immediately act to prevent injury or escape.<sup>64</sup>

Here, the BWC evidence shows Officer Manarpaac-Alvarez forcefully pulling ██████████ from behind, while she was handcuffed, causing her to fall and hit her head against the kitchen wall. Although ██████████ was not cooperating at the time of arrest, the force that was used by Officer Manarpaac-Alvarez was not reasonable, necessary, or proportionate to the threat. At the time Officer Manarpaac-Alvarez pulled ██████████ backward, she was standing in the kitchen and speaking

<sup>60</sup> For a definition of COPA's findings and standards of proof, *see* Appendix B.

<sup>61</sup> Att. 49, G03-02 (II)(A), De-escalation, Response to Resistance, and Uses of Force (effective June 28, 2023, to present).

<sup>62</sup> Att. 49, G03-02 (III)(B)

<sup>63</sup> Att. 49, G03-02 (III)(B)(3).

<sup>64</sup> Att. 48, G03-02-01 (II)(G), Response to Resistance and Force Options (effective June 28, 2023, to present).

to several other officers. As those officers used de-escalation techniques to calm [REDACTED] Officer Manarpaac-Alvarez suddenly pulled [REDACTED] backwards and caused her to collide with the kitchen wall. Officer Manarpaac-Alvarez's use of force against the handcuffed [REDACTED] was not necessary to prevent injury or escape; therefore, his actions violated CPD policy. Moreover, Officer Manarpaac-Alvarez failed to document his use of force in his TRR, leading Lt. O'Shaughnessy to initiate this complaint. For these reasons, COPA finds allegation 1 is **sustained** as a violation of Rules 2, 3, 6, 8, and 9.

COPA finds the allegation that Officer Manarpaac-Alvarez used excessive force by pulling [REDACTED] down the back porch staircase, while handcuffed, causing her to fall, is unfounded. The BWC evidence shows that Officer Manarpaac-Alvarez guided [REDACTED] down the back porch staircase, warning her of the effects of falling down the stairs, by stating, "Walk...these stairs are going to hurt, so come on."<sup>65</sup> [REDACTED] then responded to Officer Manarpaac-Alvarez stating, "So you are going to pull me down these bitches." As Officer Manarpaac-Alvarez led [REDACTED] down the staircase, he commented, "Well, you're not walking by yourself. Are you?"<sup>66</sup> The video shows that [REDACTED] then stiffened and deadened her body weight, causing her to ultimately fall down the stairs. There is no evidence depicting Officer Manarpaac-Alvarez pulling [REDACTED] down the back porch staircase causing her to fall; therefore, allegation 2 is **unfounded** by clear and convincing evidence.

COPA finds the allegation that Officer Manarpaac-Alvarez unjustifiably placed his hands near or around [REDACTED] neck, is not sustained. Under CPD policy, the application of a chokehold, carotid artery restraint, or other restraints above the shoulders with risk of positional asphyxiation, are all defined as deadly force.<sup>67</sup> CPD members are authorized to use deadly force only as a last resort when necessary to protect against an imminent threat to life or to prevent great bodily harm.<sup>68</sup> The policy specifies that "a threat is imminent when it is objectively reasonable to believe that: 1) the person's actions are immediately likely to cause death or great bodily harm to the member or others unless action is taken; and 2) the person has the means or instruments to cause death or great bodily harm; and 3) the person has the opportunity and ability to cause death or great bodily harm."<sup>69</sup>

In this case, there is no video evidence that is available to prove or disprove this allegation. Officer Manarpaac-Alvarez told COPA that he placed his hands near [REDACTED] shoulders to restrain her, but he denied choking [REDACTED] or placing his hands near or around her neck. The BWC footage captured [REDACTED] saying, "You choking me," but the video never depicts her being choked or having any officer's hands near her neck. Moreover, both Officers Manarpaac-Alvarez and Vargas denied engaging in this conduct, as well as witnessing any of the other officers present place their hands near [REDACTED] neck. COPA lacks sufficient evidence to prove or disprove this allegation by a preponderance of the evidence; accordingly, allegation 3 is **not sustained**.

---

<sup>65</sup> Att. 3, at 11:44.

<sup>66</sup> Att. 3, at 11:50.

<sup>67</sup> Att. 49, G03-02 (IV)(A)(4)-(6).

<sup>68</sup> Att. 49, G03-02 (IV)(C).

<sup>69</sup> Att. 49, G03-02 (IV)(B).

## B. De-escalation

COPA finds the allegation that Officer Manarpaac-Alvarez failed to use objectively reasonable de-escalation techniques while interacting with ██████ is sustained. CPD policy requires members to “use de-escalation techniques to prevent or reduce the need for force, unless doing so would place a person or a Department member in immediate risk of harm, or de-escalation techniques would be clearly ineffective under the circumstances at the time.”<sup>70</sup> The policy further provides a non-exhaustive list of examples of de-escalation techniques that members must consider. These include (a) issuing warnings and exercising persuasion and advice prior to the use of force; (b) stabilizing the situation through the use of time, distance, or positioning to isolate and contain a person; and (c) requesting additional personnel or “specialized units or equipment including Crisis Intervention Team (CIT) trained officers.”<sup>71</sup>

Here, the BWC footage of this incident shows that Officer Manarpaac-Alvarez repeatedly failed to de-escalate the situation and instead engaged in a verbal argument with ██████. In one example, ██████ refused to follow the officer’s orders, while reminding him that she is a female. Officer Manarpaac-Alvarez responded with a dismissive remark, stating “I don’t care if you are a girl or guy, I really don’t care.”<sup>72</sup> After ██████ fell on the bottom steps of second staircase landing, she again reminded Officer Manarpaac-Alvarez that she identifies as a female and wished to be treated as such. Officer Manarpaac-Alvarez repeated his previous response, stating that he did not care.<sup>73</sup> In another example, ██████ started to verbally disrespect Officer Manarpaac-Alvarez by directing racial slurs at him. Rather than disengaging with ██████ or allowing another officer to take custody of her, Officer Manarpaac-Alvarez engaged in a back-and-forth exchange with her, further escalating the situation.

In his statement to COPA, Officer Manarpaac-Alvarez denied failing to use appropriate de-escalation techniques during this encounter. However, the evidence suggests that his decision to continue direct engagement with ██████ unnecessarily escalated the conflict. Furthermore, Officer Manarpaac-Alvarez had multiple opportunities to transfer ██████ to another officer but failed to do so. Due to his lack of sensitivity and professionalism, COPA finds allegation 4 is **sustained** as a violation of Rules 2, 3, 6, 8, and 9, by the preponderance of evidence.

## C. Verbal Altercation

COPA finds the allegation that Officer Manarpaac-Alvarez engaged in an unnecessary verbal altercation with ██████ is sustained. CPD policy requires members to “act, speak, and conduct themselves in a courteous, respectful, and professional manner.”<sup>74</sup> Further, CPD members may not exhibit a condescending attitude or direct any derogatory terms towards any person in any manner, and they may not use language intended to taunt or denigrate an individual, including using racist or derogatory language.<sup>75</sup>

<sup>70</sup> Att. 49, G03-02 (II)(D).

<sup>71</sup> Att. 49, G03-02 (II)(D)(2).

<sup>72</sup> Att. 3, at 8:20.

<sup>73</sup> Att. 3 at 12:07.

<sup>74</sup> Att. 52, G02-01(III)(B)(3), Protection of Human Rights (effective June 30, 2022, to present).

<sup>75</sup> Att. 52, G02-01(III)(B)(4).

The CPD Rules of Conduct further stress the requirement that CPD members treat all individuals in a respectful manner.<sup>76</sup> CPD Rule 2 prohibits any action or conduct which impedes CPD's policy and goals or brings discredit upon CPD, while Rule 3 prohibits actions that fail to promote CPD's efforts to implement its policy or accomplish its goals. Rule 8 prohibits any disrespect or maltreatment of any person, while on or off duty. Finally, Rule 9 prohibits CPD members from engaging in any unjustified verbal or physical altercation with any person, while on or off duty.

As previously mentioned, Officer Manarpaac-Alvarez did not disengage with ██████ when she made disrespectful comments towards him; instead, he participated in a back-and-forth argument with her. For example, when ██████ referred to Officer Manarpaac-Alvarez as "folk," he repeatedly echoed the same term back to her and told her to shut up.<sup>77</sup> Additionally, after ██████ spat at him and was taken down to the ground by other officers, Officer Manarpaac-Alvarez knelt down and laughed at her in a taunting manner.<sup>78</sup> This conduct falls short of the standard expected of CPD members. COPA, therefore, finds that allegation 6 is **sustained** as a violation of Rules 2, 3, 6, 8, and 9, by the preponderance of evidence.

#### **D. Tactical Response Report (TRR)**

COPA finds the allegation that Officer Manarpaac-Alvarez failed to accurately describe the facts and circumstances of the incident in his TRR with respect to his use of force during this arrest, is sustained. Under CPD policy, members are required to complete a TRR to document all reportable uses of force, including force used against a person who is injured or alleges injury resulting from the member's use of force, and force used against a person who is fully restrained in handcuffs.<sup>79</sup> Members must describe, "with specificity, the use of force incident, the person's actions or other circumstances necessitating the force used, and the involved member's response, including force mitigation efforts (e.g., verbal direction/control techniques), and specific types and amount of force used."<sup>80</sup>

In the Initiation Report, Lt. O'Shaughnessy raised concerns about the TRR authored by Officer Manarpaac-Alvarez. According to the lieutenant, Officer Manarpaac-Alvarez failed to properly document his use of force against a handcuffed subject. Specifically, he failed to report that he pulled ██████ from behind, causing her to fall and appear to hit the side of her head against the kitchen wall.<sup>81</sup> Additionally, Lt. O'Shaughnessy noted that this use of force was not in compliance with CPD policy and directives.<sup>82</sup>

---

<sup>76</sup> Att. 51, Rules and Regulations of the Chicago Police Department, Rules of Conduct (V) (effective April 16, 2015).

<sup>77</sup> Att. 3 at 8:30.

<sup>78</sup> Att. 3, at 13:58.

<sup>79</sup> Att. 50, Incidents Requiring the Completion of a Tactical Response Report, G03-02-02III(A)(1)(a), III(A)(2)(b)(1) (effective June 28, 2023 to present).

<sup>80</sup> Att. 50, G03-02-02 (IV)(B)(1)(c)(1).

<sup>81</sup> Att. 2.

<sup>82</sup> Att. 24.

In Officer Manarpaac-Alvarez's statement to COPA, he asserted that he did not need to document this portion of the incident in a TRR because, in his view, he did not use force.<sup>83</sup> However, CPD directives require that all uses of force that result in a person being injured or alleging injury must be documented in a TRR, as well as all reportable uses of force against a person who is restrained in handcuffs.<sup>84</sup> In this case, ██████ was in handcuffs and under the direct control of Officer Manarpaac-Alvarez when she fell in the kitchen, and when she fell a second time down the staircase. In both instances, ██████ made exclamations of pain, indicating she had received possible injuries, and she ultimately obtained medical treatment for injuries she likely received to her legs during her fall down the stairs.<sup>85</sup> Regardless of whether Officer Manarpaac-Alvarez believed he used intentional force in these situations, ██████ motions were under his control, and her injuries occurred in his presence. Therefore, Officer Manarpaac-Alvarez's actions should have been documented in a TRR. Accordingly, COPA finds that allegation 5 is **sustained** as a violation of Rules 2, 3, 6, and 10, by a preponderance of the evidence.

## **VI. DISCIPLINARY RECOMMENDATION**

### **a. Officer Carlos Manarpaac-Alvarez**

#### **i. Complimentary and Disciplinary History<sup>86</sup>**

Officer Manarpaac-Alvarez has been employed by CPD since April 25, 2022. He has received 26 awards, including two Department Commendations, one Life Saving Award, and 22 Honorable Mentions. He has no prior sustained complaints.

Additionally, Officer Manarpaac-Alvarez has received three SPARs: one for failure to perform assigned tasks (no disciplinary action), one BWC violation (reprimand); and one for a court appearance violation (no disciplinary action).

#### **ii. Recommended Discipline**

COPA has found that Officer Manarpaac-Alvarez violated Rules 2, 3, 6, 8, 9, and 10 when he used excessive force against a handcuffed individual, failed to properly document his use of force in his TRR, failed to use appropriate de-escalation techniques, and engaged in an unnecessary verbal altercation. In mitigation, COPA recognizes that Officer Manarpaac-Alvarez had only been a police officer for two years at the time of this incident, and many of his errors can be attributed to inexperience and/or inadequate training. This is also Officer Manarpaac-Alvarez's first sustained complaint. In aggravation, COPA notes that Officer Manarpaac-Alvarez failed to treat ██████ a vulnerable individual, with sensitivity or respect. His actions eroded the public's trust in law enforcement and undermined CPD's efforts to uphold its policies and achieve its goals.

<sup>83</sup> Att. 44, pg. 21, ln. 14 to pg. 22, ln. 5.

<sup>84</sup> Att. 49, G03-02-02 III(A)(1)(a) and III(A)(2)(b)(1).

<sup>85</sup> See Att. 57. The ambulance report documents that ██████ complained of bilateral leg pain, and paramedics observed abrasions on her knees.

<sup>86</sup> Att. 54.

It is for these reasons, combined with Officer Manarpaac-Alvarez’s disciplinary and complimentary history, that COPA recommends Officer Manarpaac-Alvarez receive a **1 to 29-day suspension** and **retraining** on the following CPD policies: 1) G03-02, De-Escalation, Response to Resistance, and Use of Force; 2) G03-02-02, Incidents Requiring the Completion of a Tactical Response Report; and 3) G02-01, Protection of Human Rights.

Approved:



11/3/2025

---

Steffany Hreno  
*Acting Deputy Chief Administrator*

---

Date

Appendix ACase Details

Date/Time/Location of Incident:	June 21, 2024 / 00:09 / ██████████, Chicago, Illinois 60649
Date/Time of COPA Notification:	August 18, 2024 / 8:46 p.m.
Involved Officer #1:	Carlos Manarpaac-Alvarez / Star # 17832 / Employee # ██████████ / Date of Appointment: April 25, 2022 / Unit of Assignment: 003 / Gender: Male / Race: White Hispanic
Witness Officer #1:	Christian Vargas / Star # 14947 / Employee # ██████████ / Date of Appointment: March 28, 2022 / Unit of Assignment: 003 / Gender: Male / Race: White Hispanic
Witness Officer # 2:	Carl Hampton / Star # 16142 / Employee # ██████████ / Date of Appointment: April 25, 2022 / Unit of Assignment: 003 / Gender: Male / Race: Black
Involved Individual #1:	██████████ / DOB: ██████████, 1998 / Female

Applicable Rules

- Rule 2:** Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.
- Rule 3:** Any failure to promote the Department's efforts to implement its policy or accomplish its goals.
- Rule 5:** Failure to perform any duty.
- Rule 6:** Disobedience of an order or directive, whether written or oral.
- Rule 8:** Disrespect to or maltreatment of any person, while on or off duty.
- Rule 9:** Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.
- Rule 10:** Inattention to duty.
- Rule 14:** Making a false report, written or oral.
- Rule 38:** Unlawful or unnecessary use or display of a weapon.

Applicable Policies and Laws

- G03-02, De-Escalation, Response to Resistance, and Use of Force (effective June 28, 2023 to present)
- G03-02-01, Response to Resistance and Force Options (effective June 28, 2023 to present)
- G03-02-02, Incidents Requiring the Completion of a Tactical Response Report (effective June 28, 2023 to present)
- G02-01, Protection of Human Rights (effective June 30, 2022 to present)
- Rules and Regulations of the Chicago Police Department (effective April 16, 2015 to present)

## Appendix B

### **Definition of COPA’s Findings and Standards of Proof**

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

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 a proposition is proved.<sup>87</sup> For example, if the evidence gathered in an investigation establishes that it is more likely that the conduct complied with Department policy than that it did not, 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. 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.”<sup>88</sup>

---

<sup>87</sup> 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 is found to be more probably true than not).

<sup>88</sup> *People v. Coan*, 2016 IL App (2d) 151036, ¶ 28 (quoting Illinois Pattern Jury Instructions, Criminal, No. 4.19 (4<sup>th</sup> ed. 2000)).

**Appendix C****Transparency and Publication Categories**

Check all that apply:

- Abuse of Authority
- Body Worn Camera Violation
- Coercion
- Death or Serious Bodily Injury in Custody
- Domestic Violence
- Excessive Force
- Failure to Report Misconduct
- False Statement
- Firearm Discharge
- Firearm Discharge – Animal
- Firearm Discharge – Suicide
- Firearm Discharge – Unintentional
- First Amendment
- Improper Search and Seizure – Fourth Amendment Violation
- Incidents in Lockup
- Motor Vehicle Incidents
- OC Spray Discharge
- Search Warrants
- Sexual Misconduct
- Taser Discharge
- Unlawful Denial of Access to Counsel
- Unnecessary Display of a Weapon
- Use of Deadly Force – other
- Verbal Abuse
- Other Investigation