

**SALT LAKE CITY POLICE CIVILIAN REVIEW BOARD  
4<sup>th</sup> QUARTERLY REPORT 2018**

**January 29, 2019**

**PANELS**

Note: the use of the letter S denotes the subject officer(s)

Panels/Polls initiated in the 3<sup>rd</sup> quarter of 2018 with case numbers included in that chart:

**S2018-0006**

Allegation: S – Excessive Force (OIS)  
Panel Recommend: S – Exonerated  
SLCPD Finding: S – Pending

Panels/Polls initiated in the 4<sup>th</sup> quarter of 2018 with case numbers included in that chart:

**C2018-0089**

Allegation: S – Conduct Unbecoming  
Panel Recommend: S – Sustained  
SLCPD Finding: S – Pending

**C2018-0100**

Allegation: S – Conduct Unbecoming  
Panel Recommend: S – Sustained  
SLCPD Finding: S – Pending

**C2018-0105**

Allegation: S/S1 – Conduct Unbecoming  
S/S1 – Ethical Standards  
S/S1 – Code of Conduct  
S – Obligation to abide by the law  
Panel Recommend: S/S1 – Sustained  
S/S1 – Sustained  
S/S1 – Sustained  
S – Sustained  
SLCPD Finding: S/S1 – Pending

S/S1 – Pending  
S/S1 – Pending  
S1 – Pending

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

It is recommended that a review of the policy manual on the operation of Cooperating Informants/Witnesses be undertaken to ensure there are sufficient safeguards in place to prevent well known problems from occurring. It appears that one informant was involved with two different officers and that is it possible such an occurrence would not have happened if additional reasonable and common sense safeguards were in place.

CRB has three OIS (Officer Involved Shooting) cases pending. All three occurred in 2018 with one of them occurring nearly a year ago. All three are currently being reviewed by the Salt Lake County District Attorney's office, as per normal operating procedures. CRB will review all of the evidence including officer statements, which are *compelled statements*, if taken in the course of the CRB/IA investigation. These compelled statements are governed under *Garrity* and cannot be used in the legal system since the employee does not have 5<sup>th</sup> Amendment protections for these interviews. So, until such time that the DA's office, or any other judicial review, has been completed, the information gathered or known by CRB must be restricted. CRB's review of every allegation is considered an Administrative Review and in cases wherein a Criminal Review is being done by the DA, or any similar judicial review/investigation, CRB will not formally begin their review of the matter until the other review has been completed and a finding issued.

Internal Affairs Cases  
**October 1 – December 31, 2018**

**42 Vehicle accidents**  
**0 Intelligence cases**  
**3 Pursuits**  
**7 Firearms discharge**  
**31 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
C2018-0087	M-File	Y	N	AD	Closed-Resolved by Bureau	Citizen Complaint: Driving Habits
0088	M-File	Y	N	AD	Closed-Resolved by Bureau	Citizen Complaint: Rudeness
0089	1	Y	N	PO	Resigned	Detective admitted to illegal activity during an outside agency interview.
0090	2	Y	N	AD	Sustained	Officer violated the time limits for working PT.
0091	1	Y	N	AD	Sustained	Officer interacted inappropriately with a citizen.
0092	M-File	Y	N	AD	Closed-Resolved by Bureau	Citizen Complaint: Officer was rude, demanding and tried to intimidate citizen.
0093	2	Y	N	AD	Sustained	Officer spending time on phone during a paid assignment.
0094	M-File	Y	N	AD	Closed – Info Only	Citizen Complaint: Rudeness
0095	2	N	N	AD	Not Sustained	Civilian Employee made complaint against Civilian Supervisor
0096	1	Y	Y	Pending	Open	Citizen Complaint: Excessive Force
0097	M-File	Y	N	AD	Closed-Resolved by Bureau	Officer sleeping on duty after being tardy for shift.
0098	2	Y	N	AD	Sustained	Officer violated secondary work

File #	Category	Sworn Y / N	Use of Force Y / N	Disposition	Status	Summary
						agreement.
0099	2	Y	N	AD	Open	Officer rode complainant's expensive electric bike after arrest.
0100	1	Y	N	PO	Resigned	Officer arrested and charged with child pornography.
0101	2	Y	N	Pending	Open	Citizen Complaint: inappropriate force may have been used. Complainant can't remember.
0102	1	Y	N	AD/Handled in another case.	Resigned	Officer drove girlfriend to store and then home after she shoplifted.
0103	M-File	Y	N	AD	Closed – Info Only	Complainant said he was stopped because he was not white.
0104	2	Y	N	AD	Open	Officer failed to book property twice.
0105	1	Y	Y	PO	Resigned	Complainant says officer forced her into a sexual encounter.
0106	M-File	Y	N	AD	Handled in Field	Citizen Complaint: Officer Speeding
0107	M-File	Y	N	AD	Open	Citizen Complaint: Driving Habits
0108	M-File	Y	N	AD	Closed – Info Only	Sgt. Allowed ride alongs without required consent.
0109	M-File	Y	N	AD	Closed-Resolved by Bureau	Citizen Complaint: Driving Habits
0110	M-File	Y	N	AD	Handled in Field	Complainant felt officer's encounter was unwarranted.
0111	Complaint	Y	N	AD	Open	Complainant feels officer is using his position to enforce HOA rules in their neighborhood.
0112	M-File	Y	N	AD	Closed-Resolved by Bureau	Complainant feels officer is intimidating him at the complex they both live in.
0113	M-File	Y	N	AD	Open	Complainant says officer was typing while driving.
0114	2	Y	N	AD	Open	Complainant says officer left window down of impounded car causing damage to the vehicle.

File #	Category	Sworn Y / N	Use of Force Y / N	Disposition	Status	Summary
0115	Complaint	Y	N	Pending	Open	Officer reported a personal relationship that may present a conflict.
0116	Complaint	N	N	AD	Open	Records employee improperly pulled a record and listed a false reason.
0117	Complaint	Y	N	AD	Open	Complainant feels officer was negligent in booking personal property that was then stolen in a car prowl.
P2018-0014	Pursuit	Y	N	AD	In Policy	Pursuit of aggravated assault suspects.
0015	Pursuit	Y	N	AD	In Policy	Pursuit of carjacking suspect.
0016	Pursuit	Y	N	AD	Open	Pursuit initiated from a traffic stop.
0017	Pursuit	Y	N	AD	Open	Pursuit of aggravated assault suspect.
0018	Pursuit	Y	N	AD	Open	Pursuit of aggravated assault suspect.
S2018-0009	Firearm Discharge	Y	Y	Pending	Open	Shot fired at suspect after a struggle ensued.
0010	Firearm Discharge	Y	N	AD	In Policy	Injured Deer
0011	Firearm Discharge	Y	Y	Pending	Open	Suspected killed in confrontation with officer.
0012	Firearm Discharge	Y	N	AD	Open	Injured Deer
0013	Firearm Discharge	Y	N	AD	In Policy	Injured Deer
0014	Firearm Discharge	Y	N	AD	Open	Injured Deer
0015	Firearm Discharge	Y	N	AD	Open	Injured Deer

OVERVIEW of IA MATTERS (4<sup>th</sup> Quarter 2018)

83 Total Internal Affairs (IA) Matters

-52 Administrative (42 Accidents; 7 Firearm Discharges; 3 Pursuits)

-31 IA Cases

--Cat 1

6

---2 allege "Use of Force" of some manner

--Cat 2

8

	---0 "Use of Force" allegations
--M Files	13
--Complaint	4

Personnel Involved

-29 Sworn

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

-2 Civilian Employees