



CITY OF CHICAGO  
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MAYOR

INDEPENDENT POLICE  
REVIEW AUTHORITY  
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CHIEF ADMINISTRATOR

Independent Police Review Authority  
**Annual Report 2007 - 2008**





Independent Police Review Authority  
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ILANA B.R. ROSENZWEIG  
Chief Administrator



# Independent Police Review Authority Annual Report

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## MESSAGE FROM THE CHIEF ADMINISTRATOR

I am pleased to present the first Annual Report of the Independent Police Review Authority (IPRA), for the year 2007-2008.

Last summer, in response to concerns about how allegations of police misconduct were being investigated by the Chicago Police Department (CPD), Mayor Richard M. Daley created IPRA by ordinance (the Ordinance). This ordinance was approved by the City Council in September 2007. IPRA, which replaced the former Office of Professional Standards for the Chicago Police Department, is responsible for investigating allegations against CPD members of excessive force, domestic violence, coercion through a threat of violence, and bias-based verbal abuse. IPRA also investigates discharges of firearms and Tasers, and extraordinary occurrences in CPD custody, even where there is no allegation of misconduct. Through fair, thorough, and timely investigations, and increased transparency, IPRA seeks to establish trust in IPRA and improve trust in the disciplinary process for the CPD.

The Ordinance created a strong structure for independent review of the conduct of CPD members. In particular, it:

- Established IPRA as an independent city department, separate from CPD.
- Gave IPRA responsibility for intake of all allegations of misconduct made against CPD members, whether from the public or from within CPD.
- Clearly defined IPRA's jurisdiction – the types of conduct and misconduct IPRA investigates – and established a timeline for completing investigations.
- Retained a role for the Superintendent of Police in discipline decisions, and created a transparent process for resolving any disagreements between CPD and IPRA regarding the outcome of investigations.
- Mandated cooperation with IPRA investigations by CPD members and all City employees, and gave IPRA subpoena authority.
- Authorized IPRA to make recommendations to CPD, the Police Board, and the City Council Committee on Police and Fire regarding policy and operating procedures.
- Authorized IPRA to address police personnel and community groups, and mandated quarterly public reporting.
- Provided for the appointment of a Chief Administrator with a set term, removable only for cause.

The Ordinance and the changes it established went into effect on September 5, 2007, with the Chicago City Council's approval of my appointment by Mayor Daley as Chief Administrator. Since that time, IPRA has had a busy year. IPRA received more than 9500 complaints and notifications regarding CPD members. On average, IPRA retained for investigation slightly more than 200 investigations per month (more than 2500 in its first year) that fell within its statutory jurisdiction. The remainder, containing allegations beyond IPRA's statutory authority, were referred to CPD for investigation or other resolution.

This report highlights some of the accomplishments of the agency's first year in operation. In addition, because this is IPRA's first Annual Report, we devote a significant portion of the report to explaining our processes.

### 2007-2008 – Highlights

*Addressing the backlog and caseload management.* From September 2007 through August 2008, IPRA closed more than 2150 investigations. While doing this, IPRA increased its output by more than 30% to close 200 or more investigations each month, reversing the prior trend of a rapidly growing backlog of investigations.

IPRA was able to increase the number of investigations closed through a number of measures. First, IPRA streamlined portions of the investigative process to make it more efficient without compromising the thoroughness of investigations. Second, IPRA re-assigned support staff to perform some administrative functions previously performed by investigators, freeing up investigator time for more fundamental investigative work. Third, IPRA effectively used investigator overtime to close additional cases, as well as weekend overtime for support staff to free investigators' time on weekends. Finally, as a short-term measure while permanent hiring continues, IPRA brought in outside experts to supplement its investigative staff.

*Strengthening investigative personnel.* In September 2007, 21 of IPRA's Investigator and Supervising Investigator positions were vacant. This amounted to 30% vacancies. IPRA strengthened its investigative resources by hiring new investigators. Currently, there are only seven remaining vacancies in IPRA's investigative staff. There are identified candidates for five of those vacancies and IPRA is hopeful they will start working with IPRA by the end of 2008. IPRA continues to pursue candidates for the remaining openings. The individuals hired have reflected the diversity of the City of Chicago.

Hiring new investigators, however, is only the start. Every new investigator requires months of training. IPRA further strengthened its investigator ranks by implementing standard training for new investigators, including both in-house and external instruction. In addition, IPRA created a template for annual recurrent training for all investigators.

*Improving investigations of officer-involved shootings.* IPRA adopted a more proactive role in the hours immediately following officer-involved shootings. IPRA now actively seeks written, signed statements from witnesses immediately after a shooting. IPRA evaluates the integrity of the crime scene and initial fact-gathering process. And IPRA interviews all involved officers to obtain formal statements before completing its investigations.

IPRA and CPD also discussed the need to assure the public that IPRA performs a thorough, independent investigation of all officer-involved shootings. IPRA determined that while an investigation is pending, it will not release any information that could undermine the integrity of its investigation or create the false impression that IPRA has pre-judged the incident and prematurely drawn conclusions about the propriety of the shooting. CPD, for its part, decided to refrain from its past practice of disseminating conclusions about whether a shooting complied with CPD policy in the hours immediately following the

incident. Working together, IPRA and CPD also are developing a review panel that will evaluate every shooting for systemic, non-disciplinary issues that may need to be addressed, such as training, equipment, or policy failures. This panel will receive IPRA's completed investigation, making its determinations when all evidence is available for consideration.

*Audio recording of interviews.* IPRA has begun a pilot program to audio record witness interviews. Because audio recordings provide the most accurate record of what was said in an interview, IPRA hopes to expand this practice to all its interviews

*Improving IPRA's physical and personnel infrastructure.* In its first year of operation, IPRA has undertaken a comprehensive evaluation of its technology infrastructure and vehicle fleet. As a result of this evaluation, IPRA immediately upgraded and replaced its computer network and network connections. With help from sister departments within the City of Chicago, IPRA has developed a blueprint for replacing the remainder of its outdated technology and vehicles with appropriate equipment. In addition, IPRA created the personnel infrastructure necessary to operate as an independent department of the City of Chicago, including running its own payroll, finance, procurement, technology, personnel, hiring, and numerous other support functions that CPD had previously provided to the former OPS.

*Increased transparency through outreach to the public, elected officials, and all ranks of CPD.* IPRA proactively has met with elected officials, community organizations, community residents, and faith-based institutions to ensure that the Chicago community understands our investigative process and role. IPRA has also increased its transparency by making its quarterly reports and Ordinance available to the public via the IPRA website. In addition, IPRA has sought to explain its new organization, role, and processes to CPD personnel. To this end, IPRA has addressed roll calls in the districts, every recruit class that has graduated from the Chicago Police Academy since IPRA's creation, and classes of promoted detectives, lieutenants, and sergeants. IPRA has also met with the four unions representing CPD sworn members.

*Abstracts of completed investigations.* In a continuing effort to increase transparency while protecting the rights of all involved in an investigation, IPRA created abstracts of sustained cases that briefly describe the allegations, the proven misconduct, and IPRA's recommended discipline. (See Appendix C)

This Annual Report is a further important step in increasing the information available to the public and the transparency of IPRA's process. Through annual and quarterly reports, IPRA will continue to communicate to the citizens of Chicago the progress that our newly created agency has made and the work still needing to be done.

## **2008-2009 – The Year Ahead**

IPRA was created with a strong foundation and has made much progress this past year. In the next year, we will continue to focus our energies on the integrity of our investigations. IPRA will build upon the specialized training for investigators implemented this past year. In addition, IPRA will continue to strive to improve the quality of shooting investigations. Finally, IPRA will work to increase the productivity and efficiency of investigators, while ensuring thorough and timely investigations. We will also continue to explore new ways to be more transparent in our reporting.

IPRA is a national model for effective oversight of law enforcement. But IPRA will only stay at the forefront through a constant evaluation and reevaluation of what we do, how we do it, and what impact we are having. We at IPRA are dedicated to the goal of continual improvement and are committed to working with the residents of Chicago, the

Superintendent and members of CPD, and the elected leaders of Chicago to achieve this goal. Therefore, we welcome your constructive feedback and look forward to working together to improve trust in IPRA and its process.

As a final note, I would be remiss if I did not specifically thank all those who have helped us in the past year. Sister City Departments have offered assistance in many ways, too numerous to list, including the Department of Human Resources, Department of Innovation and Technology, Department of Law, Office of Budget and Management, Department of Finance, Department of Procurement, and Fleet Management. In addition, we have had the full support and assistance of the Office of the Mayor and Aldermanic Offices. Finally, and notably, we have received the utmost cooperation from the Chicago Police Department in implementing this transition – a testament to the best CPD has to offer.

ILANA B.R. ROSENZWEIG  
September 2008



**OVERVIEW OF IPRA:**

Allegations of Misconduct – The Complaint Process

Uses of Force – Shootings and Tasers

Extraordinary Occurrences

Lawsuit Settlements

Criminal Misconduct

Recommendations of Changes to CPD Policies and Operating Procedures

Frequently Asked Questions About IPRA

**OVERVIEW OF IPRA**

IPRA is an independent department of the City of Chicago, created in September 2007 by City of Chicago ordinance, and staffed with civilian investigators. (Appendix A is a copy of the Ordinance establishing IPRA.) IPRA has six areas of responsibility:

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IPRA investigates allegations made against CPD members of excessive force, domestic violence, coercion, and bias-based verbal abuse.

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IPRA investigates all incidents in which a CPD member discharges his or her firearm, stun gun, or Taser in a manner that potentially could strike an individual, even where there is no allegation of misconduct.

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IPRA investigates all cases in which a person is injured or dies in police custody or where an extraordinary or unusual occurrence occurs in lockup facilities, even where there is no allegation of misconduct.

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IPRA intakes all allegations of misconduct made against CPD members, whether originating with the public or with other members of CPD. After gathering preliminary information, IPRA determines whether each matter is within IPRA's jurisdiction or must instead be forwarded to CPD for resolution.

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IPRA reviews all cases settled by the City's Department of Law in which a complaint register was filed against a CPD member and if, in the opinion of the Chief Administrator, further investigation is warranted, conducts such investigation.

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Finally, IPRA makes recommendations to the Superintendent of Police, the Police Board, and the Chairman of the City Council Committee on Police and Fire concerning revisions to CPD policy and operating procedures.

The IPRA office is staffed 7 days a week from 7 am to 11 pm. In addition, IPRA personnel are on-call 24 hours a day, 7 days a week to respond to urgent situations requiring immediate investigation, including officer-involved shootings.

**Allegations of Misconduct – The Complaint Process**

While each allegation of misconduct raises unique issues, IPRA employs a thorough and standardized process for its handling of all such allegations.

### Step One: Intake

When a member of the public perceives that a CPD member has committed misconduct, he or she may register the complaint by phone, in person, by mail, or over the internet. IPRA Intake Aides and Investigators register complaints by phone or in person from 7:00 am to 10:30 pm, 7 days a week. IPRA has a TTY device to ensure the availability of its services for the hearing impaired. IPRA also has access to interpreter services for complainants who do not speak English. After hours, messages can be left on the IPRA voicemail.

The IPRA offices are located at 10 West 35th Street, in the Illinois Institute of Technology Tower. They are adjacent to the Dan Ryan and accessible by public transportation, including buses on State Street and 35th Street, and the Green and Red Lines. Building security is provided by the Illinois Institute of Technology (IIT), rather than CPD, maintaining a neutral environment for complainants. For those visiting in person or coming for interviews, to avoid any actual or perceived dissuasion, IPRA has separate waiting rooms for members of the public and for CPD members arriving for interviews.

There is no required complaint form to register a complaint by mail. Any letter setting forth the alleged misconduct and providing contact information for the complainant will suffice.

Complaints can also be registered on the IPRA website. This is done by going to [www.IPRAChicago.org](http://www.IPRAChicago.org) and clicking on the link for "File a Complaint." Links to this page are also included on the City of Chicago, CPD, CLEARPath, and Police Board websites.

Finally, a complaint can be registered with any CPD supervisor at any district station. Under CPD policy, supervisors are required to register the complaint, telephone IPRA with the information, and then submit a written memorandum to IPRA with all available information.

When a CPD member witnesses misconduct by another CPD member, that member has an obligation to report the misconduct. A CPD member can register an allegation of misconduct with IPRA through the CPD chain of command, and also through any of the ways mentioned above.

Whether the complaint is received from the public or from CPD, it follows the same process. Upon receipt, each complaint is assigned a Log Number, which is a unique identifying number that is used throughout the investigative process to identify the allegation and its related investigation. IPRA retains those complaints alleging excessive force, domestic violence, verbal abuse with a bias element, or coercion through a threat or violence. When a complaint alleges solely other types of misconduct, including false arrest, theft, a false report, improper search, or failure to provide service, it is forwarded to CPD for resolution. When a complaint alleges multiple categories of allegations, if any one allegation is within IPRA's jurisdiction, IPRA retains the entire complaint.

IPRA sends a letter to all members of the public who register complaints within 1-2 business days. The letter acknowledges the complaint, identifies the Log Number, and indicates whether IPRA or CPD is investigating the matter. If the complaint has been retained by IPRA for investigation, and an investigator has been assigned, the letter will also contain the name of the assigned investigator.

### Step Two: Gathering the Evidence

There are three basic parts to the investigative process: interviewing witnesses and obtaining an affidavit, gathering physical and documentary evidence, and interviewing the

accused CPD members. With limited exceptions, there is no set order to the investigation.<sup>1</sup> Investigators move through the process as they develop information about the alleged misconduct. As new information identifies new sources of evidence, investigators follow the evidence wherever it leads.

#### *Interviews and Affidavit*

IPRA seeks detailed interviews from the complainant, alleged victim, and anyone else who witnessed the incident. To satisfy the legal requirement for an affidavit, IPRA requests that anyone making a complaint to IPRA or giving a statement sign a sworn affidavit attesting to the truthfulness of the statement. With limited exceptions, unless IPRA has this affidavit, IPRA must close the investigation. To determine whether an exception to the affidavit requirement will apply, IPRA performs a pre-affidavit investigation for every allegation of misconduct, performing all tasks that are possible without the affidavit. This pre-affidavit investigation includes all investigative steps except interviewing accused sworn CPD members. Approximately 40% of IPRA investigations are closed after the pre-affidavit investigation because the affidavit requirement cannot be satisfied.

IPRA seeks to identify as many witnesses as possible, both members of the public and CPD members. IPRA asks the complainant or victim for names of witnesses, conducts canvasses of the area where the incident occurred, reviews CPD paperwork for any people identified therein, reviews OEMC<sup>2</sup> records for any 911 calls, and reviews video and audio recordings.

Occasionally, witnesses will be identified who cannot be located or refuse to cooperate. IPRA documents its attempts to locate witnesses – and typically uses a three-pronged approach of a letter, phone calls, and a visit to the witness's last known address. If a witness refuses to cooperate, IPRA can subpoena the witness to its office for a statement.

One particular area of difficulty exists when IPRA investigators attempt to interview complainants and witnesses who are also involved in civil litigation against the City.<sup>3</sup> At times the attorneys who represent the complainants refuse to allow them to cooperate with IPRA's investigators. In some instances, those attorneys also represent witnesses, effectively shutting off IPRA's access to information. IPRA has attempted, over the past year, to improve its relationship with attorneys and obtain their cooperation in allowing interviews from complainants and witnesses. This is a time consuming process and causes investigations to take longer, but it is IPRA's goal to obtain cooperation wherever possible.

#### *Physical and Documentary Evidence*

From the moment an IPRA investigation commences, investigators evaluate the physical evidence that may be available and how to obtain it, with a particular focus on time-sensitive evidence. IPRA's Rapid Response and Major Incident Response Teams are available 24 hours a day, 7 days a week to respond to any immediate needs to gather time-sensitive information. Audio and video recordings from both government and private sources are normally erased, as a matter of course, after passage of time that can range from 24 hours to 30 days. Physical evidence, such as a baton or clothing, needs to be immediately retrieved and inventoried for any forensic testing before its evidentiary value is tainted.

As the investigation continues, IPRA continues to identify and gather relevant physical and documentary evidence, including medical records, autopsy reports, photographs, CPD

<sup>1</sup> Under Illinois state law and CPD officer union contracts, IPRA must obtain a sworn affidavit regarding allegations before interviewing an accused officer. In addition, as a practical matter, any time-sensitive evidence that could be lost or destroyed with the passage of time – such as audio or video recordings on security cameras or 911 call recordings – must be promptly secured.

<sup>2</sup> Office of Emergency Management and Communications.

<sup>3</sup> These problems are on-going and pre-date the creation of IPRA.

reports (including arrest, use of force reports<sup>4</sup>, hospitalization, and assignment sheets), radio transmissions, PCAD<sup>5</sup> transmissions, PDT<sup>6</sup> transmissions, and other CPD documentation. As appropriate, IPRA requests that the Illinois State Police perform forensic testing of physical evidence, such as fingerprint or DNA analysis.

#### *Interview of Accused CPD Members*

IPRA notifies the accused CPD members of the allegations made against them and schedules an interview or, in some cases, seeks a written report about the incident. Interviews are conducted in the IPRA offices. The CPD member is obligated to be truthful with IPRA and can face additional disciplinary action if not fully truthful. After the interview, the investigator evaluates what, if any, further investigation is needed.

### Step Three: Conclusion of Investigation

After all relevant and available evidence has been gathered, IPRA completes a final report summarizing the evidence and recommending the outcome of the investigation and discipline, if appropriate. This recommendation is based on whether the proven conduct violated CPD Rules and Regulations. IPRA must therefore establish not only what occurred, but through research into CPD rules, policies, training, orders, and directives, determine whether the proven *conduct* was in fact *misconduct*.

In investigations of allegations of excessive force, which comprise the majority of IPRA's investigations, IPRA applies CPD's use of force policy. Appendix B is a copy of CPD General Order 02-08, which governs the use of force, as well as a copy of the Use of Force Model used by CPD.

For each allegation in an investigation, IPRA's final report makes one of five findings based on its assessment of the facts and CPD policy:

Sustained:	The allegation is supported by sufficient evidence to justify disciplinary action.
Not Sustained:	There is insufficient evidence to either prove or disprove the allegation.
Unfounded:	The allegation is false or not factual.
Exonerated:	The incident occurred, but the actions of the accused were lawful and proper.
No Affidavit:	No one who witnessed the alleged misconduct provided a sworn statement and no exception to the affidavit requirement was applicable.

To reach these findings, IPRA must weigh the evidence to determine what has been proven. Where there is conflicting evidence, such as conflicting statements, and IPRA therefore has to choose between two versions of the facts, IPRA looks for evidence to corroborate one version or the other. This may include independent witnesses, physical evidence, forensic results, expert opinions, contemporaneous recordings or reports, or any other potential evidence. When IPRA is not able to determine which version of events has occurred,

<sup>4</sup> CPD members document their uses of force on a Tactical Response Report (TRR) form.

<sup>5</sup> The Police Computer Aided Dispatch (PCAD) system contains records of all information sent digitally by OEMC to the computer terminal in the police officers' cars.

<sup>6</sup> Portable Data Terminal (PDT) messages are transmitted digitally between police officers' cars.

the finding will be “not sustained.” When IPRA is able to determine what occurred, if the proven facts are consistent with the complainant’s version of events and violated policy, then the finding will be “sustained.” If the proven facts are contrary to what the complainant alleged and did not violate policy, then the finding will be “unfounded.” If the proven facts are consistent with the complainant’s version, but simply did not violate policy, then the finding will be “exonerated.”

For any sustained case, IPRA may recommend discipline including violation noted or a written reprimand, suspensions of 1-365 days, or termination of employment.

The entire investigation, including the recommended outcome, is forwarded to CPD for review and implementation. At this time, a letter is also sent to the complainant letting him or her know that IPRA’s investigation is complete and has been forwarded to CPD.

#### Step Four: Post Investigation Review

After IPRA completes its investigation, CPD reviews the investigation and any recommended discipline. Pursuant to the Ordinance, if the Superintendent disagrees with the discipline recommended by IPRA, he must do so in writing. If the Superintendent and the Chief Administrator cannot reach agreement on the outcome of an investigation, a three-member sub-committee of the Police Board resolves any disagreement and decides the outcome.

If after the internal review, CPD agrees that misconduct has been proven and discipline is warranted, the CPD member is notified. CPD members then have grievance and appeal rights to challenge the outcome. These grievances and appeals may be heard by the Police Board or private arbitrators. They may modify the outcome and in most instances their modifications are binding on IPRA and CPD. After those rights are exhausted and a final determination has been reached, IPRA sends another letter to the complainant setting forth the final outcome.

If there is agreement that no misconduct was proven, the case is closed. The accused CPD member and the complainant receive notifications of the outcome of the investigation.

### Uses of Force – Shootings and Tasers

CPD members use force on a daily basis as part of their job responsibilities. As a society, under federal, state, and local laws, we give our law enforcement officers the right to use force under certain circumstances. This right carries with it a heavy obligation to ensure that it is not misused. Therefore, even where there is no allegation of misconduct, certain types of uses of force merit an automatic investigation to review what occurred.

There is no greater authority that is granted to a CPD member than the ability to discharge a firearm and potentially take a life. Those incidents are unmatched in their effect on all who are involved, including the individual shot, his or her family and friends, the community, and the officer who fires his or her weapon. IPRA is therefore responsible for investigating all incidents in which a CPD member discharges his or her firearm in a manner that potentially could strike an individual. In addition, IPRA reviews all discharges of Tasers in a manner that could potentially strike an individual.

The fact that we authorize police officers to use force also complicates these investigations. Members of the public have asked why police officers involved in shootings are not immediately arrested, when members of the public who are involved in shootings are. The

difference is that our laws allow police officers to use force, including deadly force, in the course of performing their duties. Members of the public do not have that right.

### Notification

CPD policies and procedures require notification to IPRA of all discharges of firearms and Tasers. When a CPD member discharges his or her firearm, whether on or off duty, the member is required to make immediate notification within CPD. That notification is then passed to CPD Operations Command, which notifies IPRA at the same time it notifies the Command Staff of CPD. IPRA receives both email and telephonic notifications, normally within minutes of the incident. Upon notification, IPRA issues a Log Number that is used to track the incident and any ensuing investigation.

When a CPD member discharges a Taser, the member must notify OEMC and his or her supervisors. The watch commander is required to notify IPRA and obtain a Log Number to track the incident.

### IPRA Response

IPRA procedures mandate an immediate response to all instances in which a CPD member has discharged his or her weapon and injured or killed an individual. Investigators from IPRA's Major Incident Response Team, on call 24 hours a day, 7 days a week, respond and begin an immediate investigation. Each response includes a Shooting Specialist, who is an investigator with specific experience investigating officer-involved shootings.

If no one is struck as a result of a firearm discharge, or in the case of a Taser discharge, the decision whether to respond immediately is made by the on-call IPRA Supervising Investigator in consultation with the on-call Deputy Chief.

### IPRA Investigation

When IPRA investigators respond to the scene, they are given preliminary descriptions of what occurred and immediately begin to assess the scene to identify potential sources of evidence. This includes identifying physical evidence that needs to be inventoried and ultimately sent for forensic testing, observing conditions, ensuring the photographic documentation of key conditions, and viewing the evidence in its original location before it is retrieved. IPRA's assessment of the scene also includes evaluating the physical surroundings to identify any potential sources for video evidence or witnesses who may have had a line of sight to the incident, and to document the conditions, such as lighting or weather, that may have impacted the officer's conduct and perceptions. Finally, IPRA investigators at the scene also observe the procedures being followed for handling evidence and witnesses to provide an independent evaluation of the integrity of the process.

IPRA investigators also begin immediately to identify and interview witnesses to the shooting. To the extent possible, IPRA obtains signed statements from all available witnesses the same day or night of the shooting.

If someone was injured in the shooting and is being treated at a hospital, an IPRA investigator goes immediately to the hospital. Just like at the scene, the investigator identifies any potential witnesses who may be at the hospital and may attempt, depending on circumstances, to obtain statements. The investigator identifies physical evidence, such as clothing, that needs to be inventoried for later forensic testing and ensures this is done. And the investigator gathers preliminary information, such as where the individual's wounds are located, that will assist in shaping the investigation.

Immediately following an officer involved shooting, as a part of IPRA's preliminary investigation, IPRA, a representative of the State's Attorney's Office (SAO), CPD's on-duty Assistant Deputy Superintendent (ADS), the Watch Commander of the district, and the Detective Division conduct a Roundtable discussion of the events that led to the officer-involved shooting and of the shooting itself. The Roundtable provides important preliminary information about the incident and serves as a starting point for a thorough investigation. At the Roundtable, detectives lead the presentation of the information gathered in the first few hours after the shooting. Any officers involved in the shooting and any available witnesses speak directly to everyone at the Roundtable and provide their first-hand accounts of the incident. All participants in the Roundtable can ask questions of the officers and witnesses.

The remainder of the investigation involves steps similar to those described above for allegations of misconduct. A canvass for witnesses is performed within hours of the shooting. In addition, throughout the next day IPRA investigators return to the location in an effort to identify and interview additional witnesses. IPRA investigators gather physical and documentary evidence, request any forensic testing, and interview the involved CPD members. If the investigation reveals potential misconduct, the matter is converted to a complaint register and the implicated CPD members are served with allegations of misconduct prior to their interviews.

At the conclusion of this investigation, IPRA determines whether the conduct of the CPD members was consistent with CPD policy. If IPRA finds any policy violations, they are processed just like all other alleged misconduct, with IPRA's recommendation on the finding and discipline being forwarded to CPD for review.

In addition, every officer-involved shooting in which someone is injured is evaluated to determine whether it was consistent with state and federal law. Therefore, the day after a shooting incident, IPRA notifies the Professional Standards Unit of the SAO. The SAO decides whether the shooting was legally justified, or whether criminal charges should be brought against the involved CPD member(s). Within days of the shooting, IPRA provides its preliminary information to the SAO. IPRA continues to update the SAO on the IPRA investigation, and sometimes works on the investigation side-by-side with SAO investigators, until the SAO determines it has sufficient information to decide whether it will criminally prosecute the CPD member.

IPRA hopes to expand these procedures and institute a mandatory response for all discharges of a firearm, whether or not someone is injured. However, the investigation of shootings where no one is injured is a new responsibility given to IPRA under the Ordinance, which the former OPS did not have. At present, manpower issues in conjunction with limitations under the IPRA employee union contract prevent expanding the situations in which IPRA has a mandatory immediate response. It is our goal in the coming year to address these obstacles and institute those additional mandatory responses.

## **Extraordinary Occurrences**

IPRA also investigates all cases in which a person is injured or dies while in police custody or where an extraordinary or unusual occurrence occurs in lockup facilities (Extraordinary Occurrence), even absent any allegation of misconduct. Under CPD policy, IPRA receives immediate notification of any Extraordinary Occurrence in police custody. Extraordinary Occurrences include a wide array of situations, including incidents in which a person is injured while in custody, either by an act of a CPD member, battery by a third party, or through an accident, such as slipping on a puddle of water on the floor. Extraordinary

Occurrences also include self-inflicted injury, such as an attempted suicide. They even include events where a person in custody injures a CPD member, even without injury to the person in custody.

Upon notification, IPRA evaluates whether an immediate response is needed based on the initial information. IPRA then performs an initial investigation, which can include gathering all relevant documentary and physical evidence and interviewing witnesses. If the initial investigation reveals a potential policy violation, IPRA follows the process set forth above for investigating an allegation of misconduct. Otherwise, IPRA closes the matter with a finding that there is no evidence of misconduct.

## Lawsuit Settlements

IPRA reviews all cases settled by the City of Chicago Department of Law in which a complaint register was filed against a CPD member. If further investigation is warranted, IPRA conducts such investigations.

When a lawsuit is settled, the IPRA investigation of the alleged misconduct could still be pending, it could be closed with a finding on the merits, or it could be closed because of lack of cooperation by the complainant and the absence of an affidavit. When the IPRA investigation is still pending at the time of settlement, the investigator is alerted to the settlement and follows up, as appropriate, to ensure IPRA has access to information generated during the litigation. If the investigation has already been closed with a finding, the lawsuit will be reviewed to determine whether it included any new allegations or accused officers, or developed any new information warranting re-opening the IPRA investigation. If the IPRA investigation was closed because of no cooperation and no affidavit, after settlement IPRA will determine whether the complainant gave a deposition in the lawsuit and will also re-approach the complainant to see if he or she is now willing to cooperate. If the affidavit requirement can be satisfied, IPRA will then re-open the investigation; if not, the investigation will remain closed.

## Criminal Misconduct

Some IPRA investigations include allegations of criminal conduct by CPD members. IPRA works closely with the Professional Standards Unit of the SAO in investigating such allegations and ensuring that the SAO has the information it needs to make its decision regarding potential criminal charges.<sup>7</sup>

The SAO and IPRA's predecessor, OPS, jointly agreed on a protocol for the types of cases in which IPRA provides notice to the SAO in order to allow the SAO to consider criminal charges. IPRA alerts the SAO of any allegations falling within those guidelines as quickly as possible, usually within half a business day. IPRA then shares its investigation with the Assistant State's Attorney as the investigation progresses, at times working jointly to develop needed evidence. IPRA meets with the SAO on a regular basis to discuss open investigations for which the SAO is considering criminal charges.

The SAO notifies IPRA if it determines that it will not pursue criminal charges. At that time, IPRA can compel the accused CPD members to provide statements and complete its investigation like any other alleged misconduct, with a determination whether CPD policy was violated.

<sup>7</sup> IPRA has also established a working relationship with the United States Attorneys' Office and works with the FBI and federal prosecutors as appropriate.

If the SAO decides to pursue charges, in most cases IPRA will suspend its investigation without interviewing the accused CPD members, and wait for the resolution of the criminal charges. IPRA normally will not compel the CPD member to provide a statement while criminal charges are pending. In limited situations, where the CPD member's statement is not necessary to concluding the investigation, IPRA will offer the CPD member the opportunity to provide a voluntary statement, and then complete its investigation before resolution of the criminal charges.

## Recommendations of Changes to CPD Policies and Operating Procedures

The Ordinance allows IPRA to make recommendations to the Superintendent of Police, the Police Board, and the Chairman of the City Council Committee on Police and Fire concerning revisions to CPD policy and operating procedures. IPRA investigations can lead to a wealth of information that is useful for CPD in improving its policies and practices. IPRA can identify trends in the types of conduct triggering misconduct complaints that suggest areas where training could be improved or policy made more explicit. Now that IPRA is a separate department from CPD, it is vital that appropriate communication be maintained so that IPRA can provide its feedback for CPD to use in evaluating CPD's policies, procedures, and training.

IPRA has discussed with CPD having quarterly meetings between IPRA and the CPD Bureau of Professional Standards in order for IPRA to share what it is learning in its investigations. We hope to implement this process fully in the coming year.

## Frequently Asked Questions About IPRA

### How is IPRA different from OPS?

Because this is a newly created City agency, many community members and CPD members are interested in how IPRA is different from the Office of Professional Standards (OPS) that it replaced.

*IPRA* is independent of CPD, whereas OPS was a unit within the CPD chain of command. Previously, the Superintendent of Police could tell OPS what to investigate and how. The Superintendent does not have that authority over IPRA.

*IPRA* has subpoena authority.

*IPRA* has the power to make recommendations to the Superintendent of the CPD, the Police Board, and the Chairman of the City Council Committee on Police and Fire concerning revisions in policies and operating procedures to increase the efficiency of CPD.

*IPRA* has a transparent process to handle situations in which the Superintendent disagrees with IPRA's disciplinary recommendations.

*IPRA* submits public quarterly reports regarding its activities.

*IPRA* has a timeline for completing investigations within six months. If investigations are not completed within six months, IPRA notifies the Mayor's office, the City Council Committee on Police and Fire, the complainant, and the CPD member named in the complaint, regarding the reasons why the investigation is not complete.

### How long should an investigation take?

The Ordinance establishes a guideline for completing IPRA investigations within six months. It is an ambitious goal, but attainable as an appropriate timeframe for completing all but exceptional investigations into allegations of misconduct. IPRA hopes when it is fully staffed with trained investigators that it will meet that goal.

IPRA is currently meeting the goal for more than half of its investigations. When the goal is not met, there may be any of a number of contributing factors. One is manpower, as IPRA is continuing to fill vacancies and all new hires undergo extensive training before they are ready to shoulder a full caseload.

In addition, some steps in the investigative process are beyond IPRA's control and may extend the length of the investigation. For instance, IPRA often needs reports from third parties to move forward with investigations, including medical records from hospitals, the official version of the medical examiner's report, or the results of forensic testing. An investigation may also be extended if witnesses are difficult to locate or reluctant to cooperate. Once a witness has been identified, IPRA investigators do everything they can to interview that witness. Those efforts, however, may extend the time it takes to complete the investigation. Some witnesses may refuse to speak while civil or criminal judicial proceedings are pending, requiring IPRA's investigation to wait until those processes are either complete or pass a certain stage. IPRA's investigation may also be extended while the SAO considers the evidence and whether to pursue criminal charges related to the alleged misconduct.

Timeliness and Caseload Management

Strengthening the Investigator Ranks

Shooting Investigations

Audio Recording of Interviews

Establishing Protocols for Interactions with  
CPD and Other Government Agencies

## IMPROVING INVESTIGATIONS

### Timeliness and Caseload Management

In its first year, IPRA closed more than 2150 investigations, increasing its work output and the timeliness of investigations, as compared with investigations conducted by its predecessor OPS. IPRA has closed more than 700 of the 1200 cases pending when the new agency was created. During this time frame, IPRA continued to receive, on average, 200 or more new investigations each month. However, IPRA increased the number of investigations closed each month so that it is closing nearly as many, and in some months more, investigations than it opens. This represents an increase in output from 150 to 170 cases closed each month, to more than 200.

	Investigations Closed
Sept 2007	162
4th Q 2007	368
1st Q 2008	554
2nd Q 2008	670
Jul-Aug 2008	404
<b>TOTALS</b>	<b>2158</b>

In addition, while IPRA was addressing the backlog of old cases, it was also managing to complete investigations on the majority of its new cases within the six-month timeline established in the Ordinance. With a number of new investigators in training, IPRA looks forward to the day when the backlog is gone and it closes all but exceptional cases within this timeframe.

IPRA achieved this result through a multi-faceted approach. When established in September 2007, substantial numbers of IPRA's investigator positions were vacant. IPRA immediately performed an audit to identify all pending investigations and the work needed to complete each one. Based on the results of the audit, IPRA adopted a four-pronged approach to address the impact the staffing vacancies were having on its ability to keep up with its workload: for the short-term, IPRA hired outside experts and authorized overtime that was carefully monitored; at the same time IPRA worked on the long-term solution of hiring personnel to fill the vacancies. IPRA also identified and addressed inefficiencies in its processes.

IPRA streamlined its procedures to increase its ability to complete investigations and addressed external causes of delays. When IPRA was formed, investigators were, at times, waiting months for prints of pictures taken to document injuries to a complainant, or a crime scene. IPRA raised concerns with CPD about this delay and new procedures were put in place that provide IPRA with the prints within days of when the pictures are taken. IPRA also replaced its outdated network and network connections, and the servers running its computer system were upgraded to allow IPRA to access the system at better speeds and with more reliability. IPRA obtained high-volume document scanners, more appropriate for the large volume of scanning required by a paperless investigations system that was implemented in 2006. All of these developments allow IPRA investigators to complete their work more quickly and efficiently.

Internally, IPRA re-examined its procedures and eliminated some administrative tasks previously performed by investigators. IPRA also rotated support personnel from other assignments to assist the investigators with other administrative tasks that were monopolizing investigator time and taking them away from their primary investigative responsibilities. Finally, IPRA capitalized on some of the efficiencies offered by its computer systems to eliminate redundant reports. In the coming months, IPRA hopes to achieve other efficiencies and automate key reporting capabilities, saving additional Investigator and Supervising Investigator time.

IPRA has used overtime in three ways. In the Fall of 2007, investigators were authorized to work up to five hours each week of overtime on their own caseloads. Starting in April 2008, Intake Aides and support staff were offered overtime work on weekends to perform work investigators would otherwise be performing and to free up investigators for core investigative tasks. Investigators were also offered additional overtime during which they wrote final summaries for investigations that were complete except for the writing of the final summary report. As a direct result, more than 130 cases were summarized and closed using this overtime assistance.

Starting in March 2008, IPRA brought in outside experts to work side by side with its investigators and assist with the case load. The workers included attorneys from local law firms and retired FBI agents. Each worker was assigned to an investigative team and assisted with investigative tasks. The tasks assigned varied based on the strengths of the workers. All outside personnel worked under the close supervision of IPRA Supervising Investigators.

## **Strengthening the Investigator Ranks**

### **Hiring New Investigators**

As mentioned above, another priority of the last year, and the long-term solution to the timeliness of IPRA investigations and managing the caseload for IPRA, has been hiring qualified investigators to fill the Investigator and Supervising Investigator vacancies that existed when IPRA was created. Through much hard work and the assistance of the City of Chicago's Department of Human Resources, IPRA was able to start interviewing Investigator candidates on October 9, 2007, just five weeks after it was created. Since then, significant time and resources have been expended on interviews of Investigators and the entire hiring process. To date, IPRA has interviewed more than 85 candidates for investigative positions, has hired 14 candidates, and has internally promoted six candidates. IPRA currently has seven vacancies in its Investigator and Supervising Investigator ranks. Of those, five candidates have been identified to fill those positions, and IPRA hopes to have those investigators employed by the end of 2008.

It is imperative to IPRA's long-term success that we establish a strong foundation, including highly qualified investigators. IPRA seeks investigators who are detail-oriented, intelligent, analytical, and objective. Successful candidates have had a range of prior experience and reflect the diversity of Chicago. Some have criminal justice degrees; others have years of experience as investigators in other contexts.

It is significant that IPRA has succeeded in filling nearly all its investigator vacancies. IPRA has not, however, yet seen the full benefits of this. The new hires began working at IPRA starting in March 2007, with a second group in May, and a third in August. After a new investigator is hired, it can take up to six months of training before he or she will begin to function independently as an investigator and many more months before being assigned a full case load. IPRA looks forward to the contribution of these investigators in the coming year.

### Investigator Training

Hiring talented individuals is just the start. High quality, recurrent training is vital to any profession, and investigation is no different. Therefore, IPRA focused on two training programs this past year: a curriculum of recurrent training for all investigators and standardized training for new investigators.

#### *Recurrent Training Curriculum for All Investigators and Supervising Investigators*

For current investigators, IPRA established the four-part annual training program described below, including instruction on: forensic sciences, CPD policy, interview and advanced investigative techniques, and special topics identified for in-house training segments.

Many IPRA investigations involve requests for forensic testing, such as fingerprint or DNA analysis or testing for biological or gun-shot residue. The Illinois State Police Forensic Science Center, which performs the forensic testing, provided three half-day training sessions on the various tests they perform and the results they can obtain. The training covered Biology/DNA, CODIS, Drug Chemistry, Firearms/Toolmarks, Footwear/Tiretracks, GSR, Latent Prints, Microscopy, Toxicology, and Trace Chemistry. All Investigators and Supervising Investigators were required to attend.

IPRA investigators must be well versed in CPD policy because the conclusion of every investigation requires a determination whether the proven conduct violates CPD policy. Therefore all IPRA Investigators and Supervising Investigators were also required to attend a two-day training at the CPD Academy. This training focused on what CPD teaches its members in areas that are frequently the subject of IPRA investigations: use of force, use of deadly force, search and seizure, and vehicle stops.

Even the most skilled interviewers can always improve. IPRA is therefore also arranging for outside volunteers to provide training to IPRA investigators on interview techniques and advanced investigative skills. The training is intended to teach some new techniques, address any bad habits that have developed over the years, and improve performance in interviews. These skills will be important to adopt appropriate interview techniques as investigators shift from memorializing interviews in written statements to memorializing interviews through verbatim audio recordings. (See *infra*.) IPRA intends to expand this curriculum each year to ensure that the investigative skills of its investigators continue to grow and improve.

Finally, IPRA is creating in-house training segments that will be approximately one hour long and will be provided once a month to address specific topics that arise regarding the investigative process. Topics for this training will come from internal review of investigations to identify areas that need improvement. Another source will be arbitrator and Police Board

decisions that result from a CPD member's appeal of the discipline decisions for both IPRA and IAD investigations. Finally, IPRA has reached out to individual members of the Police Board and to the attorneys at the Department of Law who defend the investigations' outcomes in Police Board and arbitration hearings, for any insights they have into ways to improve the investigations.

#### *Standardized Training for New Investigators*

IPRA also created a standardized training regime for all new investigators. The training includes both formal instruction and hands-on training under the direction of experienced Investigators and Supervising Investigators. This training occurs over several months.

All new investigators begin with a week of training within IPRA where they are introduced to IPRA procedures, IPRA investigations, and the most frequently applied CPD policies. They also attend two weeks of training at the CPD Academy arranged by the Detective Division and attended by Internal Affairs investigators as well. In this training they receive more in-depth training about CPD policies and procedures, both to assist in evaluating the conduct of CPD members and to instruct them how to navigate CPD to obtain the information they need from CPD in order to complete their investigations. They also receive basic investigative training in areas such as witness identification, line-up procedures, interviewing witnesses, and documenting those interviews.

The new investigators begin their hands-on training by shadowing Intake Aides and investigators assigned to IPRA's Intake and Rapid Response teams. This allows them to see how IPRA receives complaints and commences investigations. Next, they are assigned to IPRA investigative teams to shadow investigators and to perform investigative tasks themselves under close supervision. In addition, they are required to go on a ride along with CPD patrol officers and detectives and observe a CPD lock-up shift, so that they can see first-hand the procedures that are memorialized in the CPD policies, as well as gain a better understanding of the context for the situations they are investigating.

## **Shooting Investigations**

While officer-involved shootings represent a relatively small percentage of the total investigations IPRA conducts, shooting investigations receive a high level of attention from the public. They have also received a great deal of attention within IPRA this past year. Starting with the Chief Administrator's first conversation with Interim CPD Superintendent Dana Starks, how IPRA and CPD respond to officer-involved shootings has been a priority. IPRA has instituted a number of reforms and additional ones are on the horizon.

### **More Proactive Investigations**

IPRA's procedures for shooting investigations are described in detail above. They differ from how investigations were being performed immediately before the creation of IPRA in several key aspects. First, IPRA has become more proactive in commencing its investigation immediately. IPRA investigators now interview and immediately obtain written, signed statements from witnesses, rather than waiting until after the Roundtable has concluded or longer. This allows IPRA to get the witnesses' versions of events before they can be tainted by talking to other people, or by what they see or hear on television or from other sources.

IPRA also assesses the integrity of the CPD processes and procedures while at the scene. IPRA has raised issues where it had concerns about crime scene integrity – including multiple people in the crime scene before it was fully processed and crime scenes that

were not fully encompassed by the CPD tape. In addition, IPRA raised concerns about the appearance of tainted statements when CPD members gave joint “walk through statements,” rather than individual ones. Both of these issues were immediately addressed by CPD. IPRA would like to do more in this area, and in the coming year will seek to obtain resources to allow it to better perform this function.

IPRA, CPD, and the Illinois State Police Forensic Science Center established a new procedure to ensure IPRA and CPD both are able to obtain needed forensic testing on shared evidence. Some forensic tests, once performed, preclude other types of testing from being performed. Therefore, it is important that all parties know which tests are being requested to avoid inconsistent requests. IPRA and CPD jointly attend a Major Case Review at the Illinois State Police Forensic Science Center for every shooting, to address shared evidence. These meetings allow IPRA and CPD to resolve any conflicts and assure IPRA that none of the tests performed at the request of CPD will jeopardize the IPRA investigation. IPRA has also instituted a requirement in shooting investigations that even if the investigation reveals no potential issues, a formal statement must be taken from all involved officers. The IPRA investigation cannot merely rely on a summary of Roundtable statements by officers.

### Refraining from Pre-judging the Facts

In the moments after a shooting it is vital that the public and the involved CPD members understand that there will be a thorough and fair investigation, and that there has not been a rush to judgment and premature analysis of the incident based on incomplete information. IPRA's first conversations with CPD focused on this issue.

Historically for most shootings, after the Roundtable concluded CPD would state that based on the information then available, the shooting was consistent with CPD policies and procedures. At the same time, the former OPS, and now IPRA, was supposed to be investigating to determine whether the shooting was in fact consistent with policy. The public perceived a conflict, which caused them to doubt whether OPS's investigation was independent, fair, and thorough, or whether the result was pre-ordained by CPD's conclusion. After the early discussions, CPD stopped issuing statements that reached a conclusion on the merits of the shooting. For its part, IPRA began to issue a statement indicating that the shooting had occurred and that IPRA was investigating it. These changes in practice eliminated the mixed messages caused by prior practices.

This shift also reinforced the fundamental message that IPRA would not pre-judge an incident. IPRA does not release even preliminary information until it has had a chance to review all of the evidence, and until all witnesses have had a chance to come forward and provide their statements. To do otherwise would suggest that IPRA has already decided what the facts of the event are, which could discourage witnesses who have something different to add from coming forward.

### Future Systemic Changes

IPRA is working with CPD to develop a non-disciplinary, internal panel at CPD that can review all shootings to identify any systemic concerns that CPD should address, such as tactical issues, training, policy failures, and equipment malfunctions. Most other major metropolitan law enforcement agencies, and many smaller ones, routinely review all officer-involved shootings to identify such systemic issues. The purpose of such a review is to go beyond the preliminary question of whether the shooting itself was justified and within policy, to examine the entire incident in an effort to determine whether there are any ways that the law enforcement agency can improve its performance.

Until now, after IPRA completed its investigation, unless IPRA found a policy violation, there was no established procedure for CPD review of the incident to determine whether it raised systemic concerns that CPD should address. Through this new process, CPD would examine every shooting once IPRA has completed its investigation, to identify potential non-disciplinary concerns. For instance, this type of review might reveal that agency-wide policy or training provides insufficient guidance to CPD members in how best to handle a particular situation and should be modified. The review might also reveal that training in general is sufficient, but the individual involved officers need targeted refresher training. This review can also identify issues with equipment provided to officers. Or the review may reveal outstanding performance by officers meriting commendation. All of this is valuable information to help the agency improve.

IPRA and CPD continue to work together to develop this process and establish guidelines to ensure IPRA's investigations gather the necessary information for a thorough evaluation of these systemic issues.

## Audio Recording of Interviews

IPRA has begun a pilot program to audio record its interviews of members of the public. Currently an IPRA investigator will interview a member of the public and then compose a written statement based on the interview. The person interviewed reviews the written statement for accuracy and signs it. This process creates a relatively accurate account of the interview, and there are assurances by the review and signing of the statement that the person interviewed agrees with the information recorded. However, there is always the possibility that this process will fail to capture information revealed during the interview that seemed insignificant at the time, but later turns out to be very significant. Recording the interviews eliminates that risk, creating an accurate and complete record, and is standard practice in many jurisdictions.<sup>8</sup>

Through its pilot program, IPRA has already found two very beneficial uses for recording witness statements. IPRA investigators interviewing a woman who is legally blind asked whether she would be willing to have them record the interview rather than creating a written statement for her to read. She was eager to do so. She explained that it would have been difficult, if not impossible, for her to review the written statement because of her poor eyesight. IPRA has also used audio recording where it is taking a statement in a language other than English through a translator. By recording the IPRA investigator's questions, the translation of the question, the original answer, and the translation of the answer, IPRA has a complete record of what was said. Should an issue be raised later as to the accuracy of the translation, the recording will be available to resolve any disputes.

## Establishing Protocols for Interactions with CPD and Other Government Agencies

Although IPRA is an independent department, its work is centered on the conduct of CPD members. Therefore, much of what IPRA does requires interaction with and cooperation from CPD. In addition, some of our responsibilities overlap in shared areas, such as when IPRA performs the intake of an allegation of misconduct that CPD will be responsible for investigating, or the shared database with information about administrative investigations. It was therefore necessary to establish protocols to govern these interactions.

<sup>8</sup> Under Illinois law, in order to record these interviews, IPRA must have the consent of the person recorded. IPRA is hopeful that most, if not all, members of the public will consent.

Over the past year, IPRA and CPD have worked jointly to identify areas needing a protocol and to agree to procedures for our interactions. The result is a growing list of protocols governing important areas.

IPRA has also standardized procedures for obtaining evidence and information regarding incidents on Chicago Public Schools (CPS) property. IPRA worked with CPS to design an incident form that requests CPS to retain all video recordings/images, records, documents, and/or any other materials associated with an allegation or complaint involving a CPD member. IPRA and CPS also established procedures for IPRA to obtain necessary reports or other information from CPS.

IPRA is working with the Chicago Housing Authority (CHA) and the Chicago Transit Authority (CTA) to create similar standard procedures.

IPRA has also established procedures with the Cook County Sheriff for allowing IPRA investigators to conduct interviews of individuals detained at the County Jail. The new process provides a quiet location away from other inmates, for an effective interview.



Community Outreach

Outreach to CPD

Abstracts of Completed Investigations

## BRINGING IPRA'S MESSAGE TO CPD AND THE PUBLIC

### Community Outreach

It is absolutely vital for IPRA to communicate with all of Chicago's communities about IPRA's role and investigative process. Increasing transparency has been one of the primary goals of IPRA's outreach efforts this year. IPRA will continue to work with community groups, elected officials, and CPD members to provide updates, develop outreach strategies, and develop communication programs. Our intent is to build community networks based on mutual trust and respect to help with our overall mission.

### Community Organizations

Community organizations, faith-based institutions, and community residents were actively involved with the creation of IPRA. IPRA continues to meet with community organizations across Chicago. IPRA has participated in block club events, community forums, and smaller community meetings. In an effort to reach as broad a spectrum of organizations as possible, IPRA mailed letters to more than 900 community groups, faith-based institutions, and community members across Chicago explaining IPRA's role and investigative process. Community groups IPRA met with include the Chicago Coalition for Police Accountability, Lakeview Action Coalition, the L.E.A.D.E.R.S. Network, the Union League Club, and the Chicago Council of Lawyers. IPRA also presented at a forum sponsored by a criminal justice class at the Caruthers Center for Inner City Studies at Northeastern Illinois University.

Faith-based institutions have represented complainants of alleged police misconduct. IPRA continues to communicate with faith-based leaders regarding our investigative process. IPRA understands and acts upon the idea that providing greater information about what we do and how we do it will ultimately build trust in our agency and the disciplinary process.

### City Council

The Aldermen on the Chicago City Council have hundreds of interactions each day with constituents and are therefore a vital link between IPRA and the communities of Chicago. IPRA therefore has reached out to the Aldermen for two purposes. First, IPRA has sought

information regarding concerns about police conduct and IPRA investigations that they hear from their constituents. Second, IPRA has sought to enlist the Aldermen in IPRA's efforts to educate the public about IPRA.

IPRA sent letters to all fifty Aldermen describing IPRA's investigative process. Attached to the letter was a flyer for community residents that detailed the process for registering a complaint or compliment regarding a CPD member.

IPRA has also met with Aldermen in their ward offices to address specific issues concerning the newly formed department. In our ongoing meetings we continue to discuss ways to make IPRA's reports more transparent and IPRA's overall goal of building the infrastructure of the new agency.

As requested, IPRA has also provided Aldermen with additional information about IPRA that can be included in aldermanic newsletters to the wards. IPRA has also attended ward meetings as requested to explain our process and answer any questions.

Finally, IPRA has appeared at hearings of the Police and Fire Committee of the City Council. These hearings offer an important opportunity for IPRA to provide information about its procedures and progress, as well as to receive vital feedback from Aldermen. In addition, one hearing included lengthy testimony from the public, which provided significant insights into the issues being faced by those testifying.

IPRA looks forward to continuing to work with all the Aldermen to communicate with every community in Chicago.

### Chicago Police Board Meetings

The Chicago Police Board is an independent civilian body that oversees various activities of the CPD. The Board holds monthly public meetings at CPD Headquarters. Any member of the public can attend and speak about CPD. IPRA attends these monthly meetings as a guest of the Board.

IPRA's attendance allows the public a regular opportunity to raise concerns and for IPRA to respond to those concerns. In addition, if someone appears with a complaint to register, IPRA has a Supervising Investigator at the meeting who can gather the relevant information and, if possible, accompany the complainant immediately to the IPRA offices to register the complaint and begin the investigative process.

### IPRA Website

IPRA informs the Chicago community through its website – [www.iprachicago.org](http://www.iprachicago.org). The IPRA website includes IPRA's mission, procedures for filing complaints, investigative process, quarterly reports, and the City of Chicago Ordinance that created the agency. The website also has links for members of the public to register complaints and compliments regarding CPD members.

### Communicating with Complainants

IPRA sends at least three letters to every complainant on investigations retained by IPRA. The first letter is sent to acknowledge that the complaint was received and normally identifies the assigned investigator. The second letter is sent when IPRA completes its investigation and forwards its recommendation to CPD. The third letter is sent at the conclusion of all appeals, when the case is finally closed, and informs the complainant of

the final outcome. In addition, IPRA, by Ordinance, sends letters to the complainant and to the accused CPD member for every investigation not concluded within six months. That letter details the reasons the investigation is not yet complete. Providing the complainant with these various letters and their information is an important part of the public understanding the process.

These IPRA letters, and the attention that is paid to them, have led CPD to re-examine how it communicates with the complainants in the investigations that are referred to CPD for resolution. CPD is now considering voluntarily sending its own letters when CPD's investigation of a complaint extends beyond six months. Similarly, CPD is looking at the other letters that IPRA sends to complainants throughout the investigation process for possible replication. Given that a large percentage of the complaints that come in through IPRA are referred to CPD for resolution, increasing communication with complainants is an important element to increasing community understanding of the process. CPD should be commended for these efforts.

### **Outreach to CPD**

As important as it is for the public to understand IPRA's process, it is equally important for CPD members to understand it. Therefore, IPRA has invested significant efforts this past year to address CPD members in various settings. IPRA will continue these efforts in the coming year.

### **Chicago Police Department Training Academy Recruit Classes**

IPRA's Chief Administrator addresses each class of new police officer recruits while they are at the Academy in their recruit training. First, the role of IPRA and how the Ordinance functions are explained. It is important for recruits to understand that in its investigations, IPRA assesses officer conduct against the policies and procedures of the CPD and that all discipline recommendations are reviewed by the CPD chain of command, up to and including the Superintendent. That means that if a CPD member is disciplined after an IPRA investigation, it is not just IPRA that is saying policy was violated, but CPD's chain of command as well. It is also important that they recognize that the Superintendent cannot arbitrarily modify IPRA recommendations for discipline; rather, he must provide a rationale he is willing to articulate in writing and make public. This avoids decisions tainted by personal likes or dislikes of particular individuals unrelated to their performance. The recruits are also told that they are required to cooperate with IPRA investigations under both the Ordinance and CPD General Orders.

IPRA also provides examples of investigations where CPD members have "gotten into trouble." A primary focus is on distinguishing between an honest mistake that causes a policy violation, and may result in minor discipline, and intentional misconduct, including false statements, that is going to lead to severe punishment, up to and including termination of employment.

Most importantly, the recruits have the opportunity to ask questions. There are often many questions about how IPRA performs certain tasks. Rumors abound and this provides a good opportunity to answer them.

## Chicago Police Department Training Academy Promotional Classes

The Chief Administrator has also addressed classes of promoted detectives, sergeants, and lieutenants. Many of the same topics are discussed as with the recruits. There is an overall explanation of how IPRA functions and a discussion of the areas where they are most likely to interact with IPRA. IPRA also provides specific examples from investigations of the officers' roles as supervisors and role models in helping other officers avoid trouble, mistakes and providing good advice on honestly reporting it when it does.

## Roll Calls

IPRA has also attended roll calls in many of the Districts. IPRA provides a brief description of the agency, similar to the information provided to the recruits and emphasizing what has changed and what has not with the creation of IPRA. The officers are then given an opportunity to ask questions, which always results in a number of very good questions. These are an important opportunity for the rank and file officers to hear for themselves about IPRA.

## Union Leadership

In order to explain its process and goals, IPRA met with the leadership of the unions representing sworn CPD members: FOP and PBPA. IPRA will continue to be available to answer any questions that may arise and to hear the concerns of union membership.

## Abstracts of Completed Investigations

This past year, IPRA took a first step towards increased transparency by providing quarterly statistical reports and posting them on IPRA's website for the general public. With this Annual Report, IPRA introduces abstracts of completed, sustained investigations. (See Appendix C.)

These abstracts provide the public and CPD members with more detailed information about individual sustained cases. The information includes the allegation, findings and recommended discipline in each case. This allows both the public and CPD members to assess the types of misconduct that is occurring and the discipline that is being recommended by IPRA. This is an important step in increasing transparency.

2007-2008 – BY THE NUMBERS<sup>9</sup>

Total allegations and notifications: 9,578	
Total retained by IPRA: 2,501	Total referred to States' Attorney's Office 77

Total investigations closed by IPRA: 2,158
Caseloads as of August 31, 2008: 1,579

	Intake <i>(all allegations and notifications)</i>	IPRA Investigations Opened	IPRA Investigations Closed	IPRA Caseload
Sept. 2007	746	216	162	1,290
4Q 2007	2,273	613	368	1,535
1Q 2008	2,366	590	554	1,571
2Q 2008	2,436	640	670	1,541
Jul - Aug 2008	1,757	442	404	1,579
<b>TOTALS</b>	<b>9,578</b>	<b>2,501</b>	<b>2,158</b>	

Excessive Force	1723
Verbal Abuse Including Bias	199
Domestic Violence	196
Coercion	7
Police Involved Shootings with Injury	42
Extraordinary Occurrences	59

	Sustained	Not Sustained	Unfounded	Exonerated	No Affidavit	Shooting	EO
Sept. 2007	1	37	20	1	87	–	–
4Q 2007	5	76	78	3	169	–	7
1Q 2008	13	110	77	2	259	2	–
2Q 2008	16	203	86	4	230	3	19
Jul - Aug 2008	11	94	57	2	144	4	5
<b>TOTALS</b>	<b>46</b>	<b>520</b>	<b>318</b>	<b>12</b>	<b>889</b>	<b>9</b>	<b>31</b>

<sup>9</sup> September 5, 2007 - August 31, 2008

**APPENDIX A**

**Chapter 2-57 INDEPENDENT POLICE REVIEW AUTHORITY –  
City of Chicago Ordinance**

## **Chapter 2-57 INDEPENDENT POLICE REVIEW AUTHORITY**

### **2-57-010 Definitions.**

The following terms wherever used in this chapter shall have the following meanings unless a different meaning appears from the context:

- (a) *Chief administrator* means the chief administrator of independent police review.
- (b) *Coercion* means the use of express or implied threats of violence that puts a person in immediate fear of the consequences in order to compel that person to act against his or her will.
- (c) *Department* means the Chicago department of police.
- (d) *Police Board* means the police board established by Chapter 2-84 of this code, as amended.
- (e) *Superintendent* means the superintendent of police or his designated representative.
- (f) *Verbal abuse* means the use of a remark which is overtly insulting, mocking or belittling directed at a person based upon the actual or perceived race, color, sex, religion, national origin, sexual orientation, or gender identity of that person.

### **2-57-020 Establishment--Composition.**

There is hereby established an office of the municipal government to be known as the independent police review authority, which shall include the chief administrator of independent police review and such deputies, assistants and other employees as may be provided for in the annual appropriation ordinance. The offices of the independent police review authority shall be located in a facility outside of the department of police.

### **2-57-030 Chief Administrator --Appointment as chief administrative authority.**

The chief administrator shall be the chief executive officer of the independent police review authority. The chief administrator shall be appointed by the mayor subject to the approval of the city council. The chief administrator shall be responsible for the general management and control of the independent police review authority and shall have full and complete authority to administer the office in a manner consistent with the ordinances of the city, the laws of the state, and the rules and regulations of the police board. The chief administrator shall be appointed for a term of four years, or until his or her successor is appointed and approved. In the event that the chief administrator does not complete his or her four-year term, the mayor shall, subject to the

approval of the city council, appoint a new chief administrator who shall be appointed for a new four-year term.

**2-57-040 Chief Administrator--Powers and duties.**

In addition to other powers conferred herein, the chief administrator shall have the following powers and duties:

- (a) To receive and register all complaints filed against members of the department;
- (b) To conduct investigations into complaints against members of the department concerning domestic violence, excessive force, coercion, and verbal abuse;
- (c) To conduct investigations into all cases in which a department member discharges his or her firearm, stun gun, or taser in a manner which potentially could strike an individual, even if no allegation of misconduct is made;
- (d) To conduct investigations into cases where the death of a person or an injury sustained by a person occurs while in police custody or where an extraordinary or unusual occurrence occurs in lockup facilities, even when no allegation of misconduct is made;
- (e) To review all cases settled by the department of law in which a complaint register was filed against a member of the department, and if, in the opinion of the chief administrator, further investigation is warranted, to conduct such investigation;
- (f) To forward all other complaints filed against members of the department to the department's internal affairs division;
- (g) To conduct investigations in a manner consistent with Article IV of Chapter 2-84, the rules and regulations established by the police board, and all department operating procedures, general orders, collective bargaining agreements, and other applicable laws and regulations;
- (h) To make recommendations to the superintendent concerning the appropriate disciplinary action against members of the department found to be in violation of department rules and regulations;
- (i) To make recommendations to the superintendent, the police board, and the chairman of the city council committee on police and fire concerning revisions in policy and operating procedures to increase the efficiency of the department;
- (j) To request information related to an investigation from any employee or officer of the city;

- (k) To issue subpoenas to compel the attendance of witnesses for purposes of examination and the production of documents and other items for inspection and/or duplication. Issuance of subpoenas shall be subject to the restrictions contained in Section 2-57-050;
- (l) To address police personnel and community groups on regulations and operations of the independent police review authority; and
- (m) To promulgate rules, regulations and procedures for the conduct of the independent police review authority's investigations consistent with the requirements of collective bargaining agreements, due process of law and equal protection under the law.

Nothing in this chapter shall preclude the chief administrator from referring a complaint or information concerning a member of the department to the appropriate federal, state or local law enforcement authorities.

**2-57-050 Subpoena issuance.**

The chief administrator, or his or her designee, may administer oaths and secure by its subpoena both the attendance and testimony of witnesses and the production of relevant information. A subpoena shall be served in the same manner as subpoenas issued under the Rules of the Illinois Supreme Court to compel appearance of a deponent, and subject to the same witness and mileage fees fixed by law for such subpoenas.

A subpoena issued under this chapter shall identify the person to whom it is directed and the documents or other items sought thereby, if any, and the date, time and place for the appearance of the witness and production of the documents or other items described in the subpoena. In no event shall the date for examination or production be less than seven days after service of the subpoena.

**2-57-060 Decisions; recommendations.**

(a) If the chief administrator issues a recommendation of discipline against one or more members of the department, the superintendent must respond to such recommendation within 90 days. The response must include a description of any disciplinary action the superintendent has taken with respect to the member in question.

(b) If the superintendent did not take any disciplinary action, or takes a different disciplinary action than that recommended by the chief administrator, the superintendent must describe the proposed different action and explain the reasons for the different action in the written response. The superintendent's response shall include, but is not limited to, the following reasons for taking a different action:

- (i) an analysis of the employee's work history, including any prior disciplinary actions, any prior complaints filed against the employee, and/or any prior

- complimentary history;
- (ii) the superintendent's professional opinion with regard to the case;
- (iii) the existence of any lawsuits arising out of the performance of police duties to which the employee has been a named party, and the outcome of such lawsuits, including those in which the employee has been exonerated; and
- (iv) any evidentiary concerns with regard to the investigation.

This response must be submitted to the chief administrator within the 90-day decision period.

(c) Within ten business days after the submission of a response letter which proposes less discipline than that recommended by the chief administrator, the superintendent and the chief administrator shall meet to discuss the reasons for the superintendent's actions. If the chief administrator does not concur with regard to the superintendent's reasons for the differing disciplinary action, the chief administrator shall, within five business days, send the superintendent's response, along with the chief administrator's objections, to a separate panel consisting of three persons who shall be designated by the police board from its membership.

The three-member panel shall, within ten business days of receipt, review the superintendent's response and the chief administrator's objections. Upon the request of the three-member panel, the superintendent and the chief administrator may be required to present additional documentation or present oral arguments in support of their positions. If the superintendent's response does not meet its burden of overcoming the chief administrator's recommendation for discipline, in the opinion of the majority of the three-member panel, the recommendation shall be deemed to be accepted by the superintendent. Such members of the panel shall then recuse themselves from any future involvement with such case by the full police board.

(d) No action of the superintendent which proposes to take less discipline than that recommended by the chief administrator shall be valid until the provisions of subsection (c) of this section are followed.

(e) If the superintendent fails to respond to the recommendation within the 90-day decision period, such recommendation shall be deemed to be accepted by the superintendent.

(f) Nothing in this section shall limit the superintendent's ability to impose any additional discipline than that recommended by the chief administrator.

**2-57-070 Investigations not concluded within six months.**

If the chief administrator does not conclude an investigation within six months after its initiation, the chief administrator shall notify the mayor's office, the city council committee on police and fire, the complainant, and the employee named in the complaint or his or her counsel of the general nature of the complaint or information giving rise to the investigation and the reasons for failure to complete the investigation within six months.

**2-57-080 Cooperation in investigations.**

It shall be a condition of employment for every officer, employee, department, and agency

of the city to cooperate with the chief administrator in any investigation or hearing undertaken pursuant to this chapter. Any employee or appointed officer of the city who violates any provision of this section shall be subject to discharge (or such other discipline as may be specified in an applicable collective bargaining agreement) in addition to any other penalty provided in this chapter.

**2-57-090 Retaliation prohibited--Penalty.**

No person shall retaliate against, punish or penalize any other person for complaining to, cooperating with or assisting the chief administrator in the performance of his or her office. Any person who violates the provisions of this section shall be subject to a fine of not less than \$5,000.00 and not more than \$10,000.00 for each violation.

**2-57-100 Final Summary Reports - Open to public inspection.**

All final summary reports of the independent police review authority shall be open to public inspection, except to the extent that information contained therein is exempted from disclosure by the Illinois Freedom of Information Act, collective bargaining agreement, or any other applicable law.

**2-57-110 Quarterly reports to legislative and executive branches.**

No later than the fifteenth day of January, April, July and October of each year, the chief administrator shall file with the mayor's office, the city council committee on police and fire, the office of the city clerk, and the legislative reference bureau a report accurate as of the last day of the preceding month, indicating: (1) the number of investigations initiated since the date of the last report; (2) the number of investigations concluded since the last report; (3) the number of investigations pending as of the reporting date; (4) the number of complaints not sustained since the last report; (5) the number of complaints sustained since the last report; (6) the number of complaints filed in each district since the last report; (7) without identifying any individual, the number of complaints filed against each police officer in each district since the last report; and (8) the number of complaints referred to other agencies and the identity of such other agencies. Such reports shall be open for public inspection and shall be posted on the city's website.

**2-57-120 Chief Administrator--Conditions for removal from office.**

Prior to serving a complete term, the chief administrator may be removed only for cause and in accordance with the provisions of this section. The mayor shall give written notice (a) to the city council of his intent to remove the chief administrator; and (b) to the chief administrator of the cause of his intended removal. Within ten days after receipt of the notice, the chief administrator may file with the city council a request for hearing on the cause for removal. If no such request is made within ten days, the chief administrator shall be deemed to have resigned his or her office as of the tenth day after receipt of the notice of intended removal. If such a request is made, the city council shall convene a hearing on the cause for removal of the chief administrator, at which the chief administrator may appear, be represented by counsel and be heard. The hearing shall be convened within ten days after receipt of the request therefor and conclude within 14 days thereafter. The mayor's notice of intended removal shall constitute the

charge against the chief administrator. Removal of the chief administrator for cause after the hearing shall require the affirmative vote of a majority of the members of the city council.

**2-57-130 Obstructing or interfering with investigations -Penalty.**

No person shall wilfully refuse to comply with a subpoena issued by the chief administrator, or otherwise knowingly interfere with or obstruct an investigation authorized by this chapter and conducted by an announced investigator of the independent police review authority. Any person who wilfully violates the provisions of this section shall be subject to a fine of not less than \$1,000.00 and not more than \$5,000.00 for each such offense, or imprisonment for a period of not less than 30 days and not more than six months, or both a fine and imprisonment. Each day that a violation continues shall constitute a separate and distinct offense. Actions seeking the imposition of a fine only shall be filed as quasi-criminal actions subject to the provisions of the Illinois Code of Civil Procedure, as amended. Actions seeking incarceration, or incarceration and a fine, shall be filed and prosecuted as misdemeanor actions under the procedure set forth in Section 1-2-1.1 of the Illinois Municipal Code, as amended.

**2-57-140 Violation--Penalty--Discharge or other discipline.**

Any employee or appointed officer of the city who violates any provision of this chapter shall be subject to discharge (or such other discipline as may be specified in an applicable collective bargaining agreement) in addition to any other penalty provided in this chapter.

**2-57-150 Rules and regulations.**

The chief administrator is authorized to adopt such rules, regulations and procedures as he or she may deem expedient for the proper administration and enforcement of the provisions of this chapter.

**2-57-160 Public policy.**

The public policy of this chapter is to make certain that complaints concerning police misconduct and abuse are resolved fairly and timely. All collective bargaining agreements must be in accord with this policy.



## **APPENDIX B**

### **CPD Use of Force**

# TACTICAL RESPONSE REPORT/Chicago Police Department

SEE CPD-63.487 ON AUTOMATED DIRECTIVES FOR FORM PREPARATION INSTRUCTIONS

1. DATE OF INCIDENT		TIME		2. ADDRESS OF OCCURRENCE			3. LOCATION CODE		4. BEAT/OCCUR.					
MEMBER INVOLVED	5. RANK	6. LAST NAME		7. FIRST NAME		8. STAR NO.	9. SEX <input type="checkbox"/> 01 M <input type="checkbox"/> 02 F	10. RACE CODE	11. AGE	12. HT.	13. WT.			
	14. DATE OF APPT.		15. EMPLOYEE NO.		16. UNIT & BEAT OF ASSIGNMENT		17. DUTY STATUS <input type="checkbox"/> 01 On <input type="checkbox"/> 02 Off		18. MEMBER INJURED? <input type="checkbox"/> 01 Yes <input type="checkbox"/> 02 No		19. MEMBER IN UNIFORM? <input type="checkbox"/> 01 Yes <input type="checkbox"/> 02 No			
SUBJECT INFORMATION	20. LAST NAME		21. FIRST NAME		22. M.I.	23. SEX <input type="checkbox"/> 01 M <input type="checkbox"/> 02 F	24. RACE	25. D.O.B.		26. HT.	27. WT.			
	28. ADDRESS			29. TELEPHONE NO.		30. WAS SUBJECT ARMED? (Specify type of weapon) <input type="checkbox"/> 01 Yes <input type="checkbox"/> 02 No		31. SUBJECT INJURED? <input type="checkbox"/> 01 Yes <input type="checkbox"/> 02 No		32. SUBJECT ALLEGED INJURY? <input type="checkbox"/> 01 Yes <input type="checkbox"/> 02 No				
	33. WHERE WAS MEDICAL TREATMENT OBTAINED?			34. BY WHOM?		35. CONDITION <input type="checkbox"/> 01 Apparently Normal <input type="checkbox"/> 02 Under influence <input type="checkbox"/> 03 Hospitalized <input type="checkbox"/> 04 Not Hospitalized <input type="checkbox"/> 05 Refused Medical Aid		36. CHARGES PLACED <input type="checkbox"/> DNA		37. CB & IR NOs. <input type="checkbox"/> DNA				
	38. REASON FOR USE OF FORCE (Check all that apply)													
SUBJECT'S ACTIONS	PASSIVE RESISTER			ACTIVE RESISTER		ASSAILANT: ASSAULT		ASSAILANT: BATTERY		ASSAILANT: DEADLY FORCE				
	DID NOT FOLLOW VERBAL DIRECTION <input type="checkbox"/> STIFFENED (DEAD WEIGHT) <input type="checkbox"/> OTHER _____			FLED <input type="checkbox"/> PULLED AWAY <input type="checkbox"/> OTHER _____		IMMINENT THREAT OF BATTERY <input type="checkbox"/> OTHER _____		ATTACK WITH WEAPON <input type="checkbox"/> ATTACK WITHOUT WEAPON <input type="checkbox"/> OTHER _____		USES FORCE LIKELY TO CAUSE DEATH OR GREAT BODILY HARM <input type="checkbox"/> WEAPON _____ OTHER _____				
MEMBER'S RESPONSE	MEMBER PRESENCE <input type="checkbox"/> VERBAL COMMANDS <input type="checkbox"/> ESCORT HOLDS <input type="checkbox"/> WRISTLOCK <input type="checkbox"/> ARMBAR <input type="checkbox"/> PRESSURE SENSITIVE AREAS <input type="checkbox"/> CONTROL INSTRUMENT <input type="checkbox"/> OC/CHEMICAL WEAPON W/ AUTHORIZATION* <input type="checkbox"/> OTHER _____			OPEN HAND STRIKE <input type="checkbox"/> TAKE DOWN/ EMERGENCY HANDCUFFING <input type="checkbox"/> OC CHEMICAL WEAPON <input type="checkbox"/> CANINE <input type="checkbox"/> TASER <input type="checkbox"/> OTHER _____		ELBOW STRIKE <input type="checkbox"/> CLOSED HAND STRIKE/ PUNCH <input type="checkbox"/> IMPACT WEAPON (Describe in Box 40) <input type="checkbox"/> OTHER _____		KNEE STRIKE <input type="checkbox"/> KICKS <input type="checkbox"/> IMPACT MUNITION (Describe in Box 40) <input type="checkbox"/>		FIREARM <input type="checkbox"/> OTHER _____				
	39. OC/CHEMICAL WEAPON AUTHORIZED BY (NAME)				40. ADDITIONAL INFORMATION									
WEAPON DISCHARGE INCIDENT	RANK		STAR NO.		UNIT									
	41. WEAPON TYPE <input type="checkbox"/> 01 REVOLVER <input type="checkbox"/> 02 RIFLE <input type="checkbox"/> 03 SHOTGUN <input type="checkbox"/> 04 SEMI-AUTO PISTOL <input type="checkbox"/> 05 CHEMICAL WEAPON <input type="checkbox"/> 06 TASER <input type="checkbox"/> 07 OTHER		42. INCIDENT OCCURRED <input type="checkbox"/> Indoors <input type="checkbox"/> Outdoors		43. LIGHTING CONDITIONS <input type="checkbox"/> 01 Daylight <input type="checkbox"/> 02 Night <input type="checkbox"/> 03 Dawn <input type="checkbox"/> 04 Dusk <input type="checkbox"/> 05 Poor Artificial <input type="checkbox"/> 06 Good Artificial		44. WEATHER CONDITIONS <input type="checkbox"/> 01 Clear <input type="checkbox"/> 02 Rain <input type="checkbox"/> 03 Snow <input type="checkbox"/> 04 Cloudy <input type="checkbox"/> 05 Fog		45. MAKE/ MANUFACTURER		46. MODEL		47. BARREL LENGTH	48. CALIBER/ GAUGE
	49. TASER DART ID NO.		50. WEAPON SERIAL No. (include Letters)		51. CHICAGO GUN REG. NO.		52. IL FIREARM OWNER ID. NO.		53. HANDGUN CERTIFICATE NO.					
	54. SPECIAL WEAPON CERTIFICATE NO.		55. PROPERTY INVENTORY NO.		56. TYPE OF AMMUNITION USED		57. NO. OF WEAPONS DISCHARGED BY THIS MEMBER		58. TOTAL NO. OF SHOTS MEMBER FIRED					
	59. WHO FIRED FIRST SHOT <input type="checkbox"/> 01 MEMBER <input type="checkbox"/> 02 OFFENDER <input type="checkbox"/> 03 OTHER (Specify)		60. WAS FIREARM RELOADED DURING INCIDENT <input type="checkbox"/> 01 YES <input type="checkbox"/> 02 NO		61. NO OF CARTRIDGES/ SHOT SHELLS RELOADED		62. HOW WAS MEMBER'S HANDGUN WORN <input type="checkbox"/> 01 RT. SIDE (WAIST) <input type="checkbox"/> 02 LT. SIDE (WAIST) <input type="checkbox"/> 03 OTHER (Specify)		70. EVENT NO.					
	63. HOW WAS MEMBER'S HANDGUN DRAWN <input type="checkbox"/> 01 STRONG SIDE DRAW <input type="checkbox"/> 02 CROSS DRAW <input type="checkbox"/> 03 OTHER (Specify)		64. SPECIFY METHOD/EQUIPMENT USED TO RELOAD (E.G. SINGLE CARTRIDGE SHOT SHELL AMMO, CASE, MAGAZINE, SPEED LOADER, ETC.)				65. DID MEMBER USE SIGHTS <input type="checkbox"/> 01 YES <input type="checkbox"/> 02 NO							
	66. DESCRIBE PROTECTIVE COVER USED (LIGHT POLES, DOORWAYS, CAR, FURNITURE, ETC)						67. DISTANCE BETWEEN REPORTING MEMBER & OFFENDER WHEN FIRST SHOT WAS FIRED <input type="checkbox"/> 01 0-5 FT. <input type="checkbox"/> 02 05-10 FT. <input type="checkbox"/> 03 10-15 FT. <input type="checkbox"/> 04 OVER 15 FT.							
	68. PERSON/OBJECT STRUCK AS A RESULT OF THE DISCHARGE OF MEMBERS WEAPON <input type="checkbox"/> 01 PERSON <input type="checkbox"/> 02 OBJECT <input type="checkbox"/> 03 BOTH <input type="checkbox"/> 04 UNKNOWN						69. POSITION OF MEMBER DISCHARGING WEAPON <input type="checkbox"/> 01 STANDING <input type="checkbox"/> 02 LYING DOWN <input type="checkbox"/> 03 SITTING <input type="checkbox"/> 04 KNEELING <input type="checkbox"/> 05 OTHER (SPECIFY)							
71. R.D. NO.														
												72. NOTIFICATIONS (OC OR TASER INCIDENT): <input type="checkbox"/> OEMC <input type="checkbox"/> DESK SGT./DIST. OF OCCUR.		
Members will ensure that all required notifications and all witnesses to this use of force are documented in the appropriate case report.														
SIGNATURES	73. REPORTING MEMBER (Print Name)				STAR/EMPLOYEE NO.		SIGNATURE							
	Reviewing supervisor will ensure the legibility and completeness of this report and attest by entering the required information below.													
74. REVIEWING SUPERVISOR (Print Name)				STAR NO.		SIGNATURE				DATE REVIEWED		TIME		

### WATCH COMMANDER/ADS REVIEW

THE WATCH COMMANDER WILL COMPLETE THE REVIEW SECTION FOR 1.) ALL INCIDENTS THAT DID NOT INVOLVE THE DISCHARGE OF A FIREARM; 2.) FIREARM DISCHARGE INCIDENTS INVOLVING THE DESTRUCTION OF AN ANIMAL OR; 3.) ACCIDENTAL DISCHARGE OF A FIREARM NOT RESULTING IN AN INJURY TO ANY PERSON.

THE ADS WILL COMPLETE THE REVIEW SECTION FOR ALL INCIDENTS INVOLVING: 1.) THE DISCHARGE OF A FIREARM OR IMPACT MUNITIONS BY OR AT A DEPARTMENT MEMBER EXCEPT FOR AN ANIMAL DESTRUCTION OR AN ACCIDENTAL DISCHARGE THAT DOES NOT RESULT IN AN INJURY TO ANY PERSON; 2.) MEMBER'S USE OF FORCE BY WHATEVER MEANS THAT RESULTS IN THE DEATH OF A PERSON; 3.) ANY LESSER USE OF FORCE BY A DEPARTMENT MEMBER WHEN THAT USE OF FORCE STEMS FROM THE SAME INCIDENT DESCRIBED HERE IN 1 OR 2.

75. SUBJECT'S STATEMENT REGARDING THE USE OF FORCE  DNA  REFUSED  UNABLE TO INTERVIEW (Specify Reason)

76. WATCH COMMANDER/ADS RATIONALE FOR BOX 77 FINDING

77. WATCH COMMANDER/ADS FINDING BASED UPON CURRENTLY AVAILABLE INFORMATION:

I HAVE CONCLUDED THAT THE MEMBER'S ACTIONS WERE IN COMPLIANCE WITH DEPARTMENT PROCEDURES AND DIRECTIVES.

I HAVE CONCLUDED THAT FURTHER INVESTIGATION IS REQUIRED BY THE OFFICE OF PROFESSIONAL STANDARDS OR THE INTERNAL AFFAIRS DIVISION.

CR NO. \_\_\_\_\_ OBTAINED.

78. WATCH COMMANDER/ADS (Print)

SIGNATURE

DATE COMPLETED

TIME

79. DISTRIBUTION OF TRR:

A TRR PACKET, INCLUDING THE TRR AND COPIES OF THE BELOW LISTED ATTACHMENTS WILL BE FORWARDED TO THE OFFICE OF PROFESSIONAL STANDARDS.

IF A PAPER TRR WAS COMPLETED DUE TO AN UNAVAILABILITY OF THE AUTOMATED TACTICAL RESPONSE REPORT APPLICATION:

1. THE ORIGINAL TRR WILL BE FORWARDED TO:

- A. DIRECTOR , RECORDS SERVICES DIVISION - FOR INCIDENTS WHEN A CASE REPORT IS ALSO COMPLETED. (Attached to the original corresponding case or supplementary report.)
- B. OFFICE OF PROFESSIONAL STANDARDS - FOR ACCIDENTAL DISCHARGE INCIDENTS WHEN A CASE REPORT IS NOT COMPLETED. (Attached to the original of the supervisor's CR Initiation report.)
- C. DISTRICT OF OCCURRENCE REVIEW OFFICE - FOR INCIDENTS INVOLVING WEAPON DISCHARGE TO DESTROY AN ANIMAL. (Attached to the Animal Bite Information Card or Miscellaneous Incident Exception Report, as appropriate.)

2. A COPY OF THE PAPER TRR PACKET, INCLUDING COPIES OF THE TRR AND THE BELOW LISTED ATTACHMENTS WILL BE FORWARDED TO:

- A. THE OFFICE OF PROFESSIONAL STANDARDS, AND
- B. COMMANDER, INFORMATION SERVICES DIVISION, TO ENSURE DATA ENTRY INTO THE AUTOMATED TACTICAL RESPONSE REPORT APPLICATION.

ATTACHMENTS - PHOTOCOPIES OF:

- CASE REPORT
- SUPPLEMENTARY REPORT
- ARREST REPORT
- OFFICER BATTERY REPORT
- I.O.D. REPORT
- TO-FROM-SUBJECT REPORTS FROM DEPARTMENT WITNESS(ES)
- CR INITIATION REPORT

80.

TRR \_\_\_\_\_ OF \_\_\_\_\_ TRR(S)

# G.O. 02-08-05

# Chicago Police Department

**TITLE:** INCIDENTS REQUIRING THE COMPLETION OF A TACTICAL RESPONSE REPORT

**ISSUE DATE:** 23 September 2002

**EFFECTIVE DATE:** 01 October 2002

**DISTRIBUTION:** C

## RESCINDS:

### I. PURPOSE

This addendum:

A. introduces the:

1. Tactical Response Report (TRR) (CPD-11.377).
2. Tactical Response Report Form Preparation Instructions (CPD-63.467).

B. discontinues the:

1. Weapon Discharge Report (CPD-11.489).
2. Watch Commander Summary Report (CPD-21.955).

C. identifies incidents which will require the completion of a Tactical Response Report.

D. identifies the reporting and reviewing responsibilities of Department members.

### II. POLICY

A. The Tactical Response Report will be used to document the following incidents:

1. all incidents which involve a subject fitting the definition of an assailant whose actions are directed against a Department member or directed

**G.O. 02-08-05 INCIDENTS REQUIRING THE COMPLETION OF A TACTICAL RESPONSE REPORT**  
**ISSUE DATE: 23 September 2002**

- against another person and the member intervenes.
2. all incidents which involve a subject fitting the definition of an active resister except for incidents in which:
    - a. the subject's only action of resisting is fleeing; **and**
    - b. the member's actions did not extend beyond verbal commands and/or control holds utilized in conjunction with handcuffing and searching techniques which do not result in injury or allegation of injury.
  3. incidents involving a subject fitting the definition of a passive resister or a cooperative subject when the subject is injured or alleges injury resulting from the member's use of a force option.
  4. all incidents involving the discharge of OC spray or other chemical weapon, a Taser, impact munitions, or a firearm.
  5. all incidents where a subject obstructs a police officer when the obstructing is a physical act between the subject and the officer.
- B. Incidents which do not require documentation on a TRR include:
1. the use of a firm grip hold which does not result in an injury or allegation of injury;
  2. that force necessary to overcome passive resistance due to physical disability or intoxication which does not result in injury or allegation of injury;
  3. control holds utilized in conjunction with handcuffing and searching techniques which do not result in injury or allegation of injury and which by themselves are not described in Item II-A of this addendum;
  4. the use of force in an approved training exercise.
- C. If the most serious use of force requires an investigation by an Assistant Deputy Superintendent, Operations Command, then the findings of all Tactical Response Reports resulting from the use of force by any member in that instance will be the responsibility of that ADS.

### III. PROCEDURES FOR USE OF THE TACTICAL RESPONSE REPORT

A. Each sworn member or detention aide in the performance of his or her duties who is involved in a reportable use of force incident, as described in Item II-A of this addendum, will:

1. immediately notify the member's or detention aide's immediate supervisor that he or she has been involved in a use of force incident.
2. complete a Tactical Response Report, detailing information as requested on the report. Specific instructions for the completion of the form can be found in the Tactical Response Report Form Preparation Instructions.

**NOTE:** In reportable use of force incidents, **each sworn member or detention aide** who uses force will complete a TRR; therefore, there may be several such reports completed for a single arrest.

3. make notifications to the Office of Emergency Management and Communications and the desk sergeant in the district of occurrence and record the name of the person receiving the notification in the appropriate case report for all incidents involving the discharge of OC spray, a Taser, impact munitions, or a firearm.
4. ensure that his or her completed TRR is submitted, along with other required reports *as indicated in the Department directive entitled "Processing Persons Under Department Control,"* to the watch commander *in the district of occurrence.*

(Item III-A-4 revised, 14 August 2003, General Order 02-08-05A.)

B. A supervisor who has been notified of an incident as described in Item III-A of this addendum will:

1. respond to the scene when the injury to a subject or member is of the severity to require immediate medical attention.
2. ensure that all witnesses are identified, interviewed, and that information is recorded in the appropriate report.
3. request the assignment of an evidence technician to take photographs of subjects who have been involved in a use of force incident and are injured, allege injury, or when otherwise deemed appropriate by the supervisor.

4. ensure that other evidence is handled and processed according to existing Department procedures.
5. review the member's TRR for legibility and completeness and indicate approval of such by signing the appropriate box.
6. complete the TRR for a member who cannot complete the report due to injury.

**NOTE:** The TRR will not substitute for an Officer's Battery Report. Whenever a member is the victim of a murder or any type of a battery or an assault, whether such charges are placed against an offender or not, the supervisor will complete an Officer's Battery Report.

7. ensure that a report is completed for the incident, consistent with the guidelines established in the Incident Reporting Guide (IRG) (CPD-63.451).

**NOTE:** *Tactical Response Reports resulting from incidents which would not normally require case reports (e.g., warrant arrests) will require the completion of a case report. Members will refer to the IRG section entitled "Special Case Reporting Index for Use of Force Incidents" for specific reporting instructions.*

(Item III-B-7 revised, 14 August 2003, General Order 02-08-05A.)

C. The watch commander in the district of occurrence will:

1. review and complete the section of the TRR(s) entitled "Watch Commander/ADS Review" for all instances which:
  - a. do not involve the discharge of a firearm;
  - b. involve a firearm discharged only to destroy an animal, or;
  - c. involve an accidental firearm discharge as defined in Item IV-A of this addendum when no person was killed or injured as a result of the discharge.
2. in the instances identified in Item III-C-1:
  - a. record the subject's statement regarding the use of force in the

space provided or, when the incident involves only an animal destruction or accidental discharge, check "DNA."

**NOTE:** *When interviewing a juvenile arrestee, watch commanders will follow restrictions outlined in the Department directive entitled "Processing of Juveniles and Minors Under Department Control."*

(Item III-C-2-a revised, 14 August 2003, General Order 02-08-05A.)

- b. conduct a supervisory evaluation to determine whether the force used conforms to the policies contained within Department directives and complete the box entitled "Watch Commander/ADS Rationale for Box 77 Finding."
  - c. attach all TRR(s) pertaining to the same incident to the report listed below and forward as indicated:
    - (1) For incidents for which a Records Division (R.D.) Number was generated, attach the original of the TRR(s) to the original of the case report and forward through normal channels to the Records Processing Unit.
    - (2) For incidents of a firearm discharge to destroy an animal, attach the original of the TRR(s) to the corresponding Miscellaneous Incident Exception Report (CPD-11.419), Animal Bite Information (CPD-34.226), or other appropriate report and forward to the Review Office in the district of occurrence.
    - (3) For firearm discharges determined to be accidental and no person was injured, attach the original of the TRR(s) to the original C.R. initiation report and forward to the Office of Professional Standards.
  - d. ensure that TRR packet is prepared, containing a photocopy of the TRR(s) and copies of relevant reports as indicated in the section entitled "Attachments," and that the packets are distributed as indicated in box entitled "Distribution." All TRR(s) pertaining to the same arrestee or, if no arrestee, the same incident will be included in this packet.
3. when receiving a TRR(s) completed by an Assistant Deputy

Superintendent, as detailed in Item III-D of this addendum, ensure that:

- a. the original of the TRR(s) is attached to the original of the appropriate report and forward through normal channels to its destination.
- b. the TRR packet(s) are prepared and distributed as described in Item III-C-2-d.

D. The Assistant Deputy Superintendent, Operations Command, will:

1. review and complete the section of the TRR(s) entitled "Watch Commander/ADS Review" for all instances involving:
  - a. the discharge of impact munitions or a firearm by or at a Department member **except** for incidents involving the destruction of an animal or an accidental discharge as defined in Item IV-A of this addendum when no person was killed or injured as a result of the discharge.
  - b. a member's use of force, by whatever means, that results in the death of any individual.
  - c. any lesser use of force by a Department member when that use of force stems from the same incident in which another member used force described in Items III-D-1-a or III-D-1-b.
2. record the subject's statement regarding the use of force in the space provided.
3. conduct a supervisory evaluation to determine whether the force used conforms to the policies contained within this directive and complete the box entitled "Watch Commander/ADS Rationale for Box 77 Finding."
4. personally sign in the signature box.
5. ensure that the original of all TRRs are returned to the watch commander assigned to the investigation.

#### **IV. ACCIDENTAL FIREARM DISCHARGE**

A. An accidental firearm discharge is defined as the unintentional firing of a

firearm in circumstances which did not occur during a training exercise.

**NOTE:** If any person was killed or injured as a result of an accidental discharge, the ADS will perform the duties identified in Item IV-D, consistent with the procedures established under Item III-D.

- B. An accidental firearm discharge will not require the generation of a case report if it occurred under circumstances which, by themselves, would not require a case report. Members will consult the Incident Reporting Guide for further clarification.
- C. If a TRR is completed to document an accidental firearm discharge as defined in Item IV-A, members will follow the procedures described in the Department directive entitled "Complaint and Disciplinary Procedures."
- D. In the "Watch Commander/ADS Finding" section of the TRR, the watch commander will check the selection that indicates that further investigation is required. The watch commander will ensure that a C.R. initiation report is completed, and that the original of the TRR is attached to that report and forwarded directly to the Office of Professional Standards.

Terry G. Hillard  
Superintendent of Police

00-148 LMT(PMD)

## **FACSIMILE MESSAGE**

**Issue Date:** 12 March 2003  
**Message Number:** 030823  
**To:** All Department Members  
**From:** Lieutenant Thomas J. Lemmer  
Acting Director  
Research and Development Division

**Message:**

**Subject:** Tactical Response Report (TRR) Reporting Procedures  
**Reference:** G.O. 02-08, Addendum 5 / Incident Reporting Guide

Members are reminded that, under Item III-B-7 of General Order 02-08, Addendum 5, when

a TRR is required, they must also complete the appropriate case (or other) report for the incident that is mandated by the Incident Reporting Guide.

If the actions of an arrestee (and/or the member's response to the actions of an arrestee) require the completion of a TRR, **but** the person is being arrested for a charge, including **an arrest on a warrant**, that would **not** normally require the completion of a case report, the proper case report to be completed is as follows:

Primary Classification, "Public Peace Violation;" Secondary Classification, "Other Violation;" and IUCR Code, 2890.

Members should refer to Page 27 of the Incident Reporting Guide for additional instructions and guidance on the proper case (or other) report to be completed for those incidents **not normally** requiring a case report but, due to the requirement to complete a TRR, a report is mandated.

Lieutenant Thomas J. Lemmer, Acting Director  
Research and Development Division

**G.O. 02-08-05A**

**Chicago Police Department**

**TITLE: INCIDENTS REQUIRING THE COMPLETION OF A TACTICAL RESPONSE REPORT**

**ISSUE DATE: 14 August 2003**

**EFFECTIVE DATE: 15 August 2003**

**DISTRIBUTION: C**

**RESCINDS:**

**I. PURPOSE**

This revision clarifies specific procedures in the completion of a Tactical Response Report.

**II. REVISIONS**

A. Item III-A-4 is revised and reads:

4. ensure that his or her completed TRR is submitted, along with other required reports *as indicated in the Department directive entitled*

**G.O. 02-08-05A INCIDENTS REQUIRING THE COMPLETION OF A TACTICAL RESPONSE REPORT**

**ISSUE DATE: 14 August 2003**

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*"Processing Persons Under Department Control," to the watch commander in the district of occurrence.*

B. Item III-B-7 is revised to read:

7. ensure that a report is completed for the incident, consistent with the guidelines established in the Incident Reporting Guide (IRG) (CPD-63.451).

**NOTE:** *Tactical Response Reports resulting from incidents which would not normally require case reports (e.g., warrant arrests) **will** require the completion of a case report. Members will refer to the IRG section entitled "Special Case Reporting Index for Use of Force Incidents" for specific reporting instructions.*

C. Item III-C-2-a is revised and reads:

- a. record the subject's statement regarding the use of force in the space provided or, when the incident involves only an animal destruction or accidental discharge, check "DNA."

**NOTE:** *When interviewing a juvenile arrestee, watch commanders will follow restrictions outlined in the Department directive entitled "Processing of Juveniles and Minors Under Department Control."*

Terry G. Hillard  
Superintendent of Police

New or revised material is indicated by *italics*.

03-098 LMT(PMD)

G.O. 02-08-05A

INCIDENTS REQUIRING THE COMPLETION OF A TACTICAL RESPONSE  
REPORT

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# G.O. 02-08-04

# Chicago Police Department

**TITLE:** CANINES AS A FORCE OPTION

**ISSUE DATE:** 23 September 2002

**EFFECTIVE DATE:** 01 October 2002

**DISTRIBUTION:** C

## **RESCINDS:**

### **I. PURPOSE**

This addendum outlines the conditions which govern the use of a Department-owned canine within the parameters of the Use of Force Model.

### **II. POLICY**

A. Department-owned canines will be trained in the "find and bark" method of finding persons. This method of training requires the canine to bark or otherwise alert its handler upon discovering a person and to remain in the immediate area of the person until relieved by the handler.

B. A canine used to search and apprehend a subject who is defined as an active resister or assailant is a reportable use of force incident which will be documented on a Tactical Response Report.

### **III. DEFINITION**

For the purposes of this addendum, the definition of an active resister will include subjects who secret themselves and fail to comply with sworn members' orders to reveal themselves.

### **IV. CONDITIONS ON THE USE OF CANINES AS A FORCE OPTION**

A. Against an Assailant

1. A canine is an appropriate force option against a subject who fits the definition of an assailant, as defined in the addendum to this directive entitled "Force Options." In the case of an incident involving a canine,

**G.O. 02-08-04 CANINES AS A FORCE OPTION**  
**ISSUE DATE: 23 September 2002**

an assailant will also include a person who is using or threatening the imminent use of force against the canine.

2. Use of a canine in such a situation will require the completion of a Tactical Response Report (TRR).

B. Against an Active Resister

1. The use of a canine to physically apprehend an active resister subject is limited to a subject who is alleged to have committed either a felony or a violent misdemeanor.
2. Prior to the use of the canine, the handler will announce his or her police authority and state that the canine will be released if the subject does not comply with the handler's orders.
  - a. The verbal warning will be given in a manner to be capable of being heard by the subject and any witnesses or other parties within the targeted area.
  - b. The verbal warning will be given again upon entering subsequent floors or areas or if the size of the area is too great for a single warning.
  - c. The fact that the warnings were given will be documented in the appropriate case report.
3. Use of a canine in such a situation will require the completion of a Tactical Response Report (TRR).

- C. A canine will not be used as a force option in crowd control situations unless the handler is so instructed by an exempt ranking member.

Terry G. Hillard  
Superintendent of Police

00-148 LMT(PMD)

# G.O. 02-08-03

# Chicago Police Department

**TITLE:** DEADLY FORCE

**ISSUE DATE:** 23 September 2002

**EFFECTIVE DATE:** 01 October 2002

**DISTRIBUTION:** C

## **RESCINDS:**

### **I. PURPOSE**

This addendum:

- A. sets forth Department policy regarding a sworn member's use of deadly force.
- B. establishes guidelines controlling the use of deadly force by sworn members.

### **II. DEFINITIONS**

#### **A. Deadly Force (720 ILCS 5/7-8)**

- 1. Deadly force is force which is likely to cause death or great bodily harm and includes:
  - a. The firing of a firearm in the direction of the person to be arrested, even though no intent exists to kill or inflict great bodily harm; and
  - b. The firing of a firearm at a vehicle in which the person to be arrested is riding.
- 2. A peace officer's discharge of a firearm using ammunition designed to disable or control an individual without creating the likelihood of death or great bodily harm (i.e., impact munitions) shall not be considered force likely to cause death or bodily harm.

#### **B. Use of force to prevent escape (720 ILCS 5/7-9)**

**G.O. 02-08-03 DEADLY FORCE**  
**ISSUE DATE: 23 September 2002**

A peace officer or other person who has an arrested person in custody is justified in the use of such force to prevent the escape of the arrested person from custody as he would be justified in using if he were arresting the person.

C. Forcible Felony (720 ILCS 5/2-8)

A forcible felony means any treason, first degree murder, second degree murder, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, robbery, burglary, residential burglary, aggravated arson, arson, aggravated kidnaping, kidnaping, aggravated battery resulting in great bodily harm or permanent disability or disfigurement, and any other felony which involves the use or threat of physical force or violence against any individual.

### III. DEPARTMENT POLICY

A. A sworn member is justified in using force likely to cause death or great bodily harm **only** when he or she reasonably believes that such force is necessary:

1. to prevent death or great bodily harm to the sworn member or to another person, or;
2. to prevent an arrest from being defeated by resistance or escape and the sworn member reasonably believes that the person to be arrested:
  - a. has committed or has attempted to commit a forcible felony which involves the infliction, threatened infliction, or threatened use of physical force likely to cause death or great bodily harm or;
  - b. is attempting to escape by use of a deadly weapon or;
  - c. otherwise indicates that he or she will endanger human life or inflict great bodily harm unless arrested without delay.

B. Firing at or into a moving vehicle is only authorized to prevent death or great bodily harm to the sworn member or another person. When confronted with an oncoming vehicle and that vehicle is the only force used against them, sworn members will move out of the vehicle's path.

C. Sworn members who discharge a firearm will comply with the procedures detailed in the Department directive entitled "Weapon Discharge Incidents

Involving Sworn Members.”

**IV. DEPARTMENT PROHIBITIONS FOR USE OF DEADLY FORCE**

Use of firearms in the following ways is prohibited:

- A. Firing into crowds.
- B. Firing warning shots.
- C. Firing into buildings or through doors, windows, or other openings when the person lawfully fired at is not clearly visible.
- D. Firing at a subject whose action is only a threat to the subject himself (e.g., attempted suicide).

**V. AFFIRMATION OF PROTECTION OF LIFE POLICY**

Sworn members will not unreasonably endanger themselves or another person to conform to the restrictions of this directive.

Terry G. Hillard  
Superintendent of Police

00-148 LMT(PMD)

# G.O. 02-08-02

# Chicago Police Department

**TITLE:** FORCE OPTIONS

**ISSUE DATE:** 23 September 2002

**EFFECTIVE DATE:** 01 October 2002

**DISTRIBUTION:** C

## **RESCINDS:**

### **I. PURPOSE**

This addendum explains the various levels of force options in the Use of Force Model that are appropriate for Department members' use when interacting with cooperative subjects, resistive subjects ("resisters"), and assailants.

### **II. POLICY**

- A. Members will maintain a courteous and professional demeanor when dealing with the public.
- B. Before taking any police action, sworn members will identify themselves as police officers unless identification would jeopardize the safety of the member or others or compromise the integrity of an investigation.
- C. Members will select the appropriate level of force option based on a subject's actions and modify their selection of options as the subject offers less or greater resistance.

### **III. LEVEL OF FORCE RESPONSE OPTIONS GUIDELINES**

- A. Cooperative Subject: a person who is compliant without the need for physical force. The following response options are appropriate when dealing with a cooperative subject:
  - 1. Social Control/Police Presence
    - a. Social control/police presence is established through identification of authority and proximity to the subject. Police presence may result in conforming behavior.

**G.O. 02-08-02 FORCE OPTIONS**  
**ISSUE DATE: 23 September 2002**

- b. Social control/police presence, used alone, is the only force option which is appropriate for use with subjects who are cooperative without the need for direction from law enforcement personnel.

2. Verbal Control

- a. Verbal control consists of persuasion, advice, and warning. It includes instruction or direction from a member in the form of verbal statements or commands. Verbal control may result in conforming behavior.
- b. Whenever practical, members will attempt to de-escalate confrontations by utilizing verbal control techniques prior to, during, and after the use of physical force.

B. Resister: a person who is uncooperative. Resisters are further subdivided into two categories:

- 1. Passive Resister: a person who fails to comply (nonmovement) with verbal or other direction. In addition to the response options listed in Item III-A, the following response options are appropriate when dealing with a passive resister:

- a. Holding Techniques

Holding consists of techniques such as a firm grip, grabbing an arm, wristlocks, and come-along holds (i.e., escort holds that are not elevated to pain compliance techniques), as well as any combination of the above. Holding may result in conforming behavior.

- b. Pain Compliance Techniques

Pain compliance consists of techniques designed to amplify nonimpact pressure and pain in order to increase the potential for controlling a subject. These techniques consist of applying pressure to pain sensors in the skin covering bone and joints (i.e., armbars and amplified wristlocks) to amplify pain.

- c. Control Instruments

Control instruments are designed to amplify nonimpact pressure and pain in order to increase the potential for

controlling a subject. These instruments are placed mainly on the pain sensors of the skin covering bone.

d. Oleoresin Capsicum (OC) Spray

Oleoresin capsicum is a highly inflammatory agent that occurs naturally in cayenne peppers. The use of OC spray is intended to increase control by disorienting the subject and interfering with the subject's ability to resist arrest.

Oleoresin capsicum is appropriate to use against two types of passive resisters **only** after the required authorization is received:

- (1) occupant(s) of a motor vehicle who is engaging in passively resisting arrest, **only** after obtaining authorization from an on-scene supervisor of the rank of sergeant or above.
- (2) unresponsive groups or crowds (e.g., demonstrators, sports championship celebrations, New Year's Eve, etc.), **only** after obtaining authorization from an on-scene supervisor of the rank of lieutenant or above.

2. Active Resister: a person whose actions attempt to create distance between that person and the member's reach. This type of resistance includes gestures ranging from evasive movement of the arm, through flailing arms, to full flight by running. In addition to the response options in Items III-A and III-B-1, the following response options are appropriate when dealing with an active resister:

a. Stunning

Stunning is diffused-pressure striking or slapping and is an attempt to increase control by disorienting the subject and interfering with the subject's ability to resist.

b. Oleoresin Capsicum (OC) Spray

Oleoresin capsicum is an appropriate force option against all active resisters without the need for any prior authorization.

c. Canines Used by Canine Handlers

A canine under the control of a canine handler is an appropriate force option when used consistent with the provisions of the addendum to this directive entitled "Canines As A Force Option."

d. *Taser*

(1) *The Taser is a device used to control and subdue an assailant through the application of electrical impulses that override the central nervous system and cause uncontrollable muscle contractions. Two darts attached by thin wires are fired from a cartridge attached to the hand-held device. When both darts attach to the subject, a timed electrical impulse is applied to the assailant at the control of the operator. The electrical impulse immobilizes the assailant long enough for restraints to be applied.*

(2) *Only Department-issued Tasers may be used and only after the member has received Department-authorized training in their safe handling and deployment.*

(Item III-B-2-d added, 14 August 2003, General Order 02-08-02A.)

C. Assailant: a subject who is using or threatening the imminent use of force against himself/herself or another person. The Use of Force Model categorizes assailants into three categories.

1. Actions are aggressively offensive without weapons. This type of assailant is one who places a member in fear of a battery and includes advancing on the member in a threatening manner or closing the distance between the assailant and the member, thereby reducing the member's reaction time. In addition to the response options in Items III-A and III-B, the following response options are appropriate when dealing with this type of assailant:

a. Direct Mechanical

Direct mechanical techniques are hard, concentrating, striking movements such as punching and kicking, or powerful locks and pressures. These techniques can be combined with take-downs or pins against the ground or other objects.

b. Impact Weapons

The baton is the member's primary impact weapon, which is used for striking. Impact weapons are designed to establish control by means of applying mechanical impact to a subject in order to disable elements of his or her skeletal structure. Members will avoid the use of flashlights, radios, or any item not specifically designed as a defensive weapon if the baton is reasonably available.

c. Impact Munitions

- (1) Impact munitions are projectiles such as "drag stabilized sock rounds" or batons that are fired from shotguns with specially colored yellow stocks or tear gas launchers. These projectiles are intended to impact and incapacitate a potentially dangerous subject from a safe distance, thereby reducing resistance and gaining compliance while reducing the probability of serious injury or death.
- (2) Only Department-issued impact munitions may be used and only after the member has received Department-authorized training in their safe handling and deployment.

d. (Item III-C-1-D deleted, 14 August 2003, General Order 02-08-02A.)

2. Actions will likely cause physical injury. Included in this category of assailant may be a subject who is armed with a deadly weapon and the subject fails to disarm, thereby making the subject's actions likely to cause physical injury. The appropriate response options when dealing with this category of assailant are those listed in Items III-A, III-B, and III-C-1.
3. Actions will likely cause death or serious physical injury. An assailant in this category is one whose actions will likely cause death or serious physical injury to another person. In addition to the response options in Items III-A, III-B, and III-C-1, firearms and other deadly force are appropriate when dealing with an assailant whose actions will likely cause death or serious physical injury to another.

#### **IV. POST-USE OF FORCE POSITIONING AND MONITORING**

After gaining control of a subject, members will:

- A. avoid sitting, kneeling, or standing on a subject's chest, which may result in chest compression, thereby reducing the subject's ability to breathe.
- B. position the subject in a manner to allow free breathing. Whenever feasible, the subject will not be placed on the subject's stomach.
- C. monitor an arrestee until transported to a secure location.
- D. seek medical attention for an arrestee who has injuries or illnesses consistent with the procedures outlined in the Department directives entitled "Processing Persons Under Department Control" and "Hospitalized Arrestees."

Terry G. Hillard  
Superintendent of Police

00-148 LMT(PMD)

## **G.O. 02-08-02A**

## **Chicago Police Department**

**TITLE: FORCE OPTIONS**

**ISSUE DATE: 14 August 2003**

**EFFECTIVE DATE: 15 August 2003**

**DISTRIBUTION: C**

**RESCINDS:**

### **I. PURPOSE**

This revision changes the level of force for which the use of a Taser is appropriate from the assailant level to that of an active resister.

### **II. REVISIONS**

A. Item III-B-2-d is added and reads:

*d. Taser*

*(1) The Taser is a device used to control and subdue a subject through the application of electrical impulses that override the central nervous system and cause uncontrollable muscle contractions. Two darts attached by thin wires are fired from*

**G.O. 02-08-02A**  
**ISSUE DATE: 14 August 2003**

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*a cartridge attached to the hand-held device. When both darts attach to the subject, a timed electrical impulse is applied to the subject at the control of the operator, the electrical impulse immobilizes the subject long enough for restraints to be applied.*

- (2) *Only Department-issued Tasers may be used and only after the member has received Department-authorized training in their safe handling and deployment.*

B. Item III-C-1-d is deleted.

Terry G. Hillard  
Superintendent of Police

New or revised material is indicated by *italics*.

03-099 LMT(PMD)

# G.O. 02-08-01A

# Chicago Police Department

**TITLE:** THE USE OF FORCE MODEL

**ISSUE DATE:** 14 August 2003

**EFFECTIVE DATE:** 15 August 2003

**DISTRIBUTION:** C

**RESCINDS:** General Order 02-08-01

## I. PURPOSE

This addendum:

- A. explains the Use of Force Model.
- B. includes a graphic representation of the Use of Force Model.

## II. DEPARTMENT POLICY

The Department utilizes a Use of Force Model to provide guidance on the appropriate amount of force to be used to effect a lawful purpose. The Use of Force Model employs the progressive and reasonable escalation and de-escalation of member-applied force in proportional response to the actions and level of resistance offered by a subject. Such response may progress from the member's actual presence at the scene to the application of deadly force.

- A. The primary objective of the use of force is to ensure control of a subject with the reasonable force necessary based on the totality of the circumstances.
- B. Whenever reasonable, members will exercise persuasion, advice, and warning prior to the use of **physical** force.
- C. When force is applied, a member will escalate or de-escalate to the amount of force which is reasonably necessary to overcome the subject's resistance and to gain control.
  - 1. Members are not required to start at the lowest levels of the Use of Force Model; they will select the appropriate level of force based on the subject's actions.

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ISSUE DATE:

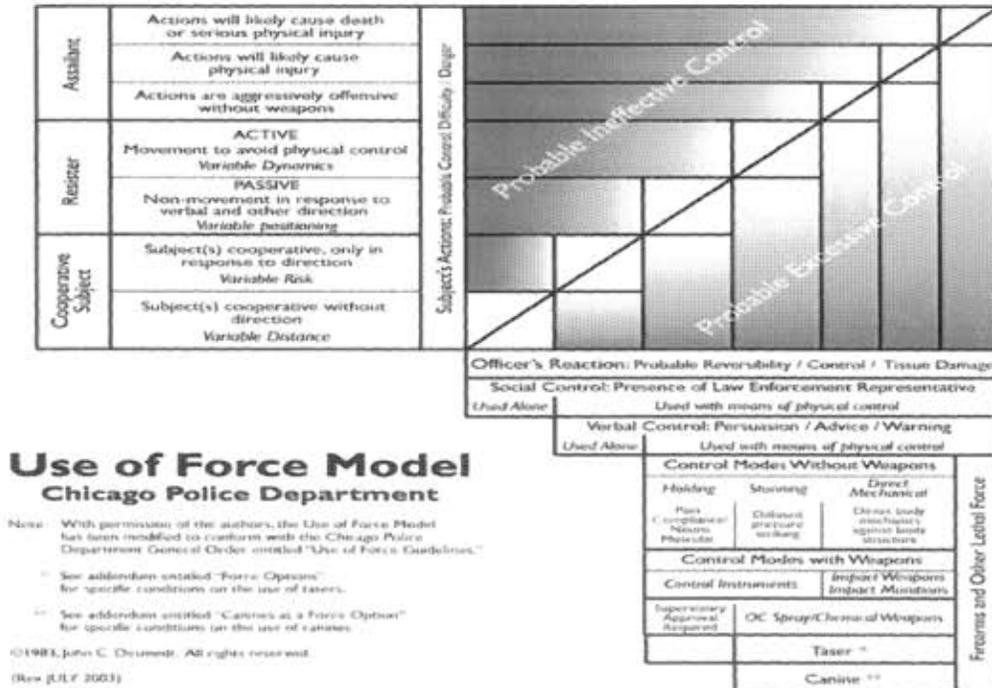
THE USE OF FORCE MODEL  
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2. Members will modify their level of force in relation to the amount of resistance offered by the subject.
  - a. As the subject offers less resistance, the member will lower the amount or type of force used.
  - b. As the subject increases resistance, the member may increase the amount or type of force used.

### III. USE OF FORCE MODEL

- A. The Use of Force Model is a graphic representation of the guidelines for the appropriate use of force in relation to the actions of a subject.
- B. The Use of Force Model utilized by the Chicago Police Department is pictured in Illustration No. 1.
- C. The Use of Force Model is a guideline that cannot account for all factors constituting the "totality of circumstances" by which a specific use of force is evaluated. The Model is to be used only in conjunction with the Department directives and training regarding the use of force.

Illustration No. 1



# G.O. 02-08

# Chicago Police Department

**TITLE:** USE OF FORCE GUIDELINES

**ISSUE DATE:** 23 September 2002

**EFFECTIVE DATE:** 01 October 2002

**DISTRIBUTION:** C

**RESCINDS:** General Orders 80-18, 86-08, and 92-03-07B

## I. PURPOSE

This directive:

- A. states Department policy regarding the use of force.
- B. provides guidelines for the use of force.
- C. introduces the:
  - 1. Tactical Response Report (TRR)(CPD-11.377).
  - 2. Tactical Response Report Form Preparation Instructions (CPD-63.467).
- D. discontinues the:
  - 1. Weapon Discharge Report (CPD-11.489).
  - 2. Watch Commander Summary Report (CPD-21.955).

## II. GENERAL INFORMATION

Chapter 720, Article 5, Section 7-5, of the Illinois Compiled Statutes provides in part:

“A peace officer ... need not retreat or desist from efforts to make a lawful arrest because of resistance or threatened resistance to the arrest. He is justified in the use of any force which he reasonably believes to be necessary to effect the arrest and of any force which he reasonably believes to be necessary to defend himself or another from bodily harm while making the arrest.”

**G.O. 02-08**      **USE OF FORCE GUIDELINES**  
**ISSUE DATE:** 23 September 2002

### III. DEPARTMENT POLICY

- A. When a Department member engages a member of the public, the member will do so in such a manner which affords that person the respect and dignity to which all persons are entitled. The use of excessive force or unwarranted physical force or unprofessional conduct by a Department member will not be tolerated under any circumstances, and all members will strictly adhere to the provisions of the Department directive entitled "Prohibition Regarding Racial Profiling and Other Bias Based Policing."
- B. Department members will use an amount of force reasonably necessary based on the totality of the circumstances to perform a lawful task, effect an arrest, overcome resistance, control a subject, or protect themselves or others from injury.
- C. As set forth by the United States Supreme Court in Graham v. Connor, 490 U.S. 386 (1989), the central inquiry in every use of force is whether the amount of force used by the officer was objectively reasonable in light of the particular circumstances faced by the officer.
  - 1. Reasonableness is not capable of precise definition or mechanical application. Circumstances that may govern the reasonableness of using a particular force option include, but are not limited to:
    - a. the severity of the crime at issue,
    - b. whether the subject poses an immediate threat to the safety of officers or others,
    - c. whether the subject is actively resisting arrest or attempting to evade arrest by flight.
  - 2. The reasonableness of a particular use of force will be judged under the totality of the circumstances viewed from the perspective of a reasonable officer on the scene.
- D. The Department has adopted a Use of Force Model in order to provide members guidance on the reasonableness of a particular response option.
- E. All Department members are obligated to ensure compliance with all laws and Department regulations. If a member knows that another Department member is using excessive force against a subject, the member will take appropriate

action. The action required by the member will depend upon the circumstances of the incident. However, appropriate actions may include, but are not limited to, verbal or physical intervention, immediate notification to a supervisor, or a direct order by a supervisor to cease the use of excessive force.

- F. Sworn members and detention aides in the performance of their duties will complete a Tactical Response Report as specified in the addendum to this directive entitled "Incidents Requiring the Completion of a Tactical Response Report."
- G. The on-duty Assistant Deputy Superintendent will be responsible for conducting the investigation into the appropriateness of any use of force that involves:
  - 1. the discharge of a firearm by or at a Department member.
  - 2. a member's use of force, by whatever means, that results in the death of any individual.
  - 3. any lesser use of force by a Department member when that use of force stems from the same incident in which another member used force in Items III-G-1 or III-G-2.
- H. Department members will seek medical assistance for an arrestee who has injuries or illnesses consistent with the procedures outlined in the Department directives entitled "Processing Persons Under Department Control" and "Hospitalized Arrestees."

#### **IV. ADDENDA**

The addenda which comprise this directive are:

- A. Addendum entitled "The Use of Force Model."
- B. Addendum entitled "Force Options."
- C. Addendum entitled "Deadly Force."
- D. Addendum entitled "Canines as a Force Option."
- E. Addendum entitled "Incidents Requiring the Completion of a Tactical Response Report."

Terry G. Hillard  
Superintendent of Police

00-148 LMT(PMD)

# Use of Force Model Chicago Police Department

	Subject's Actions: Probable Control Difficulty / Danger
Resister	<p style="text-align: center;"> <i>Actions will likely cause physical injury</i>  <i>or various physical injury</i> </p> <p style="text-align: center;">                     Actions will likely cause physical injury                      Actions are aggressively offensive without weapons                 </p> <p style="text-align: center;">                     Movement to avoid physical control  <i>Variable Dynamics</i> </p> <p style="text-align: center;">                     Non-movement in response to verbal and other direction  <i>Variable positioning</i> </p>
Cooperative Subject	<p style="text-align: center;">                     Subject(s) cooperative, only in response to direction  <i>Variable Risk</i> </p> <p style="text-align: center;">                     Subject(s) cooperative without direction  <i>Variable Distance</i> </p>

	Probable Ineffective Control
	Probable Excessive Control
<b>Officer's Reaction: Probable Reversibility / Control / Tissue Damage</b>	
Used Alone	Social Control: Presence of Law Enforcement Representative <i>Used with means of physical control</i>
Used Alone	Verbal Control: Persuasion / Advice / Warning <i>Used with means of physical control</i>
Control Modes Without Weapons	
<b>Holding</b>	<b>Stunning</b>
Pain Compliance/Neuro Muscular	Diffused pressure striking
Control Modes with Weapons	
<b>Control Instruments</b>	<b>Direct Mechanical</b>
Supervisory Approval Required	Impact Weapons Impact Munitions
<b>OC Spray/Chemical Weapons</b>	
Taser*	
Canine**	

**Note:** With permission of the authors, the Use of Force Model has been modified to conform with the Chicago Police Department General Order entitled "Use of Force Guidelines."

\* See addendum entitled "Force Options" for specific conditions on the use of tasers.

\*\* See addendum entitled "Canines as a Force Option" for specific conditions on the use of canines.

# G.O. 02-08-03

# Chicago Police Department

**TITLE:** DEADLY FORCE  
**ISSUE DATE:** 23 September 2002  
**EFFECTIVE DATE:** 01 October 2002  
**DISTRIBUTION:** C  
**RESCINDS:**

## I. PURPOSE

This addendum:

- A. sets forth Department policy regarding a sworn member's use of deadly force.
- B. establishes guidelines controlling the use of deadly force by sworn members.

## II. DEFINITIONS

- A. Deadly Force (720 ILCS 5/7-8)
  - 1. Deadly force is force which is likely to cause death or great bodily harm and includes:
    - a. The firing of a firearm in the direction of the person to be arrested, even though no intent exists to kill or inflict great bodily harm; and
    - b. The firing of a firearm at a vehicle in which the person to be arrested is riding.
  - 2. A peace officer's discharge of a firearm using ammunition designed to disable or control an individual without creating the likelihood of death or great bodily harm (i.e., impact munitions) shall not be considered force likely to cause death or bodily harm.
- B. Use of force to prevent escape (720 ILCS 5/7-9)

**G.O. 02-08-03 DEADLY FORCE**  
**ISSUE DATE: 23 September 2002**

A peace officer or other person who has an arrested person in custody is justified in the use of such force to prevent the escape of the arrested person from custody as he would be justified in using if he were arresting the person.

C. Forcible Felony (720 ILCS 5/2-8)

A forcible felony means any treason, first degree murder, second degree murder, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, robbery, burglary, residential burglary, aggravated arson, arson, aggravated kidnaping, kidnaping, aggravated battery resulting in great bodily harm or permanent disability or disfigurement, and any other felony which involves the use or threat of physical force or violence against any individual.

**III. DEPARTMENT POLICY**

A. A sworn member is justified in using force likely to cause death or great bodily harm **only** when he or she reasonably believes that such force is necessary:

1. to prevent death or great bodily harm to the sworn member or to another person, or:
2. to prevent an arrest from being defeated by resistance or escape and the sworn member reasonably believes that the person to be arrested:
  - a. has committed or has attempted to commit a forcible felony which involves the infliction, threatened infliction, or threatened use of physical force likely to cause death or great bodily harm or;
  - b. is attempting to escape by use of a deadly weapon or;
  - c. otherwise indicates that he or she will endanger human life or inflict great bodily harm unless arrested without delay.

B. Firing at or into a moving vehicle is only authorized to prevent death or great bodily harm to the sworn member or another person. When confronted with an oncoming vehicle and that vehicle is the only force used against them, sworn members will move out of the vehicle's path.

C. Sworn members who discharge a firearm will comply with the procedures detailed in the Department directive entitled "Weapon Discharge Incidents

Involving Sworn Members.”

**IV. DEPARTMENT PROHIBITIONS FOR USE OF DEADLY FORCE**

Use of firearms in the following ways is prohibited:

- A. Firing into crowds.
- B. Firing warning shots.
- C. Firing into buildings or through doors, windows, or other openings when the person lawfully fired at is not clearly visible.
- D. Firing at a subject whose action is only a threat to the subject himself (e.g., attempted suicide).

**V. AFFIRMATION OF PROTECTION OF LIFE POLICY**

Sworn members will not unreasonably endanger themselves or another person to conform to the restrictions of this directive.

Terry G. Hillard  
Superintendent of Police

00-148 LMT(PMD)



## **APPENDIX C**

### **Abstract of Sustained Cases**

## Abstract of Sustained Cases

Sept. 2007

*Log No. / C.R. No. 314993*

On 19 August 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 16th District, in which an off-duty Chicago Police Department officer allegedly pushed, struck, and directed profanities at a minor complainant. Prior to the creation of IPRA, an agreement was reached through mediation to “**SUSTAIN**” the allegations of the physical and verbal abuse. The accused member admitted the misconduct and agreed to accept discipline consisting of a **three (3) day suspension**.

Nov. 2007

*Log No. / C.R. No. 1005219*

On 26 April 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards) alleging that a physical and verbal altercation occurred in the 21st District between a Chicago Police Department crossing guard and a private citizen. Because the allegations were verified by statements of the accused and witnesses to the incident, IPRA recommended to “**SUSTAIN**” the following allegations of violations committed by the accused: 1.) that the accused waved her hand in the face of the complainant, 2.) that the accused poked the complainant in the head with her finger, and 3.) that the accused bumped against the person of the complainant. IPRA recommended a **five (5) day suspension** for the accused member.

*Log No. / C.R. No. 314442*

On July 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 15th District, in which a Chicago Police Department officer allegedly slammed the complainant against a squad car, handcuffed the complainant without justification, and used profane language and gestures directed against said complainant. Based on corroborating witness statements, IPRA recommended to “**SUSTAIN**” the allegations that the accused slammed the complainant against the squad car, unjustifiably handcuffed, and directed profane language and gestures against said complainant. Further, IPRA recommended to “**SUSTAIN**” two separate allegations against the accused and the accused member’s partner in that they failed to complete a field contact card for the contact with the complainant, which violated Rule 6, “Disobedience of an order or directive whether written or oral.” IPRA recommended a **ten (10) day suspension for the accused member**, and a **two (2) day suspension for the partner of the accused member**.

*Log No. / C.R. No. 313295*

On 01 June 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 8th District, in which a Chicago Police Department detective allegedly physically abused, improperly handcuffed, detained, searched the vehicle of a complainant removing personal items and failed to return them to said complainant, and failed to complete a field contact card recording contact made with the complainant. A second Chicago Police Department detective involved in this incident allegedly held and punched the complainant, and failed to complete a field contact card to record the contact made with the complainant. A third Chicago Police Department detective involved in this incident allegedly failed to complete a field contact card. Based on physical evidence and corroborating witness statements, IPRA recommended to “**SUSTAIN**” the following allegations against the first accused member: that the accused physically abused the complainant; improperly handcuffed

the complainant and refused to adjust the handcuffs; detained and released the complainant without authorization; searched complainant's vehicle, removed personal effects and failed to return them to the complainant; failed to complete a field contact card to record contact with said complainant; provided a false statement; and engaged in conduct bringing discredit or disrepute to the Department. IPRA further recommended a **thirty (30) day suspension for the first accused member**. Also, based on the physical evidence and corroborating witness statements, IPRA recommended to "**SUSTAIN**" the following allegations against the second accused member: that the accused failed to complete a field contact card to record the contact with the complainant; physically mistreated the complainant; provided a false report; and engaged in conduct bringing discredit and disrepute to the Department. Further, IPRA recommended a **twenty-five (25) day suspension for the second accused member**. Lastly, based on said evidence, IPRA recommended to "**SUSTAIN**" the following allegations against the third accused member: that the accused failed to complete a field contact card to record the contact with the complainant and provided a false report. IPRA recommended a **fifteen (15) day suspension for the third accused member**.

*Log No. / C.R. 1008489*

On 16 August 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 17th District, in which a Chicago Police Department detective allegedly struck the head of the complainant causing it to hit a Plexiglas partition, and verbally abused the complainant. Prior to the creation of IPRA, an agreement was reached through mediation to "**SUSTAIN**" the allegations. The accused admitted the misconduct and agreed to accept discipline consisting of a **one (1) day suspension**.

Dec. 2007

*Log No. / C.R. 311600*

On 01 March 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 4th District, in which an off-duty Chicago Police Department officer allegedly physically abused and mistreated his children. Based on physical evidence, corroborating witness statements, Department of Children and Family Services findings, and internal Department reports, IPRA recommended to "**SUSTAIN**" the allegation of physical abuse and providing a false report against the accused member. Further IPRA recommended to "**NOT SUSTAIN**" the allegation that the accused and his spouse struck his children with a broom handle, because the evidence was inconclusive as to which, if any, parent struck the children. IPRA recommended a **thirty (30) day suspension for the accused member**.

Jan. 2008

*Log No. / C.R. No. 309916*

On 29 November 2005, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards) regarding an incident that occurred in the 11th District, in which an off-duty Chicago Police Department officer working a security position allegedly physically abused, grabbed, and threatened the first complainant; said accused member allegedly pushed a second complainant; and failed to complete a Tactical Response Report. Based on corroborating witness statements and the accused member's admissions, IPRA recommended to "**SUSTAIN**" the following allegations: that the accused pushed the first complainant's head against a wall; threatened bodily harm against said complainant; grabbed and pushed the first complainant in an empty classroom; pushed said complainant against a large metal file cabinet; punched the head of the complainant causing it to strike a bathroom door; pushed the second complainant; failed to complete a Tactical Response Report; and engaged in conduct bringing discredit and disrepute to the Department. IPRA recommended a **ten (10) day suspension for the accused member**.

*Log No. / C.R. No. 310747*

On 20 January, 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 9th District, in which an off-duty Chicago Police Department officer allegedly used profanity in the presence of students and grabbed the wrist of a complainant. Based on corroborating witness statements, IPRA recommended to **"SUSTAIN"** both allegations against the accused member. IPRA recommended a **reprimand for accused**.

*Log No. / C.R. No. 1001584*

On 27 November 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 12th District, in which a Chicago Police Department probationary police officer allegedly inadvertently discharged his weapon. Because the allegation was corroborated by statements from the accused and witnesses to the incident, IPRA recommended to **"SUSTAIN"** the allegation and recommended a penalty of a **five (5) day suspension for the accused member**.

*Log No. / C.R. No. 312805*

On 07 May 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred within the boundaries of the 12th and 14th District, in which an off-duty Chicago Police Department officer allegedly entered the garage of a fellow department member without justification, damaged the vehicle of said member, drove recklessly and disobeyed traffic lights, resulting in an accident for which the accused failed to complete police reports. Based on video recordings and corroborating witness statements, IPRA recommended to **"SUSTAIN"** the following allegations against the accused: that he entered the garage of the complainant without justification; damaged complainant's vehicle; drove recklessly and disobeyed traffic lights; that the accused was involved in a traffic accident, for which he did not complete a police report; that the accused member provided a false report; and that the accused engaged in conduct bringing discredit or disrepute to the Department. Further, based on the material evidence that the accused had an accident report completed, IPRA recommended that the allegation that the accused was involved in an accident and failed to complete a report be **"UNFOUNDED."** IPRA recommended a **sixty (60) day suspension for the accused member**.

*Log No. / C.R. No. 1003995*

On 12 March 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 25th District, in which a Chicago Police Department detention aide was allegedly involved in a physical altercation with and made disparaging remarks about a fellow department member. Because witness statements corroborated the allegations, IPRA recommended to **"SUSTAIN"** the allegations and to impose a **ten (10) day suspension against the accused member**. The complainant, a Chicago Police Department member as well, was also alleged to have engaged in a physical altercation with the accused. Witness statements confirmed that the complainant acted in self-defense, and IPRA recommended to **"EXONERATE"** the complainant as to this allegation.

## Feb. 2008

*Log No. / C.R. No. 307739*

On 15 August 2005, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 10th District, in which a Chicago Police Department officer allegedly kicked a complainant about

the face and directed racial slurs against said complainant. Further, two other accused police officers involved in the incident were alleged to have witnessed the misconduct and failed to report it. Based on the corroborating witness statements and the assessment of a senior officer, IPRA recommended to **"SUSTAIN"** the allegation that the first accused officer physically mistreated the complainant. Further, because there were no corroborating witness statements, IPRA recommended that the allegation of the racial slur directed to the complainant be **"UNFOUNDED."** Also, based on the corroborating witness statements, IPRA recommended to **"SUSTAIN"** the allegations that the other two accused members witnessed and failed to report the misconduct of the first accused. IPRA recommended a **fifteen (15) day suspension be imposed on the first accused member, and that a five (5) day suspension be imposed on the second and third accused members.**

*Log No. / C.R. No. 1003198*

On 26 February 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards) against a Chicago Police Department officer alleging that he sent threatening and derogatory communications to a private citizen living outside of the municipal jurisdiction. Because of material evidence produced by the complainant and an admission of the misconduct by the accused, IPRA recommended to **"SUSTAIN"** the allegation that the accused sent threatening and derogatory communications. IPRA recommended a **reprimand of the accused officer.**

*Log No. / C.R. No. 1005774*

On 16 May 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 14th District, in which a Chicago Police Department officer allegedly kicked and physically mistreated a detainee. Because videotape evidence and witness statements corroborated the allegations, IPRA recommended to **"SUSTAIN"** the allegations against the accused. IPRA recommended a **thirty (30) day suspension for the accused officer.** The partner of the accused failed to report the misconduct, and IPRA recommended to **"SUSTAIN"** three counts of violating Rule 6, "Disobedience of an order/directive whether written or oral" against the partner. IPRA recommended a **fifteen (15) day suspension for the partner.**

*Log No. / C.R. No. 315420*

On 11 September 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 3rd District, in which a Chicago Police Department officer allegedly inadvertently discharged a weapon. Based on internal reports, IPRA recommended to **"SUSTAIN"** the allegation that the accused accidentally discharged a weapon, as he attempted to unload it. Further, IPRA recommended that the **violation be noted in the accused member's file.**

*Log No. / C.R. No. 1001562*

On 25 November 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 4th District, in which a Chicago Police Department officer struck the head and chest of the complainant and was intoxicated while off-duty. Because the complainant dropped the complaint and refused to cooperate with the IPRA investigation, IPRA recommended that the allegation that the accused allegedly struck the complainant about the head and chest, be **"UNFOUNDED."** The allegation of intoxication was confirmed by breathalyzer results taken at the scene of the incident by responding Chicago Police officers. IPRA recommended to **"SUSTAIN"** the allegation that the accused was intoxicated and recommended a **thirty (30) day suspension.**

Mar. 2008

*Log No. / C.R. No. 1003566*

On 21 February 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 25th District, in which an off-duty Chicago Police Department officer allegedly physically and verbally assaulted several private citizens. Based on videotape evidence and corroborating witness statements, IPRA recommended to **"SUSTAIN"** multiple allegations of physical and verbal abuse, misconduct, intoxication, violation of state laws, and attempting to interfere with the criminal and IPRA investigations. IPRA recommended **separation** from the Department.

*Log No. / C.R. No. 306910*

On 12 July 2005, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 17th District, in which a Chicago Police Department officer allegedly struck an individual about the head, grabbed and pushed the individual, threatened bodily harm and threatened to plant false evidence against said individual. It was further alleged that the accused officer attempted to obtain and destroy incriminating evidence against him; was charged with criminal charges of battery, official misconduct and attempt to obstruct justice; and pled guilty to the charge of battery. The second accused Chicago Police Department officer allegedly witnessed the misconduct and failed to report it. Based on videotape evidence, admissions by the first accused member, and witness testimony, IPRA recommended to **"SUSTAIN"** the following allegations against said accused: that the accused beat the individual about the head; grabbed the individual by the neck; physically mistreated the individual; that the accused attempted to obtain and destroy videotape footage; that the accused was charged with several criminal violations; and that the accused pled guilty to misdemeanor battery and was subsequently found guilty. Because the accused member denied the allegation, and there were no corroborating witness statements nor material evidence to support the allegation that the first accused member threatened bodily harm and to plant contraband on the individual, IPRA recommended to find these allegations as **"NOT SUSTAINED."** Based on the evidence presented, IPRA recommended to **"SUSTAIN"** the allegations against the second accused member that he witnessed the misconduct and failed to report it. Further IPRA recommended **separation from the department for the first accused member, and that a sixty (60) day suspension be imposed on the second accused member.**

*Log No. / C.R. No. 312939*

On 13 May 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 22nd District, in which an off-duty Chicago Police Department officer was alleged to have harassed, verbally abused, threatened death against, and challenged a fellow department member to a physical altercation, and on a separate occasion to have removed personal property from the fellow member's personal vehicle. It is further alleged that the accused officer verbally abused and threatened bodily harm against a private citizen. Based on audio footage, corroborating witness statements, and admissions by the accused member, IPRA recommended to **"SUSTAIN"** the following allegations against the accused officer: that he harassed, verbally abused, and threatened death against a fellow officer, as well as attempted to provoke said officer into a physical altercation, and threatened bodily harm against a private citizen. The accused member denied the allegation that he entered the vehicle of a fellow department member and removed personal effects, and because there were no witness statements nor material evidence to support it, IPRA recommended to **"NOT SUSTAIN"** this allegation. IPRA recommended a **seven (7) day suspension for the accused member.**

Apr. 2008

*Log No. / C.R. No. 1009073*

On 7 September 2007, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident that occurred in the 4th District, in which an off-duty Chicago Police Department officer allegedly threatened and physically mistreated a relative. Because internal CPD reports and admissions made by the accused confirmed the events as alleged regarding the physical mistreatment, IPRA recommended to “**SUSTAIN**” the allegations of the physical mistreatment. Because there were no corroborating witness statements to support the allegation that the accused made threatening remarks, IPRA recommended to “**NOT SUSTAIN**” this allegation. IPRA recommended a **three (3) day suspension for the accused member**.

*Log No. / C.R. No. 1009368*

On 17 September 2007, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident that occurred in the 16th District, in which an off-duty Chicago Police Department officer allegedly sent verbally abusive and threatening communications to, and impersonated a fellow department member. Because there were no corroborating witness statements nor physical evidence to support the allegation that the accused impersonated a fellow department member, IPRA recommended to “**NOT SUSTAIN**” this allegation. IPRA recommended to “**SUSTAIN**” the allegations of abusive and threatening communications based on recordings of these transmissions and on admissions made by the accused. IPRA recommended to “**SUSTAIN**” an allegation that the accused gave a false report to IPRA investigators, and to impose a **fifteen (15) day suspension** as penalty for the misconduct.

*Log No. / C.R. 311248*

On 16 February 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 8th District, in which a Chicago Police Department officer was alleged to have grabbed an individual around the neck and placed said individual in a chokehold, pressed the barrel of his gun against the individual’s head, directed profanity at said individual, threatened death, pushed the individual’s head into a gated window, held the individual without probable cause, failed to complete a field contact card to record contact with the individual, and directed profanity at a private citizen. A second and third accused officer were alleged to have witnessed the misconduct and failed to report it. Based on corroborating witness statements, physical evidence, and admissions made by the accused, IPRA recommended to “**SUSTAIN**” the following allegations against the first accused member: that the accused grabbed the individual around the neck, put a gun to the individual’s head, threatened death against the individual, directed profanity to the individual and a private citizen, pushed the individual, failed to complete a field contact card, detained the individual without probable cause, and that the accused provided a false report. Further, because there were no corroborating witness statements nor material evidence to support the allegations against the second and third accused members, that they witnessed the misconduct and failed to report it, IPRA recommended to “**NOT SUSTAIN**” these allegations. IPRA recommended **separation from the department for the first accused member**.

*Log No. / C.R. 1004248*

On 21 March 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 25th District, in which four (4) Chicago Police Officers responding to the scene of a battery, allegedly failed to report the misconduct of a fellow department member. Based on video footage and on corroborating witness statements, IPRA recommended to “**SUSTAIN**” multiple allegations that the accused members failed to report the misconduct of a fellow department member, were inattentive to duty, disobeyed a written/oral direct order, and made a false report. IPRA recommended a **sixty (60) day suspension for each of these accused members**. As to the other two (2) accused members,

IPRA recommended that the allegations that they failed to report the misconduct of a fellow department member, were inattentive to duty, disobeyed a written/oral direct order, and made a false report be **"UNFOUNDED"** because evidence indicated that the other two (2) accused members did not receive information relating to the misconduct of the fellow department member.

*Log No. / C.R. 284070*

On 11 September 2002, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred outside of Chicago jurisdiction, in which an off-duty Chicago Police Department officer was alleged to have directed profanities at and struck a law enforcement officer, resisted on-duty law enforcement officers and failed to identify himself as a Chicago Police Department officer. Based on videotape footage of the incident, IPRA recommended to **"SUSTAIN"** the allegations against the accused that he resisted on-duty law enforcement officers, was arrested and charged with battery, and that the accused failed to properly secure his firearm. Also based on this videotape footage, IPRA recommended that the allegations that the accused member struck a law enforcement officer and that the accused failed to identify himself as a Chicago Police Department officer, be **"UNFOUNDED."** Lastly, IPRA recommended to **"NOT SUSTAIN"** the allegation against the accused that he directed profanities at a law enforcement officer, because there were no corroborating witness statements. IPRA recommended a **five (5) day suspension for the accused member.**

*Log No. / C.R. 304935*

On 19 April 2005, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 23rd District, in which an off-duty Chicago Police Department officer was alleged to have unnecessarily displayed his firearm, was intoxicated, and was arrested and found guilty of two counts of aggravated assault. Based on corroborating witness statements and internal reports, IPRA recommended to **"SUSTAIN"** the allegations against the accused that he displayed his firearm without cause, was intoxicated, was arrested and found guilty on two counts of aggravated assault. IPRA recommended **separation for the accused member**; however said member retired from the Department during the course of IPRA's investigation.

*Log No. / C.R. 304344*

On 21 March 2005, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 23rd District, in which several Chicago Police Department officers allegedly failed to obtain medical attention for an individual within a timely manner after observing the individual place an unknown object in his mouth and complain of an inability to breathe, failed to conduct themselves in a professional manner, and observed the misconduct of those officers principal to this incident and failed to report it. It is further alleged that one of the accused officers struck the individual in the face. Based on internal reports and witness statements, IPRA recommended to **"SUSTAIN"** the allegations against three (3) principally involved officers that they failed to obtain medical attention for the individual in a timely manner after observing the individual place an unidentified object into his mouth and complained of difficulty breathing, and that the accused officers failed to conduct themselves in a professional manner by failing to provide said attention. In addition, IPRA recommended that an allegation against a fourth accused officer that he allegedly failed to obtain immediate medical attention for a detainee, be **"UNFOUNDED"** because witness statements established that he did not witness the individual put the object in his mouth and therefore was not aware of the need for medical attention, and also he said that he had, as a matter of course, offered medical attention and it was declined. For allegations against those officers alleged to have been witnesses to the mistreatment of the individual and to have failed to report any misconduct and failed to conduct themselves in a professional manner, IPRA recommend to **"NOT SUSTAIN"** these allegations because witness statements were inconsistent and could not establish their presence when any misconduct occurred. Further, IPRA recommended a **ten (10) day suspension for each of the three principally accused members.**

*Log No. / C.R. 1007211*

On 3 July 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 20th District, in which an off-duty Chicago Police Department officer allegedly attempted to exploit her Department position for personal gain, and physically mistreated and verbally abused a private citizen. Based on videotape footage and corroborating witness statements, IPRA recommended to **"SUSTAIN"** the allegations against the accused that she attempted to exploit her Department position for personal gain, pushed the individual, used profanity, and that accused engaged in conduct discrediting the Chicago Police Department. IPRA recommended **separation** from the Department.

## May 2008

*Log No. / C.R. 1004755*

On 9 April 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 10th District, in which a Chicago Police Department sergeant and police officer allegedly accidentally discharged a recovered weapon. IPRA recommended to **"SUSTAIN"** the allegations against the sergeant in that he discharged a recovered weapon, and violated Rule 10 "Inattention to Duty" and Rule 6 "Disobedience to a direct order, whether written or oral." This recommendation was based on the accused sergeant's admission that he accidentally discharged the weapon and upon an Illinois State Police Forensics Division finding that the recovered weapon functioned properly and could not misfire on its own. IPRA recommended that the **accused sergeant receive a reprimand**. Based upon the sergeant's admission, IPRA recommended that the allegation of an inadvertent discharge against the accused police officer be **"UNFOUNDED."**

*Log No. / C.R. 315128*

On August 2005, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 16th District, in which an off-duty Chicago Police Department officer allegedly punched the body of a complainant, kicked, choked, verbally abused said complainant, threw beer cans at the complainant, unnecessarily displayed his weapon, attempted to prevent the complainant from calling 911, was intoxicated, and had unregistered weapons in his possession, and on a separate occasion punched the complainant. It is further alleged that the accused member kicked and verbally abused two fellow department members. Based on witness statements, physical evidence and a signed criminal complaint from the complainant, IPRA recommended to **"SUSTAIN"** the following allegations against the accused member: that he punched, kicked, choked, verbally abused and threw cans of beer at the complainant, attempted to prevent the complainant from contacting 911, displayed his weapon without justification, that the accused member kicked and verbally abused two fellow department members responding to calls for emergency assistance at the location of the incident, was in possession of unregistered firearms, was intoxicated and engaged in conduct bringing discredit and disrepute to the Department. Because there were no corroborating witness statements and material evidence to support the complainant's allegation that the accused member physically abused her on a separate occasion, IPRA recommended to **"NOT SUSTAIN"** this allegation. Because the accused member admitted the misconduct and sought alcohol treatment on his own, IPRA recommended a **sixty (60) day suspension for this accused member**.

*Log No. / C.R. 310387*

On 01 January 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 21st District, in which an off-duty Chicago Police Department civilian member allegedly threw several items within a public lounge, threw several items in the direction of an off-duty Chicago Police Department officer, damaged property at said lounge which resulted in a arrest for Criminal

Damage to Property, verbally abused a Department officer, disrupted business of the lounge, and falsely identified herself as a Chicago Police Department officer. It is further alleged that the Chicago Police Department officer present at this incident allegedly provided a false report. Based on corroborating witness statements and physical evidence, IPRA recommended to **"SUSTAIN"** the following allegations against the accused civilian member: that she threw several items within a public lounge, that the accused member threw items in the direction of a Chicago Police Department officer, that the accused caused property damage to the interior of said establishment, which resulted in her arrest and being charged with Criminal Damage to Property, that the accused verbally abused a private citizen, and that the accused falsely identified herself as a Chicago Police Department officer. Further, IPRA recommended that the allegation that the accused disrupted the business of the lounge and caused a loss in revenue be **"UNFOUNDED"** as this allegation went beyond the scope of IPRA's jurisdiction and needed to be addressed as a civil matter. Lastly, IPRA recommended to **"SUSTAIN"** the allegation against the second accused member for providing a false report, because witness statements conflicted with the second accused's statements to IPRA. IPRA recommended a **thirty (30) day suspension for the accused civilian member and a fifteen (15) day suspension for the accused officer.**

*Log No. / C.R. 306446*

On 24 April 2005, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 11th District, in which two Chicago Police Department detention aides are alleged to have failed to have screened an individual for suitability for confinement, failed to follow guidelines for arrestee screening, failed to summon medical attention for the individual, failed to make fifteen (15) minute checks, and made a false entry in the inspection log. It is further alleged that a Chicago Police Department officer allegedly failed to screen an individual for suitability for confinement, failed to follow guidelines for arrestee screening, failed to summon medical attention for the individual, failed to make fifteen (15) minute checks, made a false entry in the inspection log, and left his duty assignment without proper relief or authorization. Finally, it is alleged that a Chicago Police Department sergeant failed to provide medical care to an individual; and that several Chicago Police Department officers physically mistreated and failed to provide medical care for said individual. Based on internal reports and admissions by the principal accused officer, IPRA recommended to **"SUSTAIN"** allegations that the accused officer failed to screen the individual for suitability of confinement and that the accused officer failed to follow arrestee screening guidelines. Further, IPRA recommended to find the allegations that the accused officer failed to summon an ambulance for an individual, failed to make fifteen (15) minute checks on the detained individual, made a false entry in the inspection log, and that the accused left his duty assignment without proper relief or authorization, as **"UNFOUNDED,"** because the accused officer was given verbal authorization from a commanding officer to leave his tour of duty early, and the alleged incident occurred after the accused officer had already left his tour of duty. Further, IPRA recommended to **"SUSTAIN"** the allegation that the first accused detention aide, principal to the incident, failed to make fifteen (15) minute checks on the detained individual, made a false entry in the inspection log, and made a false report, because his statements conflicted with internal reports and material evidence. The remaining allegations were recommended to be **"UNFOUNDED,"** because corroborating witness statements indicated that the accused detention aide followed orders of the commanding officer to place the detainee in a cell, that the detention aide advised the commanding officer of the detainee's physical injuries, and that upon discovering the detainee's condition, he notified the commanding officer and requested that an ambulance be called. The allegations against the second accused detention aide were deemed as **"UNFOUNDED,"** because it was confirmed that these were not within the purview of his duty assignment on the day of the incident. The allegations against the remaining accused officers that they physically mistreated the detainee and failed to summon medical attention, were deemed as **"UNFOUNDED"** because witness statements and internal reports corroborated that the accused officers were not made aware of any physical injuries suffered by the detainee and had minimal

contact with the detainee when he was transported to the 11th District lock-up. Finally, the allegation against the accused sergeant that he allegedly failed to summon an ambulance for the detained individual, was **"SUSTAINED"** as witness statements supported this allegation. PRA recommended a **fifteen (15) day suspension for the first accused detention aide, a sixteen (16) day suspension for the accused sergeant, and a fifteen (15) day suspension for the accused police officer.**

*Log No. / C.R. No. 310490*

On 06 January 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 12th District, in which a Chicago Police Department officer was alleged to have engaged in an unjustified physical and verbal altercation with two complainants and to have been intoxicated while off-duty. Based on corroborating witness statements and 911 audio recordings, IPRA recommended to **"SUSTAIN"** the following allegations against the accused member: that the accused member was intoxicated while off-duty, engaged in unjustified physical and verbal altercations with two complainants, engaged in conduct bringing discredit or disrepute to the Department, and provided a false report. IPRA recommended a **thirty (30) day suspension for the accused officer.**

*Log No. / C.R. No. 1012744*

On 19 December 2007, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident that occurred in the 10th District, in which an off-duty Chicago Police Department officer allegedly harassed and verbally abused a fellow department member. Based on internal reports and corroborating witness statements, IPRA recommended to **"SUSTAIN"** the allegations that the accused made harassing phone calls to and used derogatory language against a fellow department member, and that the misconduct brought discredit to the Department. IPRA recommended that the accused receive a **reprimand.**

**Jun. 2008**

*Log No. / C.R. No. 1005099*

On 22 April 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 13th District, in which an off-duty Chicago Police Department officer allegedly failed to secure her firearm during a domestic dispute. Based on corroborating witness statements, which contradicted with the accused's account of the events, IPRA recommended to **"SUSTAIN"** the allegation that the accused disobeyed a direct written/oral order because she failed to secure her weapon. IPRA recommended a **ten (10) day suspension for the accused officer.**

*Log No. / C.R. No. 314146*

On 10 July 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 22nd District, in which an off-duty Chicago Police Department officer allegedly pointed his weapon at three individuals, failed to identify himself as a police officer, verbally abused one of the individuals, failed to maintain control of his firearm, and was subsequently disarmed. Based on corroborating witness statements, IPRA recommended to **"SUSTAIN"** the following allegations against the accused member: that the accused pointed his weapon at three individuals, that he failed to identify himself as a Chicago Police Department officer, verbally abused one of the individuals, and failed to maintain control of his weapon and was subsequently disarmed. IPRA recommended a **forty-five (45) day suspension for the accused officer.**

*Log No. / C.R. No. 315271*

On 02 September 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 8th District, in which three Chicago Police Department officers allegedly handled physical evidence before it was processed by a forensic investigator, failed to wear rubber gloves before touching physical evidence, and failed to immediately notify a supervisor of their handling of the evidence. Based on admissions made by all three accused members, IPRA recommended to **"SUSTAIN"** all of the allegations made against each accused. IPRA recommended that the **first accused officer receive a five (5) day suspension, the second accused officer receive a three (3) day suspension, and that the third accused officer, receive a two (2) day suspension.**

*Log No. / C.R. No. 1005455*

On 4 May 2007, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 4th District, in which an off-duty Chicago Police Department officer allegedly failed to secure her weapon, made contact with the person of a private citizen with the weapon, and discharged the weapon directly in the face of the citizen. Based on witness statements, IPRA recommended to **"SUSTAIN"** the allegation that the officer failed to secure her weapon resulting in an unintentional discharge. IPRA recommended the allegations that the accused pointed her weapon in the face of the individual, made contact with the individual's person, and fired a single shot directly in front of the individual's face, be **"UNFOUNDED,"** because witness statements corroborated the officer's denial and undermined the credibility of the complainant. IPRA recommended a **five (5) day suspension for the accused officer.**

## Jul. 2008

*Log No. / C.R. No. 1013939*

On 5 February 2008, a complaint was registered with the Independent Police Review Authority (IPRA), regarding an incident that occurred in the 6th District, in which a Chicago Police Department officer allegedly accidentally discharged her weapon. Based on physical evidence and a finding from the Illinois State Police Forensic Sciences Division that the weapon was functioning properly and could not have misfired on its own, IPRA recommended to **"SUSTAIN"** the allegation that the accused inadvertently discharged her weapon. IPRA recommended a **two (2) day suspension for the accused officer.**

*Log No. / C.R. No. 1001961*

On 13 December 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 4th District, in which an off-duty Chicago Police Department officer allegedly engaged in an unjustified physical altercation with a fellow department member and was intoxicated. Based on physical evidence and admissions made by the accused officer, IPRA recommended to **"SUSTAIN"** the allegation that the accused physically mistreated the complainant, and destroyed personal property of the complainant. IPRA recommended a **one (1) day suspension for the accused.** Due to insufficient evidence, IPRA recommended to **"NOT SUSTAIN"** the allegation that the accused was intoxicated.

*Log No. / C.R. No. 311536*

On 04 March 2006, a complaint was registered with the Independent Police Review Authority (IPRA, formerly known as the Office of Professional Standards), regarding an incident that occurred in the 15th District, in which a Chicago Police Department officer allegedly grabbed a complainant by the neck and choked him, threw the complainant on the hood of a car and slammed the complainant's head against the hood, grabbed and pulled out the complainant's hair, threatened to plant contraband on the complainant, and verbally abused the complainant by directing profanity and derogatory remarks toward the complainant. It was further alleged that a Chicago Police Department sergeant failed to initiate a complaint register investigation on behalf of the complainant. Because there were no corroborating witness statements, IPRA recommended to "**NOT SUSTAIN**" the allegations of physical and verbal abuse and physical mistreatment. Based on 911 records that supported the allegation against the accused sergeant that he failed to initiate a complaint register investigation against the accused officer, IPRA recommended to "**SUSTAIN**" that allegation. IPRA recommended that the **accused sergeant receive a reprimand**.



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