



OFFICE OF POLICE OVERSIGHT

NOTICE OF COMPLAINT

July 8, 2022

ICMS #: 2022-0564

On July 7, 2022, the OPO received an online complaint.

The complainant alleges: [REDACTED] Dear Office of Police Oversight, This complaint is for Hispanic Male APD Officer/Detective [REDACTED] on [REDACTED] re: APD Case No. [REDACTED], documented in detail in [REDACTED] complaints CaseID : [REDACTED]. . . On [REDACTED], between [REDACTED] and [REDACTED] Officer/Detective [REDACTED] was called on scene by [REDACTED] to the southbound bus stop at [REDACTED] to Bus # [REDACTED] to deal with me, [REDACTED], a Straight Christian Male Passenger who lawfully refused to be ILLEGALLY bullied by guilty Hispanic Male driver – Operator ID [REDACTED], guilty Black Male Supervisor T – 43, and guilty Black Male bus supervisor B- 40, who ILLEGALLY abused their official capacities to ILLEGALLY conspire to try gaslighting me with their LIES to ILLEGALLY remove me from Bus # [REDACTED] to violate my civil rights. Those three guilty [REDACTED] employees FALSELY claimed my on-board gear was blocking the aisle [a violation of [REDACTED] policy that is a safety issue] and FALSELY claimed I was delaying service. However, the truth was my gear was NOT blocking the aisle [which Officer/Detective [REDACTED] could plainly see for himself] and those three guilty [REDACTED] employees were the ones delaying service by ILLEGALLY denying me service. Because my gear was flush against my front Passenger seat, at my feet, there was enough room for Passengers to walk up and down the aisle, especially on that almost-empty bus. Though Officer/Detective [REDACTED] did listen to me explain how I was being mistreated and lied to by those three guilty [REDACTED] employees and did recognize [REDACTED] Code of Conduct that says, in part, “Keep hold of your belongings...at your feet,” which I was doing, Officer/Detective [REDACTED] appeared ready to enforce the Criminal Trespass Notice guilty Black Male Supervisor T – 43 wrongly issued me to ILLEGALLY force me off the bus, though I had done NOTHING wrong. Though Officer/Detective [REDACTED] did give me the opportunity to exit the bus after Black Male Supervisor T – 43 issued me the Criminal Trespass Notice WITHOUT just cause, had I lawfully stood my ground by NOT exiting the bus and demanded [REDACTED] follow the law by transporting me to my destination stop, Officer/Detective [REDACTED] [REDACTED] appeared ready to wrongly arrest me to wrongly back [REDACTED] BULLSHIT



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and CRIMINALITY. Because Officer/Detective [REDACTED] agreed to continue speaking with me on record, on camera, OUTSIDE the bus, to document those three [REDACTED] employees' criminality, if I peacefully exited the bus then and there, I did so. Officer/Detective [REDACTED] kept his word. No arrest was made. However, outside the bus, Officer/Detective [REDACTED] continued wrongly backing [REDACTED] with FALSE information. For example, Officer/Detective [REDACTED] said [REDACTED] could refuse service to anyone because [REDACTED] is a private entity. However, the truth is the exact opposite. Texas Transportation Code 451.001 legally defines [REDACTED] as a Metropolitan Rapid Transit Authority. Therefore, per Texas Transportation Code 451.052, [REDACTED] is a public political entity exercising public and essential governmental functions for public purposes that are matters of public necessity. Texas Transportation Code 451.052 also defines [REDACTED] as a governmental unit whose operations are NOT proprietary functions for any purpose. Therefore, because "proprietary duties" means "Those duties of a municipality which are not strictly governmental duties" (Black's Law Dictionary), ALL [REDACTED] operations are governmental, meaning NONE of them are private. Therefore, unlike a private entity, [REDACTED] cannot refuse service to anyone following the rules and law. Officer/Detective [REDACTED] also tried playing games with respect to providing me the APD Case number I specifically requested, documenting [REDACTED] calling them out. He told me if I gave him my name, he'd give me the APD Case Number, though he should have given me that APD Case Number WITHOUT me having to provide any personal information because I had done NOTHING wrong. When I told him that, Officer/Detective [REDACTED] explained that if I didn't provide my name, there'd be nothing referenced in the APD Case Number except the CAD call itself. Therefore, since I wanted [REDACTED] criminality to be documented in full with THEIR NAMES and positions documented, for me to legally reference and follow up on later, I then provided Officer/Detective [REDACTED] my name. However, instead of then providing me the APD Case Number, Officer/Detective [REDACTED] then asked me my Date of Birth to BREAK his word try manipulating more personal information out of me and still NOT provide the APD Case Number, which was complete TROLL BULLSHIT behavior that engenders NO trust in APD, that should have NO place at APD. In fact, the other, more junior, on-scene officer, Officer [REDACTED] then stopped that SHIT by providing me the APD Case Number [REDACTED]. See my letter of recognition thanking Officer [REDACTED] for more details. Therefore, in this situation, initially caused by those three guilty [REDACTED] employees, Officer/Detective [REDACTED] could and should have done better by NOT backing [REDACTED] criminality by NOT playing



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any games with me and by NOT telling me any false information about [REDACTED] constitution. Officer/Detective [REDACTED] could and should have told me he would NOT force me off the bus by NOT enforcing a bogus Criminal Trespass against me and that [REDACTED] was legally bound to transport me to my destination stop to NOT violate my civil rights and NOT illegally discriminate against me, which he had the legally authority and discretion to say and do. Therefore, immediately place this complaint in Officer/Detective [REDACTED] personnel file and keep it there for his next evaluation. Immediately coach, reprogram, and retrain Officer/Detective [REDACTED] [# [REDACTED] to fix his upside-down mindset and correct his behavior moving forward. Respectfully, [REDACTED]

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.