

**SALT LAKE CITY POLICE CIVILIAN REVIEW BOARD  
4<sup>th</sup> QUARTERLY REPORT**

**January 19, 2011**

**PANELS**

Panels initiated in the 3rd quarter with case numbers included in that chart:

**C2010-0214**

Allegation:	Discrimination/Inconsiderate Contact
Panel Recmnd:	Exonerated/Exonerated
SLCPD Finding:	Not Sustained/Not Sustained

**C2010-0228**

Allegation:	Discrimination (3 officers)
Panel Recmnd:	Exonerated/Exonerated/Exonerated
SLCPD Finding:	Not Sustained/Not Sustained/Not Sustained

**C2010-0234**

Allegation:	Excessive Force (2 officers)
Panel Recmnd:	Exonerated/Sustained
SLCPD Finding:	<b>PENDING</b>

**C2010-0236**

Allegation:	Inappropriate Contact/False Arrest
Panel Recmnd:	Unfounded/Unfounded
SLCPD Finding:	Not Sustained

**C2010-0239**

Allegation	Racial Profiling/Improper Search
Panel Recmnd:	Unfounded/Unfounded
SLCPD Finding:	Not Sustained/Not Sustained

Panels with cases initiated and reported upon this quarter:

**C2010-0241**

Allegation: Conduct Unbecoming

Panel Recmnd: Sustained

SLCPD Finding: Sustained

**C2010-0242**

Allegation: Excessive Force (2 officers)

Panel Recmnd: Exonerated/Exonerated

SLCPD Finding: Not Sustained/Not Sustained

**C2010-0267**

Allegation Racial Discrimination/Inconsiderate Contact

Panel Recmnd: Unfounded/Unfounded

SLCPD Finding: Not Sustained/Not Sustained

**C2010-0271**

Allegation: Abuse of Police Authority

Panel Recmnd: Exonerated

SLCPD Finding: Not Sustained

**C2010-0272**

Allegation: Improper Use of Force

Panel Recmnd: Unfounded

SLCPD Finding: Not Sustained

**C2010-0280**

Allegation: Misapplication of Use of Force Policies

Panel Recmnd: Sustained

SLCPD Finding: Sustained

### **Trends/Issues Identified and Relayed to the Police Department**

No force related trends were noted among employees, units or as a training issue. Recently, PCRB has followed issues related to the “open carry” of handguns in public places and noted that the SLCPD has conducted considerable training of all officers over the applicable laws in effect in these circumstances. Nonetheless, a case is being currently examined surrounding these issues and the very technically challenging aspects of these laws. Officers are encouraged to be completely up to date on this matter as this situation has become an issue in numerous jurisdictions statewide and it is anticipated that more cases of a similar manner will result in complaints.

PCRB has noted in a number of recent cases that officers, when shown the policies in play in specific cases, have fully accepted responsibility for an improper investigative step. This forthright approach to dealing with citizen complaints and acceptance of responsibility when a wrong technique was applied is a really good sign of individuals and an organization that recognizes the best way to deal with a mistake is to learn from it. Sadly, in one case, an officer made a mistake and attempted to defend his actions by facts not in play and resultantly, is no longer employed as a Police Officer.

## Internal Affairs Cases

October 1 – December 31, 2010

21 Vehicle accidents

0 Intelligence cases

0 Pursuits

9 Firearms discharge – 8 Injured Animal/1 Acc. Discharge

61 IA cases

Dispositions: AD: Administratively Declined

PO: Polled the PCRB

PA: PCRB Panel Held

File #	Category	Sworn Y / N	Use of Force Y / N	Disposition	Status	Summary
C2010-0241	1	Y	N	PA	NDI	Conduct unbecoming of an Officer
0242	1	Y	Y	PA	Not Sustained	Excessive Force
0243	M-file	Y	N	AD	Closed-Resolved by Division	Citizen complaint-rude and inconsiderate contact
0244	M-file	Y	N	AD	Closed-Resolved by Division	Citizen complaint-inconsiderate contact
0245	2	Y	N	AD	Sustained	Citizen complaint-driving habits; speeding
0246	M-file	Y	N	AD	Closed-Info Only	Improper use of personal cell phone-Officer no longer owned phone
0247	M-file	Y	N	AD	Closed-Resolved by Division	Citizen complaint-rude and/or inconsiderate contact
0248	2	Y	N	AD	Not Sustained	Citizen complaint- rude and/or inconsiderate contact
0249	M-file	Y	N	AD	Closed-Resolved by Division	Citizen complaint-rude and inconsiderate contact
0250	1	Y	N	AD	Sustained	Improper use of position to make discounted purchases/ Misuse of city clothing allowance
0251	Complaint	Y	N	AD	Closed-Info Only	Citizen complaint-Officer had an "attitude"
0252	M-file	Y	N	AD		Officers failed to complete mandatory training
0253	M-file	Y	N	AD	Closed-Info Only	Complainant did not report anything that can be identified as misconduct
0254	Complaint	Y	N	AD	Closed-Info Only	Left message of outlandish complaint but proved

File #	Category	Sworn Y / N	Use of Force Y / N	Disposition	Status	Summary
						unreachable
0255	2	Y	N	AD	Not Sustained	Failure to complete required reports and citizen complaint of rude and/or inconsiderate contact
0256	Complaint	N	N	AD	NDI	Employee failed to abide by policy and orders
0257	M-file	Y	N	AD	Closed-Resolved by Division	Officer improperly parked his assigned motorcycle
0258	M-file	Y	N	AD	Closed-Resolved by Division	Citizen complaint- rude and unprofessional contact
0259	M-file	N	N/A	AD	Closed-Info Only	Citizen complaint about the Constables office not SLCPD.
0260	Complaint	Y	N	AD	Closed-Info Only	Citizen complaint-left message regarding concerns about officers but proved unreachable
0261	M-file	Y	N	AD	NDI	Officer violated secondary employment policy
0262	2	Y	N	AD	Sustained	Officer failed to successfully qualify during mandatory Low-Light firearm training
0263	Complaint	Y	N	AD	Closed-Info Only	Complainant sent a letter with no identifiable violations of Officers and proved unreachable for follow up
0264	M-file	Y	N	AD	Closed-Info Only	Complainant accused officer of wrongful arrest for loitering
0265	M-file	N	N	AD	Closed-Info Only	Complaint involved the Constables office and the complainant was referred to the SLCO Sherriff's Office.
0266	1	N	N	AD	Open	Engaging in numerous counts of inappropriate conduct while in a management position
0267	1	Y	Y	PA	Not Sustained	Citizen complaint-rude and inconsiderate contact; handled "roughly", "violently" and "aggressively" during arrest.
0268	M-file	Y	N	AD	NDI	Officer violated secondary employment policy

<b>File #</b>	<b>Category</b>	<b>Sworn Y / N</b>	<b>Use of Force Y / N</b>	<b>Disposition</b>	<b>Status</b>	<b>Summary</b>
0269	M-file	Y	N	AD	Sustained	Officer received an NDI relating to address and telephone number requirements
0270	1	Y	N	AD	Open	Officer was inconsiderate and disrespectful to a subordinate
0271	1	Y	N	PA	Not Sustained	Officer alleged to have used his position to gain free entrance to an event requiring a cost for admission
0272	1	Y	Y	PA	Not Sustained	Officer alleged to have used improper and/or excessive force with an ungovernable juvenile
0273	M-file	Y	N	AD	Closed-Resolved by Division	Citizen complaint-questions the thoroughness of the investigation into the death of his brother
0274	M-file	Y	N	AD	Closed-Resolved by Division	Officer's driver's license reflected a denied status for reinstatement fees
0275	1	N	N	AD	Open	Dispatcher failed to perform his duty in the handling of a call
0276	1	N	N	AD	Open	Dispatcher failed to perform his duty
0277	M-file	Y	N	AD	Closed-Resolved by Division	Citizen complaint-officer did not do thorough investigation and did not screen a case with the prosecuting agency.
0278	M-file	Y	N	AD	Closed-Info Only	Citizen complaint-claims officer lost his wallet. Called back to report that he had located his wallet.
0279	1	N	N	AD	Open	Supervisors did not follow policy on a sexual harassment complaint.
0280	1	Y	N	PA	Open	Officer deployed a CED outside of the parameters of the policy
0281	M-file	Y	N	AD	Sustained	Subject Captain received an NDI
0282	M-file	Y	N	AD	Not-Sustained	Citizen Complaint-driving habits; speeding
0283	M-file	N	N	AD	Closed-Info Only	Citizen complaint regarding an AP&P Officer, was referred to AP&P.

<b>File #</b>	<b>Category</b>	<b>Sworn Y / N</b>	<b>Use of Force Y / N</b>	<b>Disposition</b>	<b>Status</b>	<b>Summary</b>
0284	M-file	Y	N	AD	Closed-Info Only	Citizen complaint- no discernable violations of policy or procedure could be noted
0285	1	N	N	AD	NDI	Employee mishandled evidence by leaving it on a scale in the evidence room
0286	M-file	Y	N	AD	NDI	Misuse of personal leave/sick time.
0287	M-file	Y	N	AD	Open	Citizen complaint- Rude and inconsiderate contact towards a minor.
0288	Complaint	Y	N	AD	Open	Citizen complaint-Off-duty officer did not take enough action on a suspicious package
0289	M-file	Y	N	AD	Open	Citizen complaint- Inconsiderate contact
0290	M-file	Y	N	AD	Open	Citizen complaint- Inconsiderate contact
0291	2	N	N	AD	Open	Dispatcher failed to report for duty or call in a timely manner
0292	M-file	N	N	AD	NDI	Employee received an NDI regarding GRAMA
0293	M-file	Y	N	AD	Closed-Info Only	Citizen complaint-No allegation of misconduct or policy violation identified
0294	M-file	N	N	AD	NDI	NDI related to performance of duty
0295	1	Y	N	Pending	Open	Citizen complaint-unlawful detainment
0296	M-file	Y	N	AD	NDI	Officer received NDI related to requesting leave time
0297	M-file	Y	N	AD	Closed-Info Only	Citizen complaint-No allegation of misconduct or policy violation identified
0298	M-file	Y	N	AD	Open	Citizen complaint- Inconsiderate contact
0299	M-file	Y	N	AD	Closed-Info Only	Complainant's allegation has been factually disproven.
0300	M-file	Y	N	AD	Closed- Resolved by Division	Officer discourteous to a co-worker
0301	2	N	N	AD	Sustained	Failure to report to duty
<b>S10-0008</b>	<b>Firearm Discharge</b>	<b>Y</b>	<b>N</b>	<b>AD</b>	<b>In Policy</b>	<b>Injured Deer</b>

File #	Category	Sworn Y / N	Use of Force Y / N	Disposition	Status	Summary
S10-0013	Firearm Discharge	Y	N	AD	Out of Policy	Accidental Discharge
S10-0014	Firearm Discharge	Y	N	AD	In Policy	Injured Deer
S10-0015	Firearm Discharge	Y	N	AD	In Policy	Injured Animal
S10-0016	Firearm Discharge	Y	N	AD	Open	Injured Deer
S10-0017	Firearm Discharge	Y	N	AD	Open	Injured Deer
S10-0018	Firearm Discharge	Y	N	AD	Open	Injured Deer
S10-0019	Firearm Discharge	Y	N	AD	Open	Injured Deer
S10-0020	Firearm Discharge	Y	N	AD	Open	Injured Deer

### **OVERVIEW of IA MATTERS (4th Quarter 2010)**

91 Total Internal Affairs (IA) Matters

-30 Administrative (21 Accidents; 9 Firearm Discharges; 0 Pursuits)

-61 IA Cases

--Cat 1 14

---3 allege "Use of Force" in some manner

--Cat 2 6

--M Files 35

--Misc "Complaint" 6

Personnel Involved

-48 Sworn

-- 14 involve Rudeness, Inconsiderate Contact, and/or poor Driving Habits

-13 Civilian Employees