



Brandon Johnson
Mayor

Department of Police · City of Chicago
3510 S. Michigan Avenue · Chicago, Illinois 60653

Larry B. Snelling
Superintendent of Police

February 26, 2026

Lakenya White
Interim Chief Administrator
Civilian Office of Police Accountability (COPA)
1615 W. Chicago Ave., 4th Floor
Chicago, Illinois 60622

Re: Superintendent's Partial Concurrence with COPA's Findings and Partial Concurrence with Penalty Recommendations
Complaint Log. 2024-0005863
FTO David Ross #15315
Officer Marcus Barrow #7121
Officer Ayuk Nfundoak #15772

Dear Interim Chief Administrator White:

After a careful review of the above referenced complaint log number, the Chicago Police Department (Department) partially concurs with the recommended sustained findings and with the penalty recommendation, as it pertains to FTO David Ross, Star No. 15315. The Department partially concurs with the recommended sustained findings and concurs with the penalty recommendation, as it pertains to Officer Marcus Barrow, Star No. 7121. In addition, the Department does not concur with the sustained finding nor with the penalty recommendation as it pertains to Officer Ayuk Nfundoak, Star No. 15772. Pursuant to the Municipal Code of Chicago, the Department provides the following comments:

The COPA investigation recommended a suspension of 180-365 days for FTO David Ross after concluding that he:

1. Placing your firearm against ██████████ back, without justification.
2. Applying direct pressure to ██████████ throat, without justification.
3. Failing to immediately notify OEMC that you had been involved in a reportable use of force incident.
4. Failing to properly search ██████████ prior to transport.
5. Failing to properly restrain ██████████ while in custody in a CPD vehicle.
6. Failing to keep ██████████ under observation while being held in a CPD vehicle.
7. Forcefully pulling ██████████ from a CPD vehicle, without justification.
8. Using force against ██████████ while ██████████ was restrained in handcuffs, without justification.
9. Engaging in an unnecessary verbal altercation with ██████████
10. Failing to timely notify OEMC of a firearm pointing incident.
11. Failing to accurately document your use of force in a Tactical Response Report (TRR).

The COPA investigation recommended a suspension of 1-29 days for Officer Marcus Barrow after concluding that he:

1. Failing to keep ██████████ under observation while being held in a CPD vehicle.
2. Failing to timely notify OEMC of a firearm pointing incident.

The COPA investigation recommended a suspension of 1-29 days for Officer Ayuk Nfundoak after concluding that he:

1. Failing to properly restrain ██████████ while in custody in a CPD vehicle.

FTO Ross

The Department concurs with allegation one, two, three, four, six, seven, eight, nine, and eleven. Therefore, the Department will impose a 180-day suspension for FTO Ross.

However, the Department does not concur with allegation five and ten pertaining to FTO Ross. Uniform and Property U02-01, Section IV. B. requires a passenger of a motor vehicle to be secured by seat safety belts specifically when a motor vehicle is in motion. Here, the vehicle was not in motion and ██████████ was not being transported anywhere. Therefore, allegation five should be Exonerated.

In addition, Department policy states that whenever a CPD member points a firearm at a person while in the performance of his or her duties, the member will notify OEMC "promptly after the incident has concluded." D19-01 (III)(A). While it is true that the firearm pointing incident (FPI) occurred at 0305 hours and OEMC was not notified until 0414 hours, FTO Ross did notify OEMC prior to conclusion of the incident. There is no identified standard for when the notification to OEMC must be made. Rather, our policy requires an undefined "prompt" notification after the incident has concluded. Here, the notification was made prior to the conclusion of the incident. Therefore, allegation ten should be Unfounded.

Officer Barrow

The Department concurs with allegation one for Officer Barrow and will implement a 2-day suspension.


However, the Department does not concur with allegation two. The notification to OEMC was made prior to the conclusion of the incident and thus allegation two should be Unfounded.

Officer Nfundoak

The Department does not concur with allegation one pertaining to Officer Nfundoak. Department policy requires a passenger of a motor vehicle to be secured by seat safety belts specifically when a motor vehicle is in motion. U02-01 (IV)(B)(1). Therefore, this allegation one should be Exonerated.

On behalf of Superintendent Larry B. Snelling, the Department looks forward to discussing this matter with you pursuant to MCC-2-78-130(a)(iii).

Sincerely,



Lieutenant Kelly A. Schnoor
Department Advocate
Bureau of Internal Affairs
Chicago Police Department