

## DISCIPLINE OBJECTION

**To:** Chief Lisa Davis, Austin Police Department  
**From:** Director Gail McCant, Austin Police Oversight  
**Date:** May 6, 2026  
**Subject:** **2025-01049 Discipline Recommendation**

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Dear Chief Davis:

On May 22, 2025, Assistant Chief Lee Rogers forwarded an Internal Complaint Memorandum to the Internal Affairs Division (IAD), requesting that an Administrative Investigation be conducted to determine if Officer Phillip Sparkman, AP 7795, complied with Austin Police Department (APD) policy. The complaint stated that Officer Sparkman was arrested by the Round Rock Police Department on May 21, 2025, for Criminal Trespass.

Disposition by APD Chain of Command:

On April 22, 2026, APO was notified that IAD had forwarded its complete summary to Officer Sparkman's chain of command. At the time of this recommendation, APO has not received the Control Sheet or Notice of Sustained Allegations (NOSA) from Officer Sparkman's chain of command. On April 22, 2026, APO was notified that Officer Sparkman was scheduled for a Dismissal Review Hearing (DRH) on May 11, 2026.

The Internal Affairs Division reviewed the following APD General Orders during their investigation:

- APD Policy 900.1.1 Responsibility to Know and Comply: Texas Penal Code 30.05 Criminal Trespass
- APD Policy 900.3.2 Acts Bringing Discredit Upon the Department

APO Discipline Recommendation: Indefinite Suspension

Upon reviewing the investigative file, I believe IAD conducted a straightforward, unbiased investigation that collected and analyzed pertinent information regarding the incident.

On May 21, 2025, the Round Rock Police Department responded to a disturbance involving Officer Sparkman. During the interaction, Officer Sparkman was repeatedly told to leave the residence, or he would be criminally trespassed and arrested. Officer Sparkman refused to leave the residence and was subsequently arrested. Officer Sparkman was noncompliant during his interaction with the Round Rock Police Department and was removed from the residence in a "WRAP" restraint device.

During his interview with IAD, when asked to explain why he did not comply with officer commands, Officer Sparkman stated, "*I knew I had not committed any crime. I knew I had paid rent. I was lawfully*

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*in the residence.*” Officer Sparkman acknowledged that Round Rock Police Officers had given him commands to leave but stated that he was concerned for his safety. When asked to further explain, Officer Sparkman stated he believed the actions of the Round Rock Police Department could have been retaliatory in response to his previous interactions with them and his ongoing criminal case at the time.

After reviewing the IAD digital case file, I believe Officer Sparkman’s actions reflect poorly on the Austin Police Department. I believe his conduct and arrest compromise his credibility in enforcing the law in the community and fall below the standards that officers are expected to uphold. By his own admission, he violated the following policies, and I recommend the finding of Sustained for GO 900.1.1 Responsibility to Know, Comply, and 900.3.2 Acts Bringing Discredit Upon the Department, and that Officer Sparkman be **Indefinitely Suspended**.

On December 13, 2024, Officer Sparkman was indefinitely suspended in connection with Internal Affairs case 2024-0659, which involved his arrest by the Round Rock Police Department for Driving While Intoxicated. That case disposition was pending arbitration when this complaint was initiated.

In compliance with Section 2-15-5(B) of the City Code, I request that the Chief “provide a detailed public, written explanation if the Chief does not follow a recommendation of the Office of Police Oversight to impose discipline.”

Sincerely,

**Gail McCant** Digitally signed by Gail McCant  
Date: 2026.05.06 17:13:43 -05'00'

Gail McCant  
Director  
Austin Police Oversight