



OFFICE OF POLICE OVERSIGHT

NOTICE OF COMPLAINT

January 13, 2023

ICMS #: 2023-0029

On January 12, 2023, the OPO received a phone complaint.

The complainant alleges: A court date was set for her sister at [REDACTED]. Officers had searched the house with a warrant before because of an incident that happened in the house. During that search, the officers cut holes in the wall and damaged the electrical and the door and she wants to know who is going to pay for the damages. On [REDACTED] she made sure the house was locked and secure and she put a lock on the gate. While they were in court two officers tried to get into the house without a search warrant. They could not get in through the front door so one of the officers tried to get in the back door. The two-officer conversed with the neighbors. Detective [REDACTED] came by the house looking around. The Complainant has been staying at her sister's house and she also has power of attorney over everything. On [REDACTED] the complainant left her son at the house and went back to [REDACTED], Texas where she lives to get more clothes. Between [REDACTED] that day, three officers came to the house with two ladies, one guy, and 2 or 3 officers. One of the officers banged on the door with what she thought was a hammer. The officers had the tools to break into the house. Her son opened the door, terrified, and was questioned by the officers and told the house was abandoned. Her son told the officers he was staying there with his mom and that she had just left. Her son called her and put the officer on the phone. The officer told her they had a relative of the deceased who was trying to get clothes to bury him in. She explained to the officers that her attorney told her to hold off on things to give her sister some time. She began to cry and tell them she had power of attorney; they had no right to let anyone in the house and they needed to leave. She explained to the officer that her sister was the next of kin and that she was handling everything for her thru an attorney. The officer told the complainant that Officer [REDACTED] would call her. The complainant spoke to Officer [REDACTED] in tears and explained to him that he should not let anyone in the house and that she was power of attorney and handling things thru an attorney. The complainant spoke to the cousin and explained to her that the deceased was going to be cremated and no clothes were needed and that she was handling everything thru an attorney. The officer called her back later and told her the cousin wanted to get military information from the house. She told him they had no right to break into the house. She heard the officer tell the cousin it was a civil affair. The complainant feels she



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is being harassed and is nervous about leaving the house because they may try to break in again. The complainant is smart enough to know it is not normal what the officers are doing, and it is not fair to her and her family.

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.