



OFFICE OF POLICE OVERSIGHT

NOTICE OF COMPLAINT

May 27, 2022

ICMS #: 2022-0413

On May 23, 2022, the OPO received a phone and email complaint.

The complainant alleges: She called 311 to make a non-emergency complaint regarding an incident that happened. On [REDACTED] she sent an e-mail giving a full description of what happened on [REDACTED] and never heard anything back. On [REDACTED] she sent an e-mail updating her e-mail address and the detective e-mailed her back telling her he had updated her e-mail address. After that e-mail, she never heard back from him so she e-mailed the detective again on [REDACTED] asking for an update and she received a response the same day from detective [REDACTED] who told her "He did not think she needed a response and the asked her "how can I help you?" Detective [REDACTED] told her he was going to follow up with her witnesses but later he admitted he never contacted the witnesses. Her husband e-mailed the detective but received an automatic reply that he was out for 2 weeks. The next time her husband called he did reach detective [REDACTED] who told him that she had emailed too much information, the information was all over the place. During that conversation, detective [REDACTED] labeled her and diagnosed her as mentally ill and paranoid, and said he had shelved the case. During that same conversation with her husband, Detective [REDACTED] also compared her to a previous incident where the person was in a mentally ill state. Also, when she reviewed her case, she noticed Detective [REDACTED] had written the incorrect date [REDACTED] and their first e-mail exchange was [REDACTED], for the incident that happened on [REDACTED]. Detective [REDACTED] case# [REDACTED].

My name is [REDACTED]. I have forwarded along a case that has been mishandled terribly in my opinion by the Austin Police Department and Mr. [REDACTED]. Who not only did he not make one phone call or speak to one person, he decided to warn me by a preliminary diagnosis of mental illness that my wife may suffer from because of all the "abundance of emails" that [REDACTED] was merely COPIED on, not sent to him. to illustrate how our apartment management at [REDACTED] in Austin Texas has consistently lied upon completely different illustrations of an event that happened this Past [REDACTED].

I just wanted to have it all straight before it is going to apparently move to another detective by your doing or it will be initiated by me as you're on leave and you have already explained to me that you had "shelved the case" and "suspended" it because of "too much information



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my wife had sent that you didn't know what to do with it". So, I asked you to just put all her mountains of information on the back burner and just asked you if you had even initiated ANY semblance of an investigation as to it's validity by making phone calls and asking only TWO people questions about the [REDACTED] first incident.

You said, after [REDACTED] months lets remember, that you would contact [REDACTED] from [REDACTED] as well as [REDACTED] from [REDACTED] as to the incident that started this cascade of lies, cover ups, etc... yet you still had failed to speak live to EITHER ONE of the TWO persons we asked you to???

So, the incident happened on [REDACTED], we sent our intial email to you on [REDACTED]. In the case file, it has that you had put down the "date of offense" as "[REDACTED], [REDACTED]" with "date of report [REDACTED]". Clearly, the dates of the offense are incorrect as well as when we first contacted you are incorrect.

Regardless of these inaccurate dates, you HAD at the very least, [REDACTED] MONTHS to call and get a hold of the two main parties involved in this date of offense of a suspicious person case given to you. Yet, you failed to speak to EITHER ONE of these people to see if all the other mountains of evidence and claims that [REDACTED] sent you even MAY HAVE carried some actual facts????

Let me ask you, before you "shelved this case" what exactly or whom exactly did you EVER SPEAK to??? What did you even do with those first [REDACTED] months?? It seems to me you HADN'T spoken to ONE person before you "shelved" the case citing that there was "too much information" and that my wife may be "suffering from mental illness and you do not take this lightly???"

Do you take your detective work "lightly" as well? It seems to me that you hadn't spoken to even one person or even the two people that I had again asked you too after the first [REDACTED] [REDACTED] where it seems you hadn't done a thing?? Please correct me if I am wrong. I say this Because if you had even bother to SPEAK even ONCE to these two individuals and actually questioned them both about the events on [REDACTED] [REDACTED] that we have explained in great detail, don't you think that maybe just maybe that may lend credence to the validity of all the other overwhelming information that you had received from [REDACTED] that basically made you actually diagnose her with some kind of mental illness maybe, and that you didn't know what to do with the abundance of information that you said " didn't even fall under your jurisdiction"? That would have been fine if all ove the information or most of it you couldn't use or do anything about!!



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Yet, you failed to do anything about ANY of the information! You failed to even speak to the first two people we had asked you to now going on [REDACTED] months now as we have an email TO YOU on [REDACTED] [REDACTED] from [REDACTED] other email account.

So, basically after [REDACTED] months, you never spoke to even the two primary people, which would have lead you to wherever those answers from those two people would have lead you. It looks to me that after [REDACTED] months, you literally had done nothing!

You had written my wife a couple emails, you spoke to me on the phone only once when I called you and you then informed me that after [REDACTED] months of you not speaking to a single soul, you had "shelved or suspended the case" and that you were concerned about my wife's mental state??

Those are the exact facts as I see them based on emails and our one conversation. If I am incorrect, PLEASE let me know, as well as who or what you actually did do other than basically read emails my wife had emailed the [REDACTED] incident of suspicious person, then when you TOLD Me SHE HAD EMAILED YOU MULTIPLE TIMES WITH TONS OF IRRELEVANT AND INFORMATION" Which wasn't exactly correct either. She Had just explained to me that she ONLY CC ed or copied you on emails to [REDACTED] at [REDACTED] to perhaps show you how she would inaccurately respond to us about basically anything!! She was showing you her character!! She was NEVER asking you to investigate our living sanitary situation as you made it seem to me!! She had merely copied you one emails to our complex to lend validity to our stating that they are not very adept at getting back to us nor with any accurate information!! That was it!!

Upon which you "shelved" or "suspended" the case without ever speaking to one person on our behalf or request?? You didn't even tell us you had suspended the case! Now, I am curious to if you had accomplished even one thing in regards to the intial incident that took place in [REDACTED] ?? Or better yet, Please inform me of absolutely ANYTHING you may have done regarding this case??? Except diagnosing my wife with perhaps a mental illness, which I firmly believe that diagnosing ANYONE with any sort of ANY MEDICAL diagnosis does NOT fall under your jurisdiction!! Also, I am pretty sure you are not really qualified to do that either unless you have a MD by your name that I am not aware of??



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This notice of complaint is a request for Internal Affairs to initiate an investigation to determine if the employee conduct is within compliance of APD policy, Civil Service Rules, and Municipal Civil Service Rules.