



**CITY OF CLEVELAND**  
Mayor Justin M. Bibb

**Civilian Police Review Board Agenda**

Tuesday January 14, 2025

**Billy Sharp, Chair**

**Marcus Perez, Administrator**

**Civilian Police Review Board &  
Office of Professional Standards**

205 West St. Clair, 3rd Floor

Cleveland, Ohio 44113

[www.clevelandohio.gov/ops](http://www.clevelandohio.gov/ops)

**CIVILIAN POLICE REVIEW BOARD**  
**MEMBERS OF THE BOARD**

Billy Sharp, Chair

Brandon Brown, Vice Chair

Dave Gatian, Board Member

Sherall E. Hardy, Board Member

Kenneth Mountcastle, Board Member

Chenoa C. Miller, Board Member

Michael Graham, Board Member

Diana Cyganovich, Board Member

Glenn Parker III, Board Member

**MEETING NOTICE & AGENDA**

The Civilian Police Review Board will hold a public meeting at the following date and time:

**Tuesday January 14, 2025 at 0900 am**

**THE MEETING WILL BE HELD VIRTUALLY ONLINE**

**You can view the meeting via YouTube:**

<https://www.youtube.com/channel/UCjvji5gYnraY74Emrj6N5wg>

# Tuesday January 14, 2025

## MEETING AGENDA

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|-------|---|----------------------------------|
| I.    | CALL TO ORDER   | Billy Sharp, Chair               |
| II.   | APPROVAL OF MINUTES   | CPRB                             |
| III.  | PUBLIC COMMENT  | Billy Sharp, Chair               |
| IV.   | PRESENTATION OF INVESTIGATIONS  | Marcus Perez, Administrator      |
|       | <b>A.</b> OPS Completed Cases   |                                  |
|       | <b>B.</b> Chief and Director of Public Safety<br>Notice of Outcome  | Vince Funari, Sr. Investigator   |
|       | <b>C.</b> Status Update on IA Referrals   |                                  |
| V.    | EXECUTIVE SESSION   | CPRB                             |
|       | <b>A.</b> Motion for executive session for<br>Personnel, employment and<br>Discipline matters will be considered. |                                  |
|       | <b>B.</b> Labor and Civil Service Training Session  | Tiffany Fishbach, Law Department |
|       | <b>C.</b> Roll call to adjourn the executive session  |                                  |
| VI.   | OPS STATUS REPORT   | Marcus Perez, Administrator      |
|       | <b>A.</b> Community Outreach Update   | Elan Pavlinich, C.E.D            |
|       | <b>B.</b> NACOLE Vouchers   | Kristen Traxler, General Manager |
| VII.  | NEW BUSINESS  | Marcus Perez, Administrator      |
|       | <b>A.</b> Status update on 2023 Annual Report   |                                  |
|       | <b>B.</b> Community Engagement Awareness<br>Strategy  |                                  |
|       | <b>C.</b> Updates on policy recommendations   | Vince Funari, Sr. Investigator   |
| VIII. | OLD BUSINESS  | Billy Sharp, Chair               |
|       | <b>A.</b> Attorney/Compliance Officer   |                                  |
| IX.   | ADJOURNMENT   |                                  |

## Presentation of Investigations

COUNT	OPS#	COMPLAINANT	INVESTIGATOR	ALLEGATION	CPRB DISPOSITION
1	23-279	Jones, L.	Teckmyer (Presented by Watson)	Excessive Force  Improper Procedure-Arrest	<b>Sgt. Andrew Harhay, #9136</b> <b>Allegation: Excessive Force</b> Recommendation: Motion: Second:  <b>Allegation: Improper Procedure-Arrest</b> Recommendation: Motion: Second:
2	23-293	Cousins	Green	Improper Procedure - Arrest	<b>P.O. Albert Buccini, #2130</b> <b>Allegation: Improper Procedure-Arrest</b> Recommendation: Motion: Second:  <b>P.O. Steven Webb, #1624</b> <b>Allegation: Improper Procedure-Arrest</b> Recommendation: Motion: Second:
3	22-156	Johnson	Smith	Unprofessional Behavior/Conduct  WCS Violation	<b>P.O. Xavier Lynch, #730</b> <b>Allegation: Unprofessional Behavior/Conduct</b> Recommendation: Motion: Second:  <b>Allegation: WCS Violation</b> Recommendation: Motion: Second:
4	23-084	Jones, K.	Smith	Lack of Service	<b>P.O. Sean Kergan, #1511</b> <b>Allegation: Lack of Service</b> Recommendation: Motion: Second:  <b>P.O. Zachary Scanlon, #1339</b> <b>Allegation: Lack of Service</b> Recommendation: Motion: Second:

5	24-045	Thurman	Khabir (Presented by Bowker)	Improper Procedure-Search	<p><b>P.O. Delonzo Goshen, #742</b>  <b>Allegation: Improper  Procedure-Search</b>  Recommendation:  Motion:  Second:</p> <p><b>Det. Matthew Hutchinson,  #728</b>  <b>Allegation: Improper  Procedure-Search</b>  Recommendation:  Motion:  Second:</p> <p><b>P.O. Michael Schade, #290</b>  <b>Allegation: Improper  Procedure-Search</b>  Recommendation:  Motion:  Second:</p>
6	24-203	Whitlow	Khabir (Presented by Bowker)	Unprofessional Behavior/Conduct	<p><b>Sgt. Daniel Day, #9182</b>  <b>Allegation: Unprofessional  Behavior/Conduct</b>  Recommendation:  Motion:  Second:</p>
7	24-252	Grant	Bowker	Lack of Service  Harassment-Bias	<p><b>P.O. Megan Hollenbeck, #187</b>  <b>Allegation: Lack of Service</b>  Recommendation:  Motion:  Second:</p> <p><b>Allegation: Harassment-Bias</b>  Recommendation:  Motion:  Second:</p>
8	23-294	Campbell	Szymanski	Unprofessional Behavior/Conduct	<p><b>P.O. John Marincek, #1775</b>  <b>Allegation: Unprofessional  Behavior/Conduct</b>  Recommendation:  Motion:  Second:</p>



			<p>report regarding her missing child. PO Mooneyham did not file the report and instead filed an Interference with Custody report. By not filing the Juvenile Missing Child report, P.O. Mooneyham was in violation of GPO 6.2.17, and Manual of Rules section 4.18.</p> <p><b>Sgt. Albert Oliver #9220</b></p> <p><b>Date Heard by CPRB: 05/14/2024</b></p> <p><b>CPRB Recommendation: Sustained</b></p> <p>The CPRB is recommending that the allegation of Lack of Service is SUSTAINED. The CPRB asserts that on 8/29/2022, Sgt. Albert Oliver, # 9220 failed to provide adequate service at the 4th District when the complainant requested that he file a missing person juvenile report regarding her missing child. Sgt. Albert Oliver, # 9220 did not file the report. He advised his officer to make an Interference with Custody report. By not filing the Missing Person Juvenile report, Sgt. Albert Oliver, # 9220 was in violation of GPO 6.2.17, and Manual of Rules section 4.18</p>	<p>recommendation for Specification # 2, and I recommend Specification # 2 be "Dismissed" as set forth in the charge letter."</p> <p>Date Heard by Chief: 11/25/2024</p> <p><b>Chief Departure: Dismissed</b></p> <p>The Chief departed from this specification and the rationale was stated as: "Regarding Specification # 2: Sgt. Oliver did evaluate the matter and correctly determined that an Interference with Custody report was the proper report to be made. Furthermore, he called the male with the complainant's child and successfully arranged for the child to be returned to the mother that same day. Because Sergeant Oliver ensured the appropriate police report was made and had the child returned to the child's mother, I am departing from the Civilian Police Review Board's recommendation for Specification # 2, and I recommend Specification # 2 be "Dismissed" as set forth in the charge letter."</p>
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2	24-038	Holsinger	Khabir	<p>Allegation: Unprofessional Behavior/Conduct</p> <p><b>Detective Patrick Bishop, #150</b></p> <p><b>Date Heard by CPRB:</b> 7/9/2024</p> <p><b>CPRB Recommendation:</b> <b>Sustained</b></p> <p>The CPRB is recommending that the allegation of Unprofessional Behavior/Conduct be <b>SUSTAINED</b>. The CPRB asserts that on 2/22/2024, Det. Patrick Bishop, #150 was unprofessional during their interaction with patrons of Playhouse Square when trying to disperse a crowd. Several patrons felt the tone was intimidating and threatening while the orders were given to disperse, with a hand placed near the service weapon violating GPO 7.03.03 and Manual Rules 5.01, 5.08 and 5.09 (Group 1 Violation).</p>	<p>Date Heard by Chief: 12/16/2024</p> <p><b>Chief Departure: Dismissed</b></p> <p>The Chief departed from this specification and the rationale was that the hearing did not convey a preponderance of evidence to find the behavior/conduct of Det. Patrick Bishop was unprofessional. There was no evidence to suggest that he used foul language or threatened any person. Further, police weapons are generally located in an area where a hand is likely to be near, so it is neither uncommon nor against policy for an Officer to have their hand near their weapon, especially when in close quarters to a crowd.</p> <p>The Chief is departing from the CPRB's recommendation for Specification #1, and recommending Specification #1 be "Dismissed" as set forth in the charge letter.</p>
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### Statics on Cases for January Meeting

<b>INVESTIGATION STATUS:</b>	
<b>Abridged:</b>	4
<b>Standard:</b>	5
<b>Complex:</b>	0
<b>Harassment:</b>	1
<b>Excessive Force:</b>	2
<b>Lack of Service:</b>	2
<b>Unprofessional Behavior/Conduct</b>	3
<b>Bias Policing</b>	1
<b>WCS Violation</b>	1
<b>IMPROPER PROCEDURE:</b>	4
<b>Improper Citations</b>	0
<b>Improper Search</b>	1
<b>Improper Stop</b>	1
<b>Improper Tow</b>	0
<b>Improper Arrest</b>	2
<b>Improper Warrant</b>	0
<b>Improper Collection of Evidence</b>	0
<b>PROPERTY:</b>	0
<b>Missing Property</b>	0
<b>Damage to Property</b>	0