



## OFFICE OF POLICE OVERSIGHT

# NOTICE OF FORMAL COMPLAINT

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ICMS #: 2021-0717

July 20, 2021

**Complaint:** The complainant alleges she was at the [REDACTED] swimming when she noticed a person digging into her purse so she got out of the pool to confront the person and the guy who was with the lady digging in her purse punched her in the face. She along with the male perpetrator were taken out of the party and taken downstairs where there were 2 officers [REDACTED] [REDACTED]. Officer [REDACTED] is who she began to tell about the incident and she stated immediately his tone was very dismissive and nonchalant as if he were brushing her instance off. She said she was made to feel by him as if she had done something wrong and was not the victim of the attack, by asking her what she did to cause this to happen to her. She stated that Officer [REDACTED] had a notebook taking the information she was given him down and told her she would hear something back with 24-48 hours after, she says it has been [REDACTED] [REDACTED] now and she hasn't heard anything back so she called 311 and they stated they don't have anything on file regarding this incident. The complainant stated that she feels Officer [REDACTED] was racially bias toward her since she was black and so was the perpetrator which shows even more evidently since he didn't think it was important enough to file the report at all. She stated the officer needs training on his tone and empathy for victims.

*This notice of formal 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.*

**Recommended Administrative Policies to Review (to include but not limited to):**

**301.1 PURPOSE AND SCOPE – RESPONSIBILITY TO THE COMMUNITY**

All persons deserve protection by fair and impartial law enforcement and should be able to expect similar police response to their behavior wherever it occurs. Employees will serve the public through direction, counseling, assistance, and protection of life and property. Employees will be held accountable for the manner in which they exercise the authority of their office or position. Employees will respect the rights of individuals and perform their services with honesty, sincerity, courage, and sound judgment.



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### 301.2 IMPARTIAL ATTITUDE AND COURTESY

Employees shall provide equal and fair protection of all rights under local, state, and federal law for all members of the community. Law enforcement will be conducted in an impartial and equitable manner.

In an effort to create an organizational culture that is inclusive and nondiscriminatory, employees shall act professionally, treat all persons fairly and equally, and strive to interact with the community in a positive manner. Employees will perform all duties objectively and without regard to personal feelings, animosities, friendships, financial status, occupation or employment status, sex, disability status, housing status, mental health or ability, citizenship, language, national origin, creed, color, race, religion, age, political beliefs, sexual orientation, gender identity, gender expression, ethnicity, or social or ethnic background. Employees will endeavor to understand and respect cultural, national, racial, religious, physical, mental, and other differences.

### 402.1.1 GENERAL GUIDELINES

Officers will not write an offense report when they are the victim of a crime. The victim officer will write a supplement. The offense report will be written by an officer who is not a victim.

An incident number will be assigned and all required fields completed during documentation anytime an employee observes or receives any information concerning the following, but not limited to:

- (a) Criminal or suspected criminal offenses, regardless of the victim's level of cooperation.

### 402.2.4 REPORT WRITING

- (a) All reports shall accurately reflect:
  1. The identity of the persons involved.
  2. All pertinent information seen, heard, or assimilated by any other sense.
  3. Any action(s) taken.

Recommended Classification: *The OPO is permitted to make a preliminary recommendation on the classification of administrative cases.*

***The OPO recommends this complaint receive a B classification.***